

BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

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

MEETING MINUTES

Tuesday, January 21, 2003 2:00 PM

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

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

BOARD COMMITTEES

Committee Membership

Budget Committee

Supervisors Maxwell, Peskin, Ammiano, McGoldrick

City and School District Committee

Supervisor Ammiano, Commissioner Wynns, Commissioner Mar

Finance Committee

Supervisors Peskin, Daly, Maxwell

Health and Human Services Committee

Supervisors Daly, Maxwell

Neighborhood Services and Recreation Committee

Supervisors Newsom, McGoldrick

Public Works and Public Protection Committee

Supervisors Sandoval, Gonzalez

Rules and Audits Committee

Supervisors Hall, Gonzalez, Sandoval

Transportation and Commerce Committee

Supervisors McGoldrick, Hall, Ammiano

Meeting Days

2nd, 3rd and 4th Tuesday
1:00 PM

3rd Wednesday
3:00 PM

Wednesday
12:30 PM

1st and 3rd Thursday
1:00 PM

2nd and 4th Thursday
2:00 PM

1st and 3rd Tuesday
10:00 AM

1st and 3rd Tuesday
1:00 PM

2nd and 4th Thursday
9:30 AM

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

Members Present: Tom Ammiano, Chris Daly, Bevan Dufty, Matt Gonzalez, Tony Hall, Fiona Ma, Sophie Maxwell, Jake McGoldrick, Gavin Newsom, Aaron Peskin, Gerardo Sandoval.

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:02 p.m. On call of the roll, the following Supervisors were noted absent:

Supervisors Ammiano, McGoldrick, Newsom - 3

Quorum present.

Supervisors Ammiano and McGoldrick were noted present at 2:04 p.m.

APPROVAL OF MEETING MINUTES

There were none.

COMMUNICATIONS

There were none.

Supervisor Newsom excused from Attendance

Supervisor Daly, seconded by Supervisor Ma, moved to excuse Supervisor Newsom from attending today's meeting. The motion carried by the following vote:

Ayes: 8 - Daly, Dufty, Gonzalez, Hall, Ma, Maxwell, Peskin, Sandoval

Absent: 3 - Ammiano, McGoldrick, Newsom

Privilege of the Floor

Supervisor Hall, seconded by Supervisor Dufty, moved to suspend Rule 4.28 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guests. The motion carried by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Gonzalez, Hall, Ma, Maxwell, McGoldrick, Peskin, Sandoval

Absent: 1 - Newsom

Supervisor Hall introduced, welcomed and presented a Certificate of Honor to Herbert Hammerall celebrating his 100th Birthday.

Supervisor McGoldrick introduced, welcomed and presented a Certificate of Honor to members of the Local for Chinese Garment Workers.

CONSENT AGENDA

Recommendations of the Finance Committee

**021984 [HIV Care and Related Services for Women and Minorities]
Supervisors Daly, Gonzalez**

Resolution authorizing the San Francisco Department of Public Health (SFDPH) AIDS Office (AO) to accept and expend the second year of a grant in the amount of \$650,000 from the DHHS Office of Minority Health (DHHS OMH) to improve AIDS related health outcomes for women and minorities and to enter into an agreement for the use of these funds; for the period of September 30, 2002 to September 29, 2003. (Public Health Department)

(Public Benefit Recipient.)

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

Resolution No. 31-03

ADOPTED

022051 [Transfer State funds for contract services to improve access to mental health treatment for children in foster care /other children placed outside of San Francisco]

Resolution endorsing the transfer of State general funds from the State to the California Mental Health Directors Association for a contract to provide services to foster care and other Medi-Cal eligible children placed outside of San Francisco, for the period of July 1, 2002 through June 30, 2003. (Public Health Department)

(Public Benefit Recipient.)

Resolution No. 33-03

ADOPTED

Recommendations of the Rules and Audits Committee**022048 [Settlement of Lawsuit]**

Ordinance authorizing settlement of the lawsuit filed by Scott Nisbet and Daniel David against the City and County of San Francisco and AT&T Corporation in exchange for a waiver of costs by San Francisco; the lawsuit was filed on February 19, 2002 in San Francisco Superior Court, Case No. 02-404691; entitled Nisbet and David v. AT&T Corp. and the City and County of San Francisco; other material terms of said settlement are that AT&T will pay costs and fees to plaintiffs' counsel, and will provide pre-paid telephone calling cards with a value of \$50,000 for free distribution in San Francisco; these cards will be distributed through the San Francisco Convention and Visitors Bureau, the San Francisco Department of Public Health, and the San Francisco Department of Human Services. (City Attorney)

(No Public Benefit Recipient.)

PASSED, ON FIRST READING

021944 [Appointment]

Resolution appointing Carla Hollis, term ending January 31, 2006, and Godofredo Gomez, Ralph Gibson, Bud Wilson, and Aaron Zeff, terms ending January 31, 2007, to the Veterans Affairs Commission.

Godofredo Gomez, succeeding Carla Hollis, term expired, seat 1, must be an at-large appointment, for a new four-year term ending January 31, 2007;

Carla Hollis, succeeding C. J. O'Mara, term expired, seat 5, must be a woman veteran, for the unexpired portion of a four-year term ending January 31, 2006;

Ralph Gibson, succeeding Vincent Rios, term expired, seat 7, must be a person who served in the Armed Forces of the United States of America and is suffering under a physical disability arising from that service, in accordance with the definitions applied in such cases by the Veterans' Administration, for a new four-year term ending January 31, 2007;

Bud Wilson, succeeding himself, term expired, seat 8, must be an at-large appointment, for a new four-year term ending January 31, 2007;

Aaron Zeff, succeeding himself, term expired, seat 11, must be an at-large appointment, for a new four-year term ending January 31, 2007.

Resolution No. 30-03

ADOPTED

**022054 [Appointment]
Supervisor Daly**

Resolution appointing Kim Schoen, Barbara Blong, Gay Kaplan, and Merle Malakoff, terms to be determined, to the Homeless Senior Task Force, residency requirement waived.

Kim Schoen, new position, seat 5, must be familiar with disability issues, term to be determined;
Barbara Blong, new position, seat 6, must have expertise in transitional housing especially shelter operations, term to be determined;
Gay Kaplan (residency requirement waived), new position, seat 7, must have expertise in the development of permanent affordable housing, term to be determined;
Merle Malakoff, new position, seat 8, must have expertise in the development of permanent affordable housing, term to be determined.

Supervisor Daly requested to be added as sponsor.

Resolution No. 27-03

ADOPTED

The foregoing items were acted upon by the following vote:

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

REGULAR AGENDA

UNFINISHED BUSINESS

From the Clerk

030028 [Adopting findings related to the conditional use appeal on property located at 2444-2454 Noriega Street]

Motion adopting findings related to the appeal of the approval of the Director of Planning, serving as the Planning Commission during last year's Planning emergency, of Conditional Use Application No. 2002.0736C (which authorized, subject to conditions, the installation of three antennas within a rooftop mounted cylinder radome, one GPS antenna mounted to the roof, and four associated equipment cabinets within the ground floor storage room of the one-story commercial building as part of the wireless telecommunications network operated by MetroPCS) within an NC-2 (Small-Scale Neighborhood Commercial) Zoning District and a 40-X Height and Bulk District, pursuant to Section 711.83 of the Planning Code, on property located at 2444-2454 Noriega Street, north side between 31st and 32nd Streets (Lot 004F in Assessor's Block 2018). (Clerk of the Board)

(Companion measure to Files 021872, 021873, 021874, 021875.)

Motion No. M03-9

APPROVED by the following vote:

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

Recommendations of the Finance Committee**021804 [Garbage Collection Truck Licensing Fee]**

Ordinance increasing the licensing fee for garbage trucks and the amount deposited into the Mandatory Refuse Collection Service Fund by amending Section 249.6 of the San Francisco Business and Tax Regulations Code and Section 10.100-7 of the San Francisco Administrative Code and ratifying past actions taken in connection with such licensing fee. (Public Health Department)

(No Public Benefit Recipient.)

Ordinance No. 7-03

FINALLY PASSED by the following vote:

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

**021856 [Providing for a new complaint procedure for the enforcement of the prevailing wage requirements]
Supervisors Ammiano, Peskin, Maxwell, Daly, McGoldrick, Dufty**

Ordinance adding Subsection 6.24(C) to San Francisco Administrative Code, Chapter 6, Article II, Section 6.24 to establish a procedure for the Labor Standards Enforcement Officer's administration of complaints in the enforcement of prevailing wage requirements.

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

Ordinance No. 8-03

FINALLY PASSED by the following vote:

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

**021911 [MOU, H-1 Fire Rescue Paramedics, Local 790]
Mayor**

Ordinance adopting and implementing the terms of the Memorandum of Understanding between the Service Employees International Union, Local 790 for H-1 Fire Rescue Paramedics and the City and County of San Francisco to be effective for the period July 1, 2001 through June 30, 2003. (Mayor)

Ordinance No. 9-03

FINALLY PASSED by the following vote:

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

Recommendations of the Rules and Audits Committee**020392 [Webpage Enhancement and Maintenance for the Board of Supervisors]
Supervisors Sandoval, Daly**

Motion amending Rules of Order of the Board of Supervisors by adding Rule 6.22, which will direct the Clerk of the Board of Supervisors to provide and maintain enhancements to the Webpage of the Board of Supervisors, and allow individual Supervisors privately to maintain a linked Webpage to be used in furtherance of the conduct of the City's business.

Motion No. M03-10

APPROVED by the following vote:

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

**020913 [Amending the Appointment Process for the Child Care Planning and Advisory Council and
Establishing Child Care Planning Advisory Council Account]
Supervisor Maxwell**

Ordinance amending the San Francisco Administrative Code by amending section 5.200 to: (1) provide that the Board of Supervisors appoints 15 members of the Child Care Planning and Advisory Council ("Council") and that the Board of Education, or County Superintendent of Schools, if the Board of Education delegates the appointment power to her or him, appoints 15 members of the Council and to; (2) amend compensation provisions for Council members to provide for compensation for all members who are not otherwise compensated for attending committee meetings; and amending the San Francisco Administrative Code by adding section 10.100-367 to establish the Child Care Planning and Advisory Council Fund.

Ordinance No. 6-03

FINALLY PASSED by the following vote:

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

**021815 [Publication of Annual Reports - Amend Administrative Code Sections 1.56 and 8.16]
Supervisors Daly, Ma**

Ordinance amending Administrative Code Sections 1.56 and 8.16 to require that department heads, boards and commissions post annual reports on the City's website, and prohibiting departments, boards and commissions from publishing hard copies of such reports without approval of the Board of Supervisors.

Ordinance No. 14-03

FINALLY PASSED by the following vote:

Ayes: 8 - Ammiano, Daly, Dufty, Gonzalez, Hall, Ma, Peskin, Sandoval
Noes: 2 - Maxwell, McGoldrick
Absent: 1 - Newsom

**021937 [Settlement of Lawsuit]
Supervisor Gonzalez**

Ordinance authorizing settlement of the lawsuit filed by plaintiff the Department of Fair Employment and Housing and intervening plaintiff Alane Bernadette Baca against the City and County of San Francisco and Andrew Blackwell for (1) payment of \$100,000.00, including all damages, attorneys' fees and costs, (2) a credit of six (6) weeks of sick leave to intervening plaintiff Baca, and (3) the Police Department issuing a specified Department Bulletin, incorporating that Bulletin into specified EEO trainings, and beginning the process of reviewing and, where applicable, revising Department General Order 11.07; the lawsuit was filed on October 4, 2001, in San Francisco Superior Court, Case No. 325-126; entitled Department of Fair Employment and Housing, et al., v. City and County of San Francisco, et al (Real Party in Interest: Alane Bernadette Baca). (City Attorney)

(Public Benefit Recipient.)

Supervisor Gonzalez requested to be added as sponsor.

Ordinance No. 10-03

FINALLY PASSED by the following vote:

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

021938 [Settlement of Lawsuit]

Ordinance authorizing settlement of the lawsuits filed by William J. Sepatis against the City and County of San Francisco for \$100,000; the lawsuit under US District Court Case No. C00-2299 MHP filed on May 31, 2000 and the lawsuit under US District Court Case No. C00-1626 MHP filed on May 8, 2000 were consolidated, entitled William James Sepatis v. City and County of San Francisco, et al. (City Attorney)

(Public Benefit Recipient.)

Ordinance No. 11-03

FINALLY PASSED by the following vote:

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

021986 [Settlement of Litigation]

Ordinance authorizing settlement of litigation by the City and County of San Francisco against Haruo Abe by accepting the total amount of \$21,250 plus interest as provided in the settlement and Mutual Release and directing its attorney to sign the dismissal with prejudice of the subject litigation upon completion of all of the terms of the settlement agreement. (Treasurer-Tax Collector)

(No Public Benefit Recipient.)

Ordinance No. 12-03

FINALLY PASSED by the following vote:

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

021987 [Settlement of Litigation]

Ordinance authorizing settlement of litigation by the City and County of San Francisco against Hartford Properties, a California Corporation Linda L. Servis and Helen Parduhn Marshall, individuals by accepting the total amount of \$25,000 directing its attorney to sign the Payment Agreement, Settlement and Release.
(Treasurer-Tax Collector)

(Public Benefit Recipient.)

Ordinance No. 13-03

FINALLY PASSED by the following vote:

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

NEW BUSINESS**From Finance Committee "Without Recommendation"****021599 [Approval of Ferry Building Sublease Agreement]
Supervisor Peskin**

Resolution approving Sublease between Ferry Building Associates, LLC, as sublandlord, and San Francisco Port Commission, as subtenant, for the Port Commission Hearing Room and Ancillary Premises, located in the Ferry Building.

(Fiscal impact; No Public Benefit Recipient.)

Supervisor Sandoval, seconded by Supervisor Gonzalez, moved to continue this item to January 27, 2003.

Motion failed by the following vote:

Ayes: 3 - Gonzalez, McGoldrick, Sandoval

Noes: 7 - Ammiano, Daly, Dufty, Hall, Ma, Maxwell, Peskin

Absent: 1 - Newsom

Resolution No. 28-03

ADOPTED by the following vote:

Ayes: 7 - Ammiano, Dufty, Gonzalez, Hall, Ma, McGoldrick, Peskin

Noes: 3 - Daly, Maxwell, Sandoval

Absent: 1 - Newsom

Recommendations of the Rules and Audits Committee**020969 [Prohibition on Use of Public Funds for Printed Greeting Cards]
Supervisors Daly, Peskin, Ma, Gonzalez**

Ordinance amending Chapter 4 of Article III of the San Francisco Campaign and Governmental Conduct Code by adding a new section 3.405 to prohibit the use of City funds to produce or mail printed greeting cards.

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

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Gonzalez, Hall, Ma, Maxwell, McGoldrick, Peskin, Sandoval

Absent: 1 - Newsom

021791 [Preservative-treated Wood Containing Arsenic]
Supervisors Peskin, Sandoval, Daly, Ma, Gonzalez, Maxwell

Ordinance amending the San Francisco Administrative Code by adding Chapter 21G, requiring all City Departments and Contractors to purchase preservative-treated wood only from the list of environmentally preferable alternatives adopted by the Department of the Environment; requiring all City Departments that own or maintain play structures, park equipment or other facilities constructed with preservative-treated wood containing arsenic to undertake certain actions; requiring the Department of the Environment to report to the Commission on the Environment on the programs mandated by this Chapter; requiring disposal of preservative-treated wood containing arsenic at approved landfills; and directing the Department of Building Inspection and the Department of the Environment to report on a possible citywide ban on preservative-treated wood containing arsenic.

Supervisors Daly, Ma, Gonzalez and Maxwell requested to be added as co-sponsors.

PASSED ON FIRST READING by the following vote:

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

021853 [Extending the Existence of the CEDAW Task Force]
Supervisors Maxwell, Daly, Ma, Peskin, Sandoval, Gonzalez

Ordinance amending San Francisco Administrative Code by amending Section 12K.5 to change the expiration date of the Convention to Eliminate all forms of Discrimination Against Women ("CEDAW") Task Force from December 31, 2002 to June 30, 2003.

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

PASSED ON FIRST READING by the following vote:

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

021943 [Appointment]

Resolution appointing Janet Reilly, Robert McDonnell, Leah Shahum, and Maryanne Harrison, for a term subject to review and affirmation on January 31, 2005, to the Golden Gate Bridge, Highway and Transportation District.

Janet Reilly, succeeding Joseph Blue, seat 1, must represent the public at large, for a two-year term subject to review and affirmation by the Board of Supervisors by January 31, 2005;

Robert McDonnell, succeeding himself, seat 2, must represent the public at large, for a two-year term subject to review and affirmation by the Board of Supervisors by January 31, 2005;

Leah Shahum, succeeding herself, seat 3, must represent the public at large, for a two-year term subject to review and affirmation by the Board of Supervisors by January 31, 2005;

Maryanne Harrison, succeeding herself, seat 4, must represent the public at large, for a two-year term subject to review and affirmation by the Board of Supervisors by January 31, 2005.

Supervisor Maxwell, seconded by Supervisor Ammiano, moved to amend by replacing the appointment of Janet Reilly with the appointment of Joseph Blue.

Failed adoption by the following vote:

Ayes: 2 - Ammiano, Maxwell

Noes: 7 - Peskin, Sandoval, Daly, Dufty, Gonzalez, Hall, Ma

Absent: 2 - McGoldrick, Newsom

Supervisor Daly moved to amend by replacing the appointment of Robert McDonnell with the appointment of Joseph Blue. Motion failed for lack of a second.

Resolution No. 29-03

ADOPTED by the following vote:

Ayes: 8 - Ammiano, Dufty, Gonzalez, Hall, Ma, McGoldrick, Peskin, Sandoval

Noes: 2 - Daly, Maxwell

Absent: 1 - Newsom

030011 [Appointment]

Resolution appointing Sara Desumala, term ending on December 31, 2004, to the Developmental Disabilities Area Board V.

Sara Desumala, succeeding herself, term expired, seat 2, must have a demonstrated interest and leadership in human services, for the unexpired portion of a three-year term ending December 31, 2004.

Resolution No. 34-03

ADOPTED by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Gonzalez, Hall, Ma, Maxwell, McGoldrick, Peskin, Sandoval

Absent: 1 - Newsom

Supervisor Ammiano Excused from Voting

Supervisor Peskin, seconded by Supervisor Hall, moved to excuse Supervisor Ammiano from voting. The motion carried by the following vote:

Ayes: 9 - Daly, Dufty, Gonzalez, Hall, Ma, Maxwell, McGoldrick, Peskin, Sandoval

Absent: 1 - Newsom

Excused: 1 - Ammiano

030012 [Appointment]

Resolution appointing Supervisor Tom Ammiano as a member of the Board of Directors, Golden Gate Bridge Highway and Transportation District.

Resolution No. 35-03

ADOPTED by the following vote:

Ayes: 9 - Daly, Dufty, Gonzalez, Hall, Ma, Maxwell, McGoldrick, Peskin, Sandoval

Absent: 1 - Newsom

Excused: 1 - Ammiano

Supervisor Hall Excused from Voting

Supervisor Peskin, seconded by Supervisor Dufty, moved to excuse Supervisor Hall from voting. The motion carried by the following vote:

Ayes: 9 - Ammiano, Daly, Dufty, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

Absent: 1 - Newsom

Excused: 1 - Hall

030015 [Appointment]

Resolution appointing Supervisor Tony Hall as a member of the Board of Directors, Golden Gate Bridge Highway and Transportation District.

Resolution No. 36-03

ADOPTED by the following vote:

Ayes: 9 - Ammiano, Daly, Dufty, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

Absent: 1 - Newsom

Excused: 1 - Hall

Supervisor Maxwell Excused from Voting

Supervisor Dufty, seconded by Supervisor McGoldrick, moved to excuse Supervisor Maxwell from voting. The motion carried by the following vote:

Ayes: 9 - Ammiano, Daly, Dufty, Gonzalez, Hall, Ma, McGoldrick, Peskin, Sandoval

Absent: 1 - Newsom

Excused: 1 - Maxwell

030017 [Appointment]

Resolution appointing Supervisor Sophie Maxwell as a member of the Board of Directors, Golden Gate Bridge Highway and Transportation District.

Resolution No. 37-03

ADOPTED by the following vote:

Ayes: 9 - Ammiano, Daly, Dufty, Gonzalez, Hall, Ma, McGoldrick, Peskin, Sandoval

Absent: 1 - Newsom

Excused: 1 - Maxwell

Supervisor McGoldrick Excused from Voting

Supervisor Dufty, seconded by Supervisor Peskin, moved to excuse Supervisor McGoldrick from voting. The motion carried by the following vote:

Ayes: 9 - Ammiano, Daly, Dufty, Gonzalez, Hall, Ma, Maxwell, Peskin, Sandoval

Absent: 1 - Newsom

Excused: 1 - McGoldrick

030019 [Appointment]

Resolution appointing Supervisor Jake McGoldrick as a member of the Board of Directors, Golden Gate Bridge Highway and Transportation District.

Resolution No. 38-03

ADOPTED by the following vote:

Ayes: 9 - Ammiano, Daly, Dufty, Gonzalez, Hall, Ma, Maxwell, Peskin, Sandoval

Absent: 1 - Newsom

Excused: 1 - McGoldrick

022015 [Amending Rules of Order 3.9 - Roll Call Requests]

Supervisors Gonzalez, Daly

Motion amending Rule 3.9 of the Rules of Order of the Board of Supervisors to allow Supervisors to make Roll Call requests for introduction at alternate Board meetings beginning in February of 2003.

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

Motion No. M03-7

APPROVED by the following vote:

Ayes: 9 - Ammiano, Daly, Dufty, Gonzalez, Hall, Ma, McGoldrick, Peskin, Sandoval

Noes: 1 - Maxwell

Absent: 1 - Newsom

022026 [Amending the Rules of Order of the San Francisco Board of Supervisors]

Motion amending Rules 1.1, 2.9, 2.18, 3.7, 3.8, 3.11, and 5.35 of the Rules of Order of the Board of Supervisors to reflect the change of the regular meeting day from Monday to Tuesday and deadlines related thereto. (Clerk of the Board)

Amended on page 2, line 10, after "legislation" by inserting "from Departments and other City agencies"; and further amended on page 3, line 2, by replacing "9:00 a.m." with "12:00 noon"; and further amended on page 3, lines 12 and 19, by replacing "9:00 a.m." with "12:00 noon".

Supervisor Daly, seconded by Supervisor Sandoval, moved that this Motion be AMENDED. The motion carried by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Gonzalez, Hall, Ma, Maxwell, McGoldrick, Peskin, Sandoval

Absent: 1 - Newsom

Motion No. M03-11

APPROVED AS AMENDED by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Gonzalez, Hall, Ma, Maxwell, McGoldrick, Peskin, Sandoval

Absent: 1 - Newsom

SPECIAL ORDER 3:00 P.M.**Board of Supervisors Sitting as a Committee of the Whole****022040 [FY 2002-2003 and FY 2003-2004 Budgets]****Supervisors Maxwell, Daly**

Hearing on FY 2002-2003 and FY 2003-2004 budgets at a Committee of the Whole on January 13, 2003. The hearing will include reports from the Controller and the Mayor's Budget Office on mid-year budget reduction proposals, the most current budget projections for the City, and potential impacts for San Francisco from the State budget shortfall.

Supervisor Maxwell reviewed with the Board the 2002-2003 and 2003-2004 budget outlook. She introduced Monique Zumuda, Controller's Office and Ben Rosenfield, Mayor's Office.

Monique Zumuda, Assistant Controller and Ben Rosenfield Mayor's Budget Director presented reports on the current 2002-2003 financial condition, the 2003-2004 budget projections and the impact of proposed cuts from the State of California.

The Board engaged in a question and answer with the Ms. Zumuda and Mr. Rosenfield reviewing issues relating to solutions to the projected budget deficit.

President Gonzalez inquired if there was anyone present who wished to address the Board.

Female Speaker; budget solutions

Ernestine Weiss; budget revenue solutions

Jody Monaghan; Environmental Officer against the elimination of these positions

Male Speaker; against increasing of parking fines

Mary Anderson; Environmental Officer against the elimination of these positions

Jeffrey Lieberwitz; tax payer support of Environmental Officer

Male Speaker; Environmental Officer against the elimination of these positions

Gail Neira.; budget solutions

Patricia Boyd; Cowhollow resident asked that if cuts are made to city services that they be fair and felt by all neighborhoods

Francisco Gomez; Environmental Officer against the elimination of these positions

Espanola Jackson; information from PUC regarding outside SF users

Denise Diana, former City employee; budget issues

Daja Bowler; Environmental Officer issues

John Bardis; President Gonzalez recognized former Supervisor Bardis and thanked him for his donation to the Harvey Milk Monument. Mr. Bardis informed the Board that no reports were available prior to the meeting and requested that this item be continued. He encouraged the Board to reduce positions and freeze salaries to reduce the budget deficit.

The President declared the Public Comment portion of the meeting closed.

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

HEARD AT PUBLIC HEARING.

SPECIAL ORDER 3:00 P.M.**022020 [Public Hearing - Appeal, Supplemental EIR for the San Francisco Cruise Terminal Mixed Use Project and Brannan Street Wharf Project]**

Hearing of persons interested in or objecting to the Planning Commission certification of the Final Supplemental Environmental Impact Report, Planning Case No. 94.155E, for a proposed mixed-use cruise terminal facility/residential project, located on Piers 30-32 and Seawall Lot 330 and a public open space project, in the location of Piers 34 and 36, in the Port of San Francisco. (Clerk of the Board)

(Appeal filed December 11, 2002; companion measure to Files 022020, 022021, 022022, 022023.)

Gerald Green, Director of Planning and Paul Maltzer, Department of Planning Representative reviewed with the Board the Planning Commission's recommendation.

Appellant's Attorney, Stewart Flashman; support appellant

Professor Mike Cortez; support appellant

L. St. John; support appellant

Robert Botta; support appellant

Leslie Cowan; support appellant

Ross Klein; support appellant

Tim Eichenberg, Oceania; support appellant

Teri Shore, Bluewater Network; support appellant

Dolph Helman; support appellant, resident of the area surrounding proposed cruise terminal

Earl Gee; support appellant

Kieran Darby; resident and business owner in the area surrounding proposed cruise terminal

Ernestine Weiss; support appellant

Peter Tamara; support appellant

Barabar Inaba; support appellant

Mr. Hernandez; support appellant

Byron Rhett, Port Representative; project sponsor

Paul Maltzer, Department of Planning Representative, project sponsor

Board members reviewed and discussed issues with the Department of Planning representatives.

Jeffrey Lieberwitz; support project sponsor (Supervisor Peskin informed the speaker that the Board is complying with State Law by holding this hearing.)

Catherine Cooper; support project sponsor

Female Speaker; support project sponsor

Gail Neira; support project sponsor

Richard Dickerman; support project sponsor

Jim Haas; support project sponsor

Steve Reilly, Owner of Red's Java House; support project sponsor

Henry Graham, President/Local 10; support project sponsor

Lee Sandall; Longshoreman's Local

Michael Sweep; support project sponsor

A rebuttal period was allowed.

The President declared the public hearing closed.

HEARD AT PUBLIC HEARING.

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.

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

- 022021 [Affirming Planning Commission certification of the FSEIR for the S.F. Cruise Terminal Mixed Use Project and Brannan Street Wharf Project]**
Motion affirming Planning Commission certification of the Final Supplemental Environmental Impact Report for a proposed mixed-use cruise terminal facility/residential project, located on Piers 30-32 and Seawall Lot 330 and a public open space project, in the location of Piers 34 and 36, in the Port of San Francisco, in the City and County of San Francisco. (Clerk of the Board)
Motion No. M03-8
Supervisor Daly, seconded by Supervisor Peskin, moved that this Motion be **APPROVED**. The motion carried by the following vote:
Ayes: 10 - Ammiano, Daly, Dufty, Gonzalez, Hall, Ma, Maxwell, McGoldrick, Peskin, Sandoval
Absent: 1 - Newsom
- 022022 [Reversing the Planning Commission certification of the FSEIR for the S.F. Cruise Terminal Mixed Use Project and Brannan Street Wharf Project.]**
Motion reversing the Planning Commission certification of the Final Supplemental Environmental Impact Report for a proposed mixed-use cruise terminal facility/residential project, located on Piers 30-32 and Seawall Lot 330 and a public open space project, in the location of Piers 34 and 36, in the Port of San Francisco, in the City and County of San Francisco. (Clerk of the Board)
Supervisor Daly, seconded by Supervisor Peskin, moved that this Motion be **TABLED**. The motion carried by the following vote:
Ayes: 10 - Ammiano, Daly, Dufty, Gonzalez, Hall, Ma, Maxwell, McGoldrick, Peskin, Sandoval
Absent: 1 - Newsom
- 022023 [Preparation of findings reversing the Planning Commission certification of the FSEIR for the S.F. Cruise Terminal Mixed Use Project and Brannan Street Wharf Project]**
Motion directing the Clerk of the Board to prepare findings reversing the Planning Commission certification of the Final Supplemental Environmental Impact Report for a proposed mixed-use cruise terminal facility/residential project, located on Piers 30-32 and Seawall Lot 330 and a public open space project, in the location of Piers 34 and 36, in the Port of San Francisco, in the City and County of San Francisco. (Clerk of the Board)
Supervisor Daly, seconded by Supervisor Peskin, moved that this Motion be **TABLED**. The motion carried by the following vote:
Ayes: 10 - Ammiano, Daly, Dufty, Gonzalez, Hall, Ma, Maxwell, McGoldrick, Peskin, Sandoval
Absent: 1 - Newsom

ROLL CALL FOR INTRODUCTIONS

PUBLIC COMMENT

Abdulla Megahed; general issues, peace, homeless

John Kelly; statistics on homeless people dying on City streets

Esponola Jackson; parking fines

Robert Botta; Father Peter Sammon

Myrna Lim; affirmative action

Jeffrey Washington; concern over diversity actions

Andrew Bozeman; budget issues/solutions

Female Speaker; Tuesday broadcast on KPOO

Robert Boyd; concerned over appointment of GG Bridge appointment (City Attorney informed the speaker that he can only speak on items not on the agenda for action)

Francisco De Costa; air quality

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.

030073 [Legislative Analyst Request - Serial Inebriation]

Supervisors McGoldrick, Maxwell

Motion requesting the Legislative Analyst to analyze the best practices of other local jurisdiction with regard to dealing with the problem of serial inebriation in public and evaluating the effectiveness of such programs in reducing the incidence of repeated public inebriation by the same persons. Please consider the interagency program operated by the City of San Diego called the Serial Inebriate Program (SIP). In-depth report on this topic, delivered by May 2003.

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

APPROVED by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Gonzalez, Hall, Ma, Maxwell, McGoldrick, Peskin, Sandoval

Absent: 1 - Newsom

**030074 [Legislative Analyst Request - Legislators Retreats]
Supervisors Maxwell, Daly**

Motion requesting the Legislative Analyst to research on how other cities and counties determine space and time for local legislators to conduct retreats. In particular, examine how the Cities of Richmond and Redwood City, California, and Reno, Nevada conduct legislative retreats. Sponsor requests this report by March 7, 2003.

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

APPROVED by the following vote:

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

**030077 [Legislative Analyst Request - Update File Number 011590]
Supervisor Daly**

Motion requesting the Legislative Analyst to update File Number 011590 (Leno) related to the Digital Divide, with specific emphasis on the City's progress in addressing the Digital Divide. Please complete this report by February 13, 2003.

APPROVED by the following vote:

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

**030078 [Legislative Analyst Request - Cruise Ship Terminal at Piers 30 and 32]
Supervisor Daly**

Motion requesting the Legislative Analyst to examine the regulatory process for approval of the proposed Cruise Ship Terminal at Piers 30 and 32, provide analysis of state legislation that has been approved and may be proposed regarding this site, describe efforts in other communities to plan for cruise terminals and to provide guidance to City staff in advance of regulatory approvals at the Board of Supervisors. Please provide an initial report no later than February 13, 2003 and continue working until legislation is adopted.

APPROVED by the following vote:

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

From Rules and Audits Committee "Without Recommendation"**CLOSED SESSION****021541 [Settlement of Lawsuit]**

Ordinance authorizing settlement of the lawsuit filed by Robert Haaland against the City and County of San Francisco for \$107,500; the lawsuit was filed on August 10, 1999 in San Francisco Superior Court, Case No. 305-552; entitled Robert Haaland, et al., v. City and County of San Francisco, et al. (City Attorney)

(Public Benefit Recipient.)

Continued to January 27, 2003

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

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

CLOSED SESSION**030033 [Existing Litigation - Realty Equities, Inc. v. San Francisco]**

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 litigation filed against the City and County of San Francisco by plaintiffs who have challenged the validity of an appeal from a Planning Commission decision granting a conditional use authorization, which decision was reversed by the Board of Supervisors on appeal, regarding a proposed demolition of an existing motel (Lanai Motel) and construction of a four story tourist hotel at 2361 Lombard St.

Realty Equities, Inc. v. San Francisco
San Francisco Superior Court No. 314-332, filed 8/14/00

The Closed Session is permitted by California Government Code Section 54956.9 (a) and Administrative Code (Sunshine Ordinance) Section 67.10 (d) (1), and discussion in open session concerning this matter would likely and unavoidably prejudice the position of the City in the pending litigation.

Continued to January 27, 2003

Supervisor Daly, seconded by Supervisor Dufty, moved that this Litigation be CONTINUED. The motion carried by the following vote:

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

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 44 through 57**022044 [Supporting Assembly Bill 18]****Supervisors Dufty, Ammiano, McGoldrick, Peskin**

Resolution supporting Assembly Bill 18, eliminating the preemption clause of the State Fair Employment and Housing Act.

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

Resolution No. 32-03

ADOPTED

030058 [Honoring Mayor Massimo Mallegni and Honorable Cultural Assessor Massimilano Simoni]**Supervisors Ammiano, Hall**

Resolution honoring the Honorable Mayor Massimo Mallegni and the Honorable Cultural Assessor Massimilano Simoni for their participation in the "1st International Marble Mosaic Competition" which will be held in both San Francisco and Pietrasanta on September 27th and 28th, 2003.

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

Resolution No. 39-03

ADOPTED

030059 [Taking stand against hate crime at Women's Building]**Supervisors Ammiano, Dufty, Daly**

Resolution taking a stand against the intolerable hate crime attacks done to the Women's Building, and asking anyone with information about the attacks to contact the Mission Police Station.

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

Resolution No. 40-03

ADOPTED

030060 [Supporting operations of California Coastal Commission]**Supervisor Peskin**

Resolution supporting the continued operation of the California Coastal Commission and urging State government to modify appointment procedures of the Commission so that it may continue its good work implementing the State of California's coastal protection program in perpetuity.

Resolution No. 54-03

ADOPTED

030061 [Authorize DPT Grant of \$400,000 to establish a Motorist Information System]**Supervisors Newsom, Dufty**

Resolution authorizing the Department of Parking and Traffic to accept and expend a grant in the amount of \$400,000 from the California Department of Transportation (Caltrans) to establish a Motorist Information System.

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

Resolution No. 41-03

ADOPTED

**030062 [Authorize DPT Grant of \$360,000 from Hazard Elimination Program]
Supervisor Newsom**

Resolution authorizing the Department of Parking and Traffic to accept and expend a grant in the amount of \$360,000 from the Hazard Elimination Safety Program to implement an emergency vehicle priority system at the 20 to 30 most critical intersections surrounding the five busiest fire stations in the City - the Financial District, Chinatown, Moscone Center, Civic Center and Mission Bay.

Resolution No. 42-03

ADOPTED

**030063 [Urging San Francisco Redevelopment Agency Commission to change meeting day from Tuesday to Monday]
Supervisor Gonzalez**

Resolution urging the San Francisco Redevelopment Agency Commission to move its regularly scheduled meeting time from Tuesday to Monday.

Resolution No. 55-03

ADOPTED

**030064 [Urge State Legislature to adopt Domestic Rights and Responsibilities Act]
Supervisors Ammiano, Daly, Dufty, Gonzalez, Newsom, Peskin, McGoldrick, Maxwell**

Resolution urging the State Legislature to adopt the Domestic Partner Rights and Responsibilities Act of 2003.

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

Resolution No. 43-03

ADOPTED

**030065 [Recognizing Ging P. Bill Wong]
Supervisor Peskin**

Resolution recognizing Mr. Ging P. Bill Wong's 36-year career at the Federal Highway Administration of the U.S. Department of Transportation and his dedicated service on their behalf to our City and declaring January 15, 2003 to be the "Bill Wong Day" in San Francisco.

Resolution No. 44-03

ADOPTED

**030066 [Commending Coastal Conservancy]
Supervisor Peskin**

Resolution commending the Coastal Conservancy for its financial support for Sail San Francisco 2002 and encouraging the Coastal Conservancy's support for similar future events.

Resolution No. 45-03

ADOPTED

**030067 [Commending Most Reverend Ignatius Wang]
Supervisors Ma, Hall, Gonzalez**

Resolution commending the Most Reverend Ignatius Wang on his appointment as Titular Bishop of Sitipa and Auxiliary Bishop of San Francisco.

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

Resolution No. 46-03

ADOPTED

**030068 [Commending San Francisco University High School Girls' Volleyball Team]
Supervisors Ma, Maxwell, Dufty**

Resolution commending the San Francisco University High School Girls' Volleyball Team for their achievements in the Bay Counties League (BCL) and the State Championships.

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

Resolution No. 47-03

ADOPTED

**030069 [Commending Robert Wertz]
Supervisors Newsom, Dufty**

Resolution commending Robert Wertz upon his retirement after serving the youth and families of San Francisco for over 31 years.

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

Resolution No. 48-03

ADOPTED

**030079 [Commending San Francisco University High School Girls' Cross Country Team]
Supervisors Ma, Maxwell, Dufty, Gonzalez**

Resolution commending the San Francisco University High School Girls' Cross Country Team for their achievements in the Bay Counties League (BCL) and the State Championships.

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

Resolution No. 49-03

ADOPTED

The foregoing items were acted upon by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Gonzalez, Hall, Ma, Maxwell, McGoldrick, Peskin, Sandoval

Absent: 1 - Newsom

Severed From Without Committee Reference Agenda

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

022047 [Opposing USA PATRIOT Act]
Supervisors McGoldrick, Sandoval, Daly, Peskin, Maxwell, Gonzalez

Resolution opposing the USA PATRIOT Act and related Executive Orders.

President Ammiano, seconded by Supervisor Daly, moved to suspend Rules of Order No. 2.11. The motion carried by the following vote:

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

Supervisors Maxwell and Gonzalez requested to be added as co-sponsors.

Resolution No. 53-03

ADOPTED by the following vote:

Ayes: 9 - Ammiano, Daly, Dufty, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval
Noes: 1 - Hall
Absent: 1 - Newsom

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). For such resolutions to be considered, the Board must first adopt the following two motions.

[Purely Commendatory Finding]

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

Supervisor Daly, seconded by President Ammiano, moved ADOPTION of the Commendary Finding Act. The motion carried by the following vote:

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

[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.

Supervisor Daly, seconded by President Ammiano, moved ADOPTION of the Brown Act Finding. The motion carried by the following vote:

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

**030092 [Japanese Bilingual Bicultural Program]
Supervisor Gonzalez**

Resolution recognizing the Thirtieth Anniversary of the Japanese Bilingual Bicultural Program.

Resolution No. 50-03

ADOPTED by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Gonzalez, Hall, Ma, Maxwell, McGoldrick, Peskin, Sandoval

Absent: 1 - Newsom

OFF-AGENDA LEGISLATION

Introduced by Supervisors or Mayor

Ordinances

**030088 [MOU, Local 790, for staff nurses and per diem nurses]
Supervisor Newsom**

Ordinance adopting and implementing an amendment to the 2000-2003 Collective Bargaining Agreement between the City and County of San Francisco and the Service Employees International Union, Local 790, AFL-CIO for staff nurses and per diem nurses by extending the terms and conditions of the Collective Bargaining Agreement through June 30, 2005.

(Fiscal impact.)

1/21/03, RECEIVED AND ASSIGNED to Finance Committee.

**030089 [MOU, Local 856 for Supervising Nurses]
Supervisor Newsom**

Ordinance adopting and implementing an amendment to the 2001-2003 Collective Bargaining Agreement between the City and County of San Francisco and the Teamsters Local 856 for Supervising Nurses by extending the terms and conditions of the Collective Bargaining Agreement through June 30, 2005.

(Fiscal impact.)

1/21/03, RECEIVED AND ASSIGNED to Finance Committee.

**030093 [Funding for the sale of lease-revenue bonds for citywide equipment]
Mayor**

Ordinance appropriating \$5,229,072 from the sale of lease-revenue bonds by the San Francisco Finance Corporation to fund purchase of equipment citywide for fiscal year 2002-03. (Mayor)

(Fiscal impact.)

1/21/03, RECEIVED AND ASSIGNED to Finance Committee.

**030094 [Funding for job transition services for laid-off or displaced employees]
Mayor**

Ordinance re-appropriating \$300,000 in salary savings for the Department of Human Resources for a city-wide program of job transition services for laid-off or displaced employees for fiscal year 2002-03. (Mayor)

(Fiscal impact; No Public Benefit Recipient.)

1/21/03, RECEIVED AND ASSIGNED to Finance Committee.

**030118 [Settlement of Lawsuit]
Supervisors Gonzalez, Peskin, Daly, Newsom**

Ordinance authorizing settlement of the lawsuit filed by the City and County of San Francisco against Modesto Irrigation District for Declaratory and Injunctive Relief to Validate Termination of Long-Term Power Sales Agreement; the City and County of San Francisco filed the lawsuit on August 16, 2001 in San Francisco Superior Court (San Francisco Superior Court Case No. 323848).

1/21/03, RECEIVED AND ASSIGNED to Finance Committee.

**030095 [Recreation and Parks -- Fees]
Mayor**

Ordinance amending the San Francisco Park Code by amending Sections 7.16 and 7.18 to require a cleaning deposit and reimbursement for costs for the use of park facilities; amending Sections 12.05, 12.07, 12.20, and adding Sections 12.21, 12.22, 12.23, 12.24, 12.25, 12.26, 12.27 to increase the fees charged for the use of Recreation and Park facilities for weddings, events, picnics, photography and filming, encroachment, for parking on the Golden Gate Park Concourse and for classes at the Sharon Arts Studio; adding Section 12.28 authorizing the Recreation and Park Commission to develop policies and procedures to allow the General Manager to reduce or waive fees in the case of demonstrated financial hardship; and adding Section 12.29 to impose an administrative overhead charge to be determined annually by the Controller. (Mayor)

1/21/03, RECEIVED AND ASSIGNED to Finance Committee.

**030096 [Establishing parking violation and late payment penalties]
Mayor**

Ordinance amending the San Francisco Traffic Code by amending Sections 130 and 131 and adding Section 132 to establish fines for parking violations and late payment penalties. (Mayor)

1/21/03, RECEIVED AND ASSIGNED to Finance Committee.

**030097 [Designate the 1338 Filbert Street Cottages as a Landmark]
Supervisors Peskin, Daly, Ammiano, Gonzalez, Sandoval, McGoldrick, Hall**

Ordinance amending Appendix A of Planning Code Article 10 to designate the 1338 Filbert Street Cottages as Landmark No. 232.

1/21/03, RECEIVED AND ASSIGNED to Transportation and Commerce Committee.

**030045 [Amending the Annual Salary Ordinance to expedite appointments by elected officials]
Supervisor Daly**

Ordinance amending the Annual Salary Ordinance to provide that elected officials enumerated in Article II and Section 6.100 of the San Francisco Charter may make appointments to permanent positions upon (1) verification by the Human Resources Director that the positions have been legally established and that the appointment is consistent with the Charter and applicable Civil Service Rules and (2) certification by the Controller that sufficient funds are available; and specifying that such appointments do not require approval by the Mayor.

(1/23/03 in Board: Supervisor Daly submitted a substitute ordinance approved as to form, bearing same title.)
1/13/03, RECEIVED AND ASSIGNED to Finance Committee.

1/21/03, SUBSTITUTED. Supervisor Daly submitted a substitute ordinance approved as to form, bearing same title.

1/21/03, ASSIGNED to Finance Committee.

**030099 [Extending annual condominium conversion limitation]
Supervisor McGoldrick**

Ordinance amending the San Francisco Subdivision Code Article 9, section 1396 to extend the annual condominium conversion limitation for two additional years.

1/21/03, RECEIVED AND ASSIGNED to Transportation and Commerce Committee. Sponsor requests that the Board President determine that this measure may be considered before the expiration of 30 days, as allowed under Rule 5.40 of the Board of Supervisors Rules of Order, because the measure simply continues existing City policy and does not create or revise major City policy.

Sponsor further requests that the measure not be scheduled for hearing until the Clerk of the Board of Supervisors consults with the City Attorney concerning special notice provisions for hearing this item.

**020641 [Residential Parking Permit Fees - Exemption]
Supervisor McGoldrick**

Ordinance amending San Francisco Traffic Code Section 314 exempting owners of electric or other clean air vehicles from residential parking permit fees.

4/22/02, ASSIGNED UNDER 30 DAY RULE to Finance Committee, expires on 5/22/2002.

12/2/02, FILED PURSUANT TO RULE 5.37.

1/21/03, REACTIVATED PURSUANT TO RULE 5.24. Supervisor McGoldrick requested this matter be reactivated.

1/21/03, ASSIGNED to Finance Committee.

**021771 [Permit Required for Construction of an Impervious Surface in Front Yard]
Supervisor Sandoval**

Ordinance amending the San Francisco Building Code by adding Section 106.1.14 to require that a permit be issued before commencing with construction of an impervious surface, other than a driveway, in a front yard setback area and providing that violation of the permit requirement shall be an infraction subject to fines up to \$500; amending Section 110, Table 1-F to establish the permit fee.

(1/21/03 in Board: Supervisor Sandoval submitted a substitute ordinance bearing new title.

10/21/02, ASSIGNED UNDER 30 DAY RULE to Public Works and Public Protection Committee, expires on 11/20/2002.

11/1/02, REFERRED TO DEPARTMENT. Referred to Building Inspection Commission for review and comment.

1/3/03, RESPONSE RECEIVED. Department of Building Inspection, supporting legislation with recommended amendments from the Code Advisory Committee.

1/21/03, SUBSTITUTED. Supervisor Sandoval submitted a substitute ordinance bearing new title.

1/21/03, ASSIGNED to Public Works and Public Protection Committee.

**020549 [Special Use District to allow an approved live/work project convert to residential]
Supervisor Daly**

Ordinance amending the San Francisco Planning Code by adding Section 249.23 to create the Fourth and Freelon Streets Special Use District encompassing the property zoned Service Light Industrial and bounded by Fourth Street, Freelon Street, Zoe Street and Welsh Street and by adding Section 263.16 to create special height and bulk exceptions for the Fourth and Freelon Streets Special Use District, which would allow previously approved but unbuilt live/work units to convert to market-rate residential units and additional market-rate residential units to be constructed with an allowable increase in height from 50' to 85' and a dwelling unit density governed by the permissible building envelope; provided that (i) the developer shall construct at the developer's sole expense, on land owned or purchased by the developer in either the South of Market Area or the North of Market Residential Special Use District, off-site affordable rental housing with square footage equal to 15% of the total residential units to be constructed offset by the cost of land acquisition, with a minimum of 56 units constructed of no less than 400 square feet each, (ii) the units shall be rental units affordable to low-and lower income households with income not exceeding 40% of San Francisco's median income, which shall remain affordable for 55 years or for the life of the building whichever is longer, and (iii) upon completion, the affordable housing development shall be owned, managed and operated by a nonprofit housing organization with reversion to the City if the nonprofit housing organization is dissolved.

(Companion measure to File 020550; Final Environmental Impact Report, dated September 7, 2000)

(12/9/02 in Board: Supervisor Daly submitted a substitute ordinance bearing new title.)

(1/21/03 From Planning Department: Executive Summary hearing on January 9, 2003 with attachments; Addendum to Final EIR dated November 7, 2002.)

4/8/02, ASSIGNED UNDER 30 DAY RULE to Transportation and Commerce Committee, expires on 5/8/2002. 4/12/02 - Transmitted to Planning Commission for public hearing and recommendation.

8/9/02, TRANSFERRED to Finance Committee.

11/14/02, RESPONSE RECEIVED. (From Planning Department, Addendum to Final Environmental Impact Report, dated November 7, 2002)

12/9/02, ASSIGNED to Finance Committee.

12/9/02, SUBSTITUTED. Supervisor Daly submitted a substitute ordinance bearing new title.

12/10/02, REFERRED TO DEPARTMENT. Referred to Planning Commission for public hearing and recommendation.

1/21/03, CALLED FROM COMMITTEE. Supervisor Daly requested this matter be scheduled for the February 4, 2003 Board meeting.

**020550 [Zoning Map Amendment]
Supervisor Daly**

Ordinance amending the San Francisco Planning Code by amending the Zoning Map of the City and County of San Francisco to change the use classification and the height and bulk designation of the property zoned Service Light Industrial and bounded by Fourth Street, Freelon Street, Zoe Street and Welsh Street.

(Final Environmental Impact Report, dated September 7, 2000)

(12/9/02 in Board: Supervisor Daly submitted a substitute ordinance bearing same title.)

4/8/02, ASSIGNED UNDER 30 DAY RULE to Transportation and Commerce Committee, expires on 5/8/2002. 4/12/02 - Transmitted to Planning Commission for public hearing and recommendation.

8/9/02, TRANSFERRED to Finance Committee.

11/14/02, RESPONSE RECEIVED. (From Planning Department, Addendum to Final Environmental Impact Report, dated November 7, 2002)

12/9/02, SUBSTITUTED. Supervisor Daly submitted a substitute ordinance bearing same title.

12/9/02, ASSIGNED to Finance Committee.

12/10/02, REFERRED TO DEPARTMENT. Referred to Planning Commission for public hearing and recommendation.

1/21/03, CALLED FROM COMMITTEE. Supervisor Daly requested this matter be scheduled for the February 4, 2003 Board meeting.

Resolutions

**030100 [Contracting out Laundry Services]
Mayor**

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

(Fiscal impact.)

1/21/03, RECEIVED AND ASSIGNED to Finance Committee.

**030101 [Urge Gov. Davis to reconsider realignment of Health and Human Services Programs]
Supervisors Ammiano, McGoldrick, Dufty, Daly, Sandoval, Gonzalez**

Resolution urging the Governor and the State Legislature to reconsider realignment of health and human services and related obligations to the local level and to develop new revenues sufficient to maintain program administration at the State level, urging the Legislature, if it adopts some or all of the realignment proposals made by Governor, to include the minimum guarantees in order to maintain sufficient levels of health and human services uniformly across the State of California, including funding formulas for realigned programs that significantly reward local General Fund contributions, funding formulas that adequately provide for projected growth in consumer populations and caseloads, and mandatory requirements for proper levels of patient care and consumer services, and directing the City Lobbyist, in consultation with the Mayor's Office, the Director of Human Services and the Director of Public Health, to urge the Governor and the State Legislature to reconsider realignment of health and human services and, if realignment is adopted, enact minimum guarantees described herein.

1/21/03, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 030102 [Authorize DPW to accept and expend \$20,911,134 to rehabilitate the Fourth Street Bridge over Mission Bay Channel]**
Supervisor Daly

Resolution authorizing the Department of Public Works to retroactively accept and expend a grant in the amount of \$8,438,760 in Federal Highway Bridge Replacement and Rehabilitation (HBRR) program funds, \$9,977,898 in Federal Seismic funds, and \$2,494,475 in State Seismic funds, for a total of \$20,911,134 in grant funds from the Federal Department of Transportation (FHWA) through the State Department of Transportation (Caltrans) to seismically retrofit and rehabilitate the Fourth Street Bridge over the Mission Bay Channel Waterway in China Basin.

1/21/03, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 030103 [Accept and Expend Gift of \$60,000 from Hayes Valley Neighborhood for Koshland Park]**
Supervisors Gonzalez, Daly

Resolution accepting and expending a gift in place valued at approximately \$60,000 from the Hayes Valley Neighborhood Parks Group to the Recreation and Park Department for Koshland Park.

1/21/03, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 030104 [Urge DPW to Rename a portion of 19th Street to Peter Sammon Way]**
Supervisors Maxwell, Dufty, Daly, Sandoval

Resolution urging the Department of Public Works to honor Father Peter Sammon by renaming 19th Street between Connecticut and Missouri Streets "Peter Sammon Way".

1/21/03, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 030105 [Urge California Legislature to reject the Governor's proposed shift of local VLF revenues]**
Supervisors Maxwell, Ma, Dufty, McGoldrick, Daly, Peskin, Sandoval, Gonzalez

Resolution urging the California Legislature to reject the Governor's proposed shift of local VLF revenues and to honor the 1998 commitment to restore the VLF.

1/21/03, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 030106 [Urge Recreation and Park Department to retain Balboa Pool at its current location]**

Resolution urging the Recreation and Park Department to retain the Balboa Pool at its current location and keep Balboa Park consistent with other public park uses.

1/21/03, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**030107 [Commend Hayes Valley Merchants]
Supervisors Gonzalez, Daly**

Resolution commending Hayes Valley merchants on their donation of a portion of their holiday sales to the Homeless Children's Network.
1/21/03, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**030108 [Commend San Francisco Housing Authority]
Supervisors Maxwell, Peskin, Ammiano, Daly**

Resolution commending the San Francisco Housing Authority for their efforts to increase civic participation among their residents of Public and Section 8 housing.
1/21/03, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**030109 [Commend Robert J. Lull]
Supervisors Newsom, Hall**

Resolution commending Robert J. Lull, M.D., his service as 2002 President of the San Francisco Medical Society.
1/21/03, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**030110 [Commend American Red Cross and Asian-American Donor Program]
Supervisor Sandoval**

Resolution commending the American Red Cross and Asian-American Donor Program in honor of January as National Volunteer Donor Month.
1/21/03, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**030111 [Commend Michael J. Sangiacomo and Congratulate Jim Wunderman]
Supervisors Sandoval, Dufty, Ma, Peskin, Hall, Gonzalez**

Resolution commending Michael J. Sangiacomo for his service as the 2002 Chair of the Board of Directors of the San Francisco Chamber of Commerce and congratulating Jim Wunderman on having been elected the 2003 Chair of the Board of Directors of the San Francisco Chamber of Commerce.
1/21/03, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**020915 [Continuum of Care Plan - Homeless Board Membership]
Supervisor Hall**

Resolution amending the Continuum of Care Plan to reduce the size of the Local Homeless Coordinating Board to sixteen members; eight of whom are appointed by the Mayor and eight of whom are appointed by the Board of Supervisors.

12/2/02, FILED to Rules and Audits Committee. Filed pursuant to Rule 5.37

1/21/03, REACTIVATED PURSUANT TO RULE 5.24. Supervisor Hall requested this matter be reactivated.

1/21/03, RECEIVED AND ASSIGNED to Rules and Audits Committee.

1/21/03, ASSIGNED to Rules and Audits Committee.

**030126 [Oppose Article 23 of the Basic Law in Hong Kong]
Supervisor Daly**

Resolution opposing the proposed Article 23 legislation in Hong Kong.

1/21/03, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearings

**030112 [Mayor's Budget Plan]
Supervisors Peskin, Daly**

Hearing to review the Mayor's most recent budget plan, issued in January 2003. This hearing will address the Mayor's current and planned spending changes to address the City's current budget deficit.

1/21/03, RECEIVED AND ASSIGNED to Finance Committee. Sponsor requests that this item be heard by the Board of Supervisors' Budget Committee if it is established by President Gonzalez and convenes before February 15, 2003. If a Budget Committee meeting is not scheduled before February 15, 2003, sponsor requests that this hearing be scheduled at the Board's Finance Committee at its meeting on February 5, 2003.

**030113 [San Francisco's Natural Lakes]
Supervisor Hall**

Hearing on the status of Lake Merced, Mountain Lake, and Pine Lake with presentations from the Public Utilities Commission and the Park Department.

1/13/03, RECEIVED AND ASSIGNED to Neighborhood Services and Recreation Committee.

**030114 [San Francisco Litter Court]
Supervisors Dufty, Ma**

Hearing recognizing the important contribution by the California Community Dispute Services (CCDS) providing San Francisco's Litter Court. This hearing will focus on improving the effectiveness of our Litter Court and sustaining more of the citations.

1/21/03, RECEIVED AND ASSIGNED to Neighborhood Services and Recreation Committee.

030115 [Littering fines for DPW Enforcement and Street Cleaning]
Supervisors Dufty, Ma

Hearing to consider whether there should be a designation of a portion of fines imposed for littering and dumping towards DPW's enforcement programs, especially its Environmental Control Officers, as well as street cleaning, graffiti abatement, and tree plantings among others.

1/21/03, RECEIVED AND ASSIGNED to Neighborhood Services and Recreation Committee.

030116 [Increasing Dog Registration Compliance]
Supervisor Dufty

Hearing to consider means by which dog owners/guardians can be encouraged to register their pets. Possible utilization of veterinarians to help process registrations for fee as well as other options and educational programs.

1/21/03, RECEIVED AND ASSIGNED to Finance Committee.

030117 [Halloween - Establishing as a City-managed Event]
Supervisors Dufty, Ammiano

Hearing to consider having the City and County of San Francisco become the sponsor and coordinator of the annual Halloween observance that takes place annually in the Castro.

1/21/03, RECEIVED AND ASSIGNED to Finance Committee.

030119 [Graffiti]
Supervisor Dufty

Hearing on Department of Parking and Traffic's approach to eradicating graffiti from all city traffic control signage.

1/21/03, RECEIVED AND ASSIGNED to Transportation and Commerce Committee.

030120 [Fleet Zero Emission Vehicle Incentive Program]
Supervisor Daly

Hearing to consider efforts of City departments to secure funding under the Fleet ZIP program of the California Air Resources Board.

1/21/03, RECEIVED AND ASSIGNED to Finance Committee.

Motion**030036 [Board Off-site Meetings]
Supervisor Ammiano**

Motion ordering the City and School District Committee meeting of the Board of Supervisors be held at the Irving G. Breyer Board Meeting Room, Board of Education, 555 Franklin Street, First Floor, San Francisco, on February 26, 2003 at 3:00 P.M.; and directing the Clerk of the Board to prepare the proper notices and postings.

1/21/03 in Board: Supervisor Ammiano submitted a substitute motion bearing new title.

1/13/03, RECEIVED AND ASSIGNED to Rules and Audits Committee.

1/17/03, TRANSFERRED to Finance Committee.

1/21/03, SUBSTITUTED. Supervisor Ammiano submitted a substitute motion bearing new title.

1/21/03, ASSIGNED to Finance Committee.

**030091 [Meeting Schedule]
Supervisor Gonzalez**

Resolution revising the regular meeting of the Board of Supervisors by canceling the November 11, December 2, December 23 and the December 30, 2003 meetings and by canceling all Board and Committee meetings from August 27 through September 14, 2003.

1/21/03, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**030121 [Rules of Order - New Committee Structure]
Supervisor Gonzalez**

Motion amending Rules of Order of the Board of Supervisors of the City and County of San Francisco, by repealing Sections 5.1 through 5.8 and replacing them with new Sections 5.1 through 5.6, thereby creating a new committee structure of the Board.

1/21/03, RECEIVED AND ASSIGNED to Rules and Audits Committee.

**030122 [Amend Rules of Order - Establish Joint City and School District Select Committee]
Supervisor Gonzalez**

Motion amending the Rules of Order of the Board of Supervisors adding Section 5.7 establishing a Joint City and School District Select Committee.

1/21/03, RECEIVED AND ASSIGNED to Rules and Audits Committee.

**030123 [Committee of the Whole - Emergency Room Diversion Task Force]
Supervisors Newsom, Maxwell**

Motion scheduling a Committee of the Whole on January 27, 2003 at 3:00 p.m. to hear a presentation of the Emergency Room Diversion Task Force recommendations.

1/21/03, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**030124 [Directing Budget Analyst]
Supervisor Gonzalez**

Motion directing the Board of Supervisors Budget Analyst to explore budget reduction strategies and revenue enhancement options and prepare recommendations for consideration by the Board of Supervisors Budget Committee for the fiscal year 2003-2004 Annual Appropriation Ordinance and Annual Salary Ordinance. 1/21/03, RECEIVED AND ASSIGNED to Rules and Audits Committee.

**030125 [Directing the Budget Analyst]
Supervisor Gonzalez**

Motion directing the Budget Analyst to include policy recommendations, when deemed appropriate by the Budget Analyst, in its reports to the Board of Supervisors. 1/21/03, RECEIVED AND ASSIGNED to Rules and Audits Committee.

**030127 [Committee of the Whole]
Supervisor Daly**

Motion scheduling a Committee of the Whole to consider Files 020550 and 020549 regarding 4th and Freelon Special Use District and Zoning Map Amendment, to be held on February 4, 2003. 1/21/03, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

PROPOSED ORDINANCES

030025 [Increasing the Alemany Flea Market Daily Staff Fee]

Ordinance amending Section 9B.5 of the San Francisco Administrative Code by increasing the daily fee for a stall at the Alemany Flea Market from \$30 per stall to \$45 per stall. (Agriculture, Weights and Measures)

(No Public Benefit Recipient.)

1/9/03, RECEIVED AND ASSIGNED to Finance Committee.

030029 [Authorizing MTA to proceed with CM/GC project delivery method for Muni Metro East Project]

Ordinance exempting the Municipal Transportation Agency (MTA) from subcontractor listing requirements of Administrative Code Chapter 6 for the proposed construction of the Muni Metro East Light Rail Vehicle Maintenance and Operations Facility Project; and authorizing the MTA to take all necessary steps to procure such work through a CM/GC contract duly awarded pursuant to this Ordinance. (Municipal Transportation Agency)

(No Public Benefit Recipient.)

1/13/03, RECEIVED AND ASSIGNED to Transportation and Commerce Committee.

PROPOSED RESOLUTIONS**030023 [Child Care Health Linkages]**

Resolution authorizing the San Francisco Department of Public Health (SFPDH) to enter retroactively into an agreement in the amount of \$84,328.13 with The Regents of the University of California San Francisco (UCSF), the primary contractor, to extend current child care health consultation services to family childcare providers, for the period of July 1, 2002 to June 30, 2003. (Public Health Department)

(No Public Benefit Recipient.)

1/10/03, RECEIVED AND ASSIGNED to Health and Human Services Committee.

030024 [PUC Contract for Program Management Services, CS-524]

Resolution approving Public Utilities Commission's continuation of Agreement No. CS-524, Program Management Services, with the Water Infrastructure Partners (WIP) for a third year. (Public Utilities Commission)

(No Public Benefit Recipient.)

1/3/03, RECEIVED AND ASSIGNED to Finance Committee.

030031 [Establishing Monthly Contribution Amount]

Resolution establishing monthly contribution amount to Health Service Trust Fund. (Human Resources Department)

(No Public Benefit Recipient.)

1/10/03, RECEIVED AND ASSIGNED to Finance Committee.

**030003 [Sale of 1345 Turk/1140 Fillmore to Redevelopment Agency]
Supervisor Gonzalez**

Resolution approving the sale of real property located at 1345 Turk and 1140 Fillmore Streets to the San Francisco Redevelopment Agency for \$900,000; approving the interdepartmental transfer of jurisdiction over 1345 Turk from the Municipal Transportation Agency to the City's Arts Commission; authorizing the Director of Property to enter into an Agreement for the Sale of Real Property with the San Francisco Redevelopment Agency for the sale of such real property for the development of affordable housing, arts and community uses, and other public beneficial uses.

1/10/02 From City Attorney, substitute resolution bearing new title.

(Fiscal impact; Public Benefit Recipient.)

1/6/03, RECEIVED AND ASSIGNED to Finance Committee.

1/10/03, SUBSTITUTED. City Attorney submitted a substitute resolution bearing new title.

1/10/03, ASSIGNED to Finance Committee.

Requests Granted

From: Supervisor Peskin

To: General Manager, Department of Recreation and Parks

Requesting/Inquiring: Inquiring if the Department can publish a written quarterly report updating elected officials and the general public on the implementation of its bond program for neighborhood parks and open space (Propositions A & C on 1999 ballot). Supervisor Peskin seeks a more regularized update on the implementation of this program in a manner that is not onerous on departmental leaders. He and his staff are available to discuss this while an inquiry is pending with the department.

From: Supervisor Newsom

To: City Attorney

Requesting/Inquiring: To draft a resolution calling and providing for an election to be held in the City and County of San Francisco on November 4th, 2003 for the purpose of submitting to the qualified voters of the city a proposition for the issuance of lease revenue bonds by the City (or one of its agencies, departments or enterprises) in the principal amount of \$200,000,000 to finance the acquisition or construction of workforce housing for San Francisco.

From: Supervisor Ma

To: General Manager, Recreation and Parks Department

To: Director, Department of Public Works

Requesting/Inquiring: To explore the status of installation and replacement of traditional historic park signs citywide; including but not limited to, the estimated costs and time necessary to implement. In addition, please explore the possibility and costs associated with including multilingual text on the traditional historic park signs for those signs that have yet to be installed.

From: Supervisor Hall

To: Assessor

Requesting/Inquiring: That each time the Assessment Appeal's Board grants a devaluation of property greater than \$50 million, will the Assessor's Office please respond to the following questions: (1) Does the Assessor agree with the devaluation? (2) Will the Assessor file an appeal with the Superior Court on the devaluation? (3) Why or Why not?

From: Supervisor Hall

To: City Attorney

Requesting/Inquiring: To draft an ordinance or Board rule which requires the Assessor's Office to provide a report to the Board of Supervisors each time the Assessment Appeal's Board grants a devaluation of property greater than \$50 million. The Assessor's Office should respond to the following questions: (1) Does the Assessor agree with the devaluation? (2) Will the Assessor file an appeal with the Superior Court on the devaluation? (3) Why or why not?

From: Supervisors Dufty, Ma

To: City Attorney

Requesting/Inquiring: To draft an ordinance increasing fines for littering, illegal posting and commercial dumping.

From: Supervisors Dufty, Ma

To: City Attorney

Requesting/Inquiring: To draft an ordinance that would make licensed club owners liable for litter and blight that is generated by individual promoters that are renting these licensed establishments?

From: Supervisors Dufty, Ma

To: City Attorney

Requesting/Inquiring: To draft an ordinance that all outdoor ATMs must provide appropriate litter receptacles that are regularly serviced and emptied.

From: Supervisors Dufty, Ma

To: City Attorney

Requesting/Inquiring: To draft an ordinance amending the Public Works Code to require that any financial institution or credit union operating outdoor automated teller machines (ATMs) must visibly post a contact phone number that customers, neighbors and businesses can use to report poorly maintained ATMs that require cleaning or servicing. Fines will be established for any financial institution that fails to clean up its facility within 24 hours of notice.

From: Supervisor Daly

To: Director, Administrative Services

To: Director, Department of Environment

To: Director, Port

To: Director, Airport

Requesting/Inquiring: Please describe your efforts to secure funding under the Fleet ZIP program of the California Air Resources Board.

In Memoriams

Mary Dunlap (Entire Board)

Joanne Lap Pang (Entire Board)

Morris Kight (Supervisors Dufty, Ammiano)

Arnie Blum (Supervisor Dufty)

Robert Gittings (Supervisor Gonzalez)

Anne O'Brien Hickey (Supervisors Hall, Ammiano)

Patricia Monaghan (Supervisor Hall)

Raymond Gardner (Supervisor Ma)

ADJOURNMENT

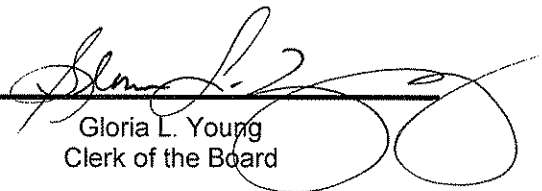
There being no further business, the Board at the hour of 8: 50 p.m. adjourned.

Gloria L. Young, Clerk

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

Approved by the Board of Supervisors on February 18, 2003.

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



Gloria L. Young
Clerk of the Board

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