

BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

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

MEETING MINUTES

Tuesday, February 7, 2006 2:00 PM

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

Regular Meeting

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

BOARD COMMITTEES

Committee Membership

Budget and Finance Committee

Supervisors Daly, Dufty, Peskin

City and School District Select Committee

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

City Operations and Neighborhood Services Committee

Supervisors McGoldrick, Dufty, Ma

Government Audit and Oversight Committee

Supervisors Ammiano, Alioto-Pier, Peskin

Rules Committee

Supervisors Mirkarimi, Elsbernd, Ammiano

Select Committee on Ending Gun and Gang Violence

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

Meeting Days

Wednesday

1:00 PM

2nd Monday (Bi-monthly)

4:00 PM

1st and 3rd Monday

1:00 PM

2nd and 4th Monday

1:00 PM

Thursday

10:00 AM

1st and 3rd Monday

10:00 AM

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

Volume 101 Number 5

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

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:04 p.m. On the call of the roll all Supervisors were noted present.

There was a quorum.

APPROVAL OF MEETING MINUTES

Supervisor Elsbernd, seconded by Supervisor Sandoval, moved to approve the Meeting Minutes of January 17, 2006.

The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

AGENDA CHANGES

COMMUNICATIONS

Gloria L. Young, Clerk of the Board, informed the Board she was in receipt of a communication from the Mayor vetoing File No. 051637 legislation relating to Planning Commission hearings on condominium conversions.

The matter will be on the February 14, 2006 Board agenda for consideration.

CONSENT AGENDA

Recommendation of the Budget and Finance Committee

051759 [Rewards to Informants (Real Estate Watchdogs) for Information Related to the Detection of Underpayment of Property Tax]
Supervisors Alioto-Pier, Peskin, Daly, Dufty, Maxwell, Mirkarimi, Ma

Ordinance amending Chapter 10 of the San Francisco Administrative Code by adding Sections 10.177-2 and 10.177-3, authorizing the Assessor to recommend rewards for information related to the detection of underpayment of tax owed to the City and County of San Francisco. (Assessor-Recorder)

Ordinance No. 28-06
FINALLY PASSED

Recommendation of the City Operations and Neighborhood Services Committee

052052 [Permitting unattended vehicles in white zones in front of schools when the vehicle displays a special disabled license plate or placard, and in front of child care centers]
Supervisors Ma, McGoldrick

Ordinance amending Traffic Code Section 38.C to permit vehicles to be left unattended in a white zone in front of schools when the vehicle displays a special disabled license plate or placard, and in front of child care centers. (Parking and Traffic Department)

Ordinance No. 26-06
FINALLY PASSED

Recommendation of the Land Use Committee

051676 [24th Street – Noe Valley Neighborhood Commercial District – full-service restaurants and bars]
Supervisor Dufty

Ordinance amending Planning Code Sections 728.41 and 728.42 of the 24th Street – Noe Valley Neighborhood Commercial District to provide for a limited number of new full-service restaurants and new bar uses that satisfy specific requirements and obtain conditional use authorization; and making environmental findings and findings of consistency with the priority policies of Planning Code Section 101.1 and the General Plan.

Ordinance No. 24-06
FINALLY PASSED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Government Audit and Oversight Committee

**051963 [Memorandum of Understanding - Local 21, AFL-CIO]
Mayor**

Ordinance adopting and implementing the agreement between the International Federation of Professional and Technical Engineers, Local 21, AFL-CIO and the City and County of San Francisco to resolve a grievance regarding the application of performance bonus language for Fiscal Year 2004-2005 in the parties' Memorandum of Understanding and to implement the amended performance bonus language for Fiscal Year 2005-2006 in Amendment No. 5 to the Memorandum of Understanding, effective upon adoption.

(Fiscal impact.)

Ordinance No. 25-06

FINALLY PASSED by the following vote:

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

Recommendation of the Land Use Committee

**051142 [Construction and Demolition Debris Recovery]
Mayor, Supervisors Ma, Sandoval**

Ordinance amending the Building Code by amending Chapter 13 of the Building Code to change the title of the Chapter from "Energy Conservation" to "Resource Conservation" and adding Chapter 13B entitled "Construction and Demolition Debris Recovery Program;" amending the Health Code by adding Sections 288 and 288.1; and amending the Environment Code by adding Chapter 14, entitled Construction and Demolition Debris Recovery Ordinance, to establish a comprehensive program to require the recovery rather than landfill disposal of construction and demolition debris generated in San Francisco by prohibiting disposal of such debris with garbage; imposing requirements and conditions in building permits; establishing a program to register construction and demolition debris transporters and processing facilities; and establishing enforcement mechanisms including penalties; amending the Police Code Section 39-1 to implement the new program; setting an operative date; and making environmental findings.

Ordinance No. 27-06

FINALLY PASSED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Recommendation of the Rules Committee

- 060052** [Appointment - Western SOMA Citizens' Planning Task Force]
Resolution appointing Daniel Becco, term ending November 23, 2007, to the Western SOMA Citizens' Planning Task Force.

Daniel Becco, new appointment, seat 17, must represent labor, for the unexpired portion of a three-year term ending November 23, 2007.

Resolution No. 69-06

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Duffy, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

From the Rules Committee Without Recommendation

- 052008** [Charter Amendment - Requiring that one-time revenues be spent only for one-time uses, unless otherwise authorized by the Board of Supervisors]
Supervisors Elsbernd, Ma

Charter amendment (First Draft) to add Section 9.120 to require that one-time revenues be spent only for one-time uses, unless the Board of Supervisors appropriates the revenues for another purpose by a two-thirds' vote.

Supervisor Elsbernd, seconded by Supervisor Mirkarimi, moved that this Charter Amendment be **RE-REFERRED** to the Rules Committee. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Duffy, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

NEW BUSINESS

Recommendations of the Budget and Finance Committee

- 051773** [Public Financing for Mayoral Candidates]
Supervisors Mirkarimi, Maxwell, Ammiano, Daly, McGoldrick, Ma

Ordinance amending the Campaign and Governmental Conduct Code by amending sections 1.104, 1.108, 1.130, 1.134, 1.136, 1.138, 1.140, 1.142, 1.144, 1.148, 1.150, 1.152, 1.154, 1.156 and 1.170 and adding sections 1.134.5, 1.138.5, 1.140.5, 1.144.5 and 1.146 to create a public financing program for mayoral candidates, appropriate funding for the program and make other changes to the Campaign Finance Reform Ordinance.

(Fiscal impact.)

PASSED ON FIRST READING by the following vote:

Ayes: 9 - Ammiano, Daly, Duffy, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Noes: 2 - Alioto-Pier, Elsbernd

060030 [Weights and Measures–Registration and Inspection Fees]
Mayor

Ordinance amending Section 1.13-5 of the San Francisco Administrative Code, to set new fees for the registration and inspection of weighing and measuring devices, based on each device and business location.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

060064 [2006 Finance Corporation Equipment Program]
Mayor

Resolution approving the form of and authorizing execution and delivery by the City and County of San Francisco of an equipment lease Supplement No. 13 (Series 2006A Bonds) between the City and County of San Francisco Finance Corporation, as lessor, and the City and County of San Francisco, as lessee, with respect to the equipment to be used for city purposes, a related certificate of approval and a continuing disclosure certificate; approving the issuance of lease revenue bonds by said nonprofit corporation in an amount not to exceed \$10,750,000; approving the form of the official statement in preliminary and final form; providing for reimbursement to the City and County of San Francisco of certain city expenditures incurred prior to the issuance of lease revenue bonds; and providing for the execution of documents in connection therewith.

(Fiscal impact.)

Resolution No. 70-06

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Recommendations of the Land Use Committee

051443 [Amending the Electrical Code regarding headroom requirements for panelboards, entrances for 1200 amp rated equipment, use of non-metallic sheathed cable in multifamily dwellings, and making clerical changes]

Ordinance amending Articles 89, 100, 110, 210, 215, 220, 230, 250, 300, 333, 334, 336, 340, 348, 350, 352, 351, 348, 378, 331, 362, 384, 410, 411, 645, 700, 760, and 800 of the Electrical Code to make minor clerical changes for greater clarity, to extend the general requirement for headroom about panelboards to residential panelboards rated not more than 200 amps, to provide that equipment rated 1200 amps or more, regardless of width, requires an entrance to each end of the working space, to allow for non-metallic sheathed cable to be installed in multifamily dwellings with Type III, IV and V construction up to 4 stories in height, and to make findings in accordance with California Health and Safety Code Section 17958.5 as to the local climatic, topological and geological reasons for amending the State Building Code. (Building Inspection Department)

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

**051453 [Off-Street Parking In C-3 Zoning Districts]
Supervisors Peskin, Daly**

Ordinance amending the San Francisco Planning Code by amending Sections 151, 151.1, 154, 155, 155.5, 161, 166, and 167 to impose new requirements in C-3 Zoning Districts regarding permitted off-street parking and loading, allowed off-street freight loading and service vehicle spaces, bicycle parking, car sharing, to separate parking costs from housing costs, to exempt from the legislation projects that received final Planning Department or Planning Commission approval and submitted complete site permit applications prior to the effective date of the legislation, to require the Planning Department to undertake a study of downtown parking issues, and adopting environmental findings and findings of consistency with the General Plan and the eight priority policies of Planning Code Section 101.1.

PASSED ON FIRST READING by the following vote:

Ayes: 7 - Ammiano, Daly, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Noes: 4 - Alioto-Pier, Dufty, Elsbernd, Ma

From the Land Use Committee Without Recommendation

**050601 [Better Neighborhoods Plus Planning and Implementation Process]
Supervisors McGoldrick, Maxwell**

Ordinance amending the Administrative Code to add Chapter 36 to establish uniform procedures for developing comprehensive neighborhood plans (the "Better Neighborhoods Plus Planning and Implementation Process"); amending Administrative Code Section 3.4 to provide for integrated Better Neighborhoods Plus Plan budget documents; amending Planning Code to add Section 312A regarding discretionary review for projects proposed in Better Neighborhoods Plus Plan areas; and Section 312B to establish permit review procedures for certain projects within Better Neighborhoods Plus Plan areas; and making environmental findings and findings of consistency with the priority policies of Planning Code Section 101.1 and the General Plan.

Supervisor Mirkarimi, seconded by Supervisor McGoldrick, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Continued to February 14, 2006.

Supervisor McGoldrick, seconded by Supervisor Dufty, moved that this Ordinance be CONTINUED ON FIRST READING. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Recommendations of the Rules Committee

**051473 [Rule Amendment – Recessed Meetings]
Supervisor Peskin**

Motion amending the Rules of Order of the Board of Supervisors by adding Rule 4.39, which provides that when the Board of Supervisors, or one of its committees, recesses a meeting to a time more than twelve hours after the decision to recess, the members shall identify the items being recessed, and direct the Clerk of the Board to process the remaining, decided items on the agenda as completed business; during the reconvened meeting, the Board or the committee shall not consider those items already processed by the Clerk as completed business; and amending Rule 4.37 to provide that Rule 4.39 may not be suspended.

Motion No. M06-13

APPROVED by the following vote:

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

**051682 [Amending Rules 3.7 and 3.8 of the Rules of Order of the San Francisco Board of Supervisors governing the reporting of legislation from Board Committees to the Board]
Supervisor Peskin**

Motion amending Rules 3.7 and 3.8 of the Rules of Order of the Board of Supervisors to provide that Board Committees have until 9:00 a.m. on Thursdays to report legislation to the Board for the following Tuesday's Board meeting.

Motion No. M06-14

APPROVED by the following vote:

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

**060035 [Rules of Order of the Board - Land Use and Economic Development Committee]
Supervisor Peskin**

Motion amending the Rule of Order 5.5 renaming the Land Use Committee the "Land Use and Economic Development Committee".

Motion No. M06-15

APPROVED by the following vote:

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

**060045 [Rules of Order of the Board - Budget and Finance Committee]
Supervisor Peskin**

Motion amending the Rule of Order 5.1, establishing size, membership and jurisdiction of the Budget and Finance Committee.

Motion No. M06-17

APPROVED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

From the Rules Committee Without Recommendation

**052010 [Charter Amendment - Providing for an annual cost-of-living adjustment to the monthly stipend for members of the Board of Education and the Governing Board of the Community College District]
Supervisor Daly**

Charter Amendment (Second Draft) by amending Sections 8.100 and 8.101 to provide for an annual cost-of-living adjustment to the monthly stipend for members of the Board of Education and the Governing Board of the Community College District, using 1983 as the base year.

Continued to February 14, 2006.

Supervisor Maxwell, seconded by Supervisor Ammiano, moved that this Charter Amendment be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

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

Privilege of the Floor

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

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Supervisor Ammiano introduced and welcomed Steven DiTomaso, who accepted a Certificate of Honor on behalf of the late Will Carter for Black History Month.

SPECIAL ORDER 4:00 P.M.

- 051852 [Public Hearing - Appeal of Categorical Exemption from Environmental Review for 730 Great Highway]**
Hearing of persons interested in or objecting to the decision of the Planning Department dated July 19, 2004, (Case No. 031009E), exempting from environmental review under General Rule (State CEQA Guidelines, Section 15061 (b)(3)), the proposed construction project at 730 Great Highway. The project would construct a three-story, four-unit dwelling structures, 31.5 feet high with 6,540 square feet living area, 840 square feet garage which accommodate 4 off-street parking spaces. The proposed site is a 3,360 square feet vacant lot at east Great Highway and about 141 feet south from Balboa Street, zoned RM1, 40-X Height and Bulk District, within coastal Special Use District (SUD) and Special Sign District (SSD). (Appellant: Stephen M. Williams representing the Ocean Parc Village Homeowners Association.)

The President inquired as to whether or not any member of the public wished to address the Board.

There were none.

The President declared the public hearing closed.

Continued to February 14, 2006

Supervisor McGoldrick, seconded by Supervisor Sandoval, moved that this Hearing be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the categorical exemption from environmental review described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

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

- 051853 [Affirming the categorical exemption issued for 730 Great Highway]**
Motion affirming the determination by the Planning Department that the 730 Great Highway project is categorically exempt from environmental review under the California Environmental Quality Act. (Clerk of the Board)

Continued to February 14, 2006

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

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

- 051854 [Disapproving the categorical exemption issued for 730 Great Highway]**
Motion disapproving the determination by the Planning Department that the 730 Great Highway project is categorically exempt from environmental review under the California Environmental Quality Act. (Clerk of the Board)

Continued to February 14, 2006

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

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

- 051855 [Preparation of findings related to the categorical exemption issued for 730 Great Highway]**
Motion directing the Clerk of the Board to prepare findings related to the appeal of the determination by the Planning Department that the 730 Great Highway project is categorically exempt from environmental review under the California Environmental Quality Act. (Clerk of the Board)

Continued to February 14, 2006

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

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

SPECIAL ORDER 4:00 P.M.

051936 [Public Hearing - Appeal of Final Mitigated Negative Declaration for 2660 Harrison Street]

Hearing of persons interested in or objecting to the decision of the Planning Department dated November 3, 2005, File Number 2004.0672E, for the proposed development project at 2660 Harrison Street.

(Filed 11/23/05; companion measure to Files 051936, 051937, 051938, 051939, District 9.)

The President inquired as to whether or not any member of the public wished to address the Board.

Sue Hestor, Appellant, MAC

Commissioner Ruby Harris, Economic Development Agency, support of appellant

Mr. Alvarado, support of appellant

Luis Grenadas, MEDA, support of appellant

Joseph Smith, Bernal Heights Neighborhood Center, support of appellant

Chris Strasa, South of Market Action Network, support of appellant

Female Speaker, support of appellant

Shell King An, Chinese Progressive Association, support of appellant

Marna Schwartz, MEDA, support of appellant

Charlie Shulmas, Mission Displacement Association, support of appellant

Santo Dodias, support of appellant

Jeff Conda, Neighborhoods Works Council, support of appellant

Ms. Cassayanos, support of appellant

Female Speaker, support of appellant

Josh Weisman, support of appellant

Mr. Morales, support of appellant

Erica Manan, Youth Organizer Common Youth Program, support of appellant

Anna Mayako, Youth Organizer, support of appellant

Lahey Fernandez, support of appellant

Ms. Amari, support of appellant

Lucy Bravo, Youth Organizer, BOREL, support of appellant

Jeff Langley, Youth Organizer, support of appellant

Evelyn Luis, support of appellant

Marilyn Duran, support of appellant

Barbara Lopez, support of appellant

Fernando Marquis, Mission Displacement Coalition, support of appellant

Elizabeth Alexander, Tenderloin Housing Clinic, support of appellant

Eric De San, support of appellant

Oscar Grande, organizer; support of appellant

Benet, support of appellant

Rosario Aminex, support of appellant

Ms. Aminez (child), support of appellant

Alou Parola, support of appellant

Jerad Brown, support of appellant

John Moran (represents shipboard workers), support of appellant

Paul Maltzer, Planning Department, reviewed with the Board the Planning Department's recommendation.

George Hauser, Hauser Architects, project sponsor

David Cincotta, support of project sponsor

Vera See, support of project sponsor

Alex Pon, support of project sponsor

Antonio Ferreel, support of project sponsor

Jim Heinser, support of project sponsor

Will Millard, support of project sponsor

Tom Peebles, support of project sponsor

Carlos Salvaras, support of project sponsor

Kristin Balt, support of project sponsor

Lincoln Wood, support of project sponsor

John Condry, support of project sponsor
Judith Berkowitz, East Mission Neighborhood Improvement?, support of project sponsor
Male Speaker, support of project sponsor
Tim Poland, Executive Director, San Francisco Housing Action Coalition, support of project sponsor
Female Speaker, support of project sponsor
Paul Wang, support of project sponsor
Kelton Finney, support of project sponsor
Paul Voss, support of project sponsor
Pat Delgado, support of project sponsor
Tom Jackson, support of project sponsor
Erin Kotz; support of project sponsor

Rebuttal Period: Sue Hestor

The President declared the public hearing closed.

HEARD AT PUBLIC HEARING.

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the final mitigated negative declaration decision described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

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

051937 [Affirming adoption of the final mitigated negative declaration for 2660 Harrison Street]
Motion affirming Planning Commission adoption of the final mitigated negative declaration for 2660 Harrison Street. (Clerk of the Board)

Supervisor Ammiano, seconded by Supervisor Maxwell, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 8 - Ammiano, Daly, Dufty, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Noes: 2 - Elsbernd, Ma

Absent: 1 - Alioto-Pier

051938 [Reversing adoption of the final mitigated negative declaration for 2660 Harrison Street]
Motion reversing the Planning Commission adoption of the final mitigated negative declaration for 2660 Harrison Street. (Clerk of the Board)

Motion No. M06-16

Supervisor Ammiano, seconded by Supervisor Maxwell, moved that this Motion be APPROVED. The motion carried by the following vote:

Ayes: 8 - Ammiano, Daly, Dufty, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Noes: 2 - Elsbernd, Ma

Absent: 1 - Alioto-Pier

051939 [Preparation of findings to reverse adoption of the final mitigated negative declaration for 2660 Harrison Street]

Motion directing the Clerk of the Board to prepare findings reversing the Planning Commission adoption of the final mitigated negative declaration for 2660 Harrison Street. (Clerk of the Board)

Motion No. M06-18

Supervisor Ammiano, seconded by Supervisor Maxwell, moved that this Motion be APPROVED. The motion carried by the following vote:

Ayes: 8 - Ammiano, Daly, Dufty, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Noes: 2 - Elsbernd, Ma

Absent: 1 - Alioto-Pier

SPECIAL ORDER 4:00 P.M**051991 [Public Hearing - Conditional Use Appeal for 2660 Harrison Street]**

Hearing of persons interested in or objecting to the Planning Commission by its Motion No. 17139 dated November 3, 2005, approving Conditional Use Application No. 2004.0672ECV, subject to certain conditions, to allow the construction of dwelling units within a C-M (Heavy Commercial) zoning district pursuant to Planning Code Section 215(a) in order to demolish an existing vacant commercial building and construct two new four story over garage buildings containing a total of sixty-eight dwelling units and sixty-eight off-street parking spaces on a property within a C-M (Heavy Commercial) zoning district, the 'Housing/Mixed Use' sub-area of the Eastern Neighborhoods planning area as set forth in Planning Commission Resolution Number 16727, and a 40-X Height and Bulk District, located at 2660 Harrison Street, on the west side between 22nd and 23rd Streets. (Appellant: Sue Hestor, attorney for Nick Pagoulatos/Mission Anti-Displacement; subscribed by Supervisors Tom Ammiano, Chris Daly, Aaron Peskin, Sophie Maxwell and Jake McGoldrick.)

(Filed 12/5/05; companion measure to Files 051992, 051993, 051994; District 9.)

Supervisor Ammiano, seconded by Supervisor Maxwell, moved that this Hearing be TABLED. The motion carried by the following vote:

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

Absent: 1 - Alioto-Pier

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the conditional use application decision described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

(Only one of the following two motions should be adopted.)**051992 [Approving Planning Commission decision related to Conditional Use Appeal for 2660 Harrison Street]**

Motion approving decision of the Planning Commission by its Motion No. 17139, approving Conditional Use Application No. 2004.0672ECV on a property located at 2660 Harrison Street, and adopting findings pursuant to Planning Code Section 101.1. (Clerk of the Board)

Supervisor Ammiano, seconded by Supervisor Maxwell, moved that this Motion be TABLED. The motion carried by the following vote:

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

Absent: 1 - Alioto-Pier

- 051993 [Disapproving Planning Commission decision related to Conditional Use Appeal for 2660 Harrison Street]**
Motion disapproving decision of the Planning Commission by its Motion No. 17139, approving Conditional Use Application No. 2004.0672ECV on a property located at 2660 Harrison Street. (Clerk of the Board)
- Supervisor Ammiano, seconded by Supervisor Maxwell, moved that this Motion be TABLED. The motion carried by the following vote:
Ayes: 10 - Ammiano, Daly, Duffy, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Alioto-Pier
- 051994 [Preparation of findings related to the Conditional Use Appeal for 2660 Harrison Street]**
Motion directing the Clerk of the Board to prepare findings relating to proposed Conditional Use Application No. 2004.0672ECV on a property located at 2660 Harrison Street, for action by the Board at its next meeting. (Clerk of the Board)
- Supervisor Ammiano, seconded by Supervisor Maxwell, moved that this Motion be TABLED. The motion carried by the following vote:
Ayes: 10 - Ammiano, Daly, Duffy, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Absent: 1 - Alioto-Pier

COMMITTEE REPORTS

- 052011 [Charter Amendment - Port Commission: qualifications and term limits for Port Commission members; increasing the number of Commission members from 5 to 7; criteria for use of Port property; capital and financial plans]**
Supervisor Peskin
- Charter Amendment (Second Draft) to amend Section 4.114 to establish minimum qualifications for members of the Port Commission, impose term limits, increase the number of Commission members from five to seven, and limit hold-over appointments, amending Section 3.581 to set criteria for use of property under the Port Commission's jurisdiction and provide that the Port Director may, in his or her sole discretion, appoint and remove heads of Commission divisions and bureaus, and amending Section B3.584, to require long-range capital and financial plans for the Port.
- Continued to February 14, 2006.*
- Supervisor Daly, seconded by Supervisor Ammiano, moved that this Charter Amendment be CONTINUED. The motion carried by the following vote:
Ayes: 11 - Alioto-Pier, Ammiano, Daly, Duffy, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

052009 [Charter Amendment - Homicide Prevention Plan; Survivor Assistance; Funding for Violence Prevention Programs]**Supervisors Daly, Ammiano, Maxwell, Mirkarimi**

Charter amendment (Third Draft) to add Section 16.126 to: establish a San Francisco Homicide Prevention Plan and Homicide Prevention Planning Council; create a Survivors' Advocate and a City fund to help pay specified expenses for survivors of homicide victims; appropriate an additional \$20 million per year for the next four years to fund violence prevention programs identified in the Plan; and, set an expiration date.

(Fiscal impact.)

(Supervisor Elsbernd Dissented in Committee)

Continued to February 14, 2006.

Supervisor Daly, seconded by Supervisor Ammiano, moved that this Charter Amendment be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

ROLL CALL FOR INTRODUCTIONS

PUBLIC COMMENT

Abdullah Megaheed; expressed concern with issues related to the Middle East

John Moran, Representative, International Association of Machinists and Aerospace Workers; expressed concern about health insurance for employees working for two Municipal Transportation subcontracts
Silas Telfor, MV Transportation Citizens Advisory Committee, and Chair of Passenger Advisory Committee; expressed concern about MV contract

Alex Ladi, Board Chair, MV Transportation; expressed concern about MV Transportation contract (ADA Lift Van Provider)

Art Gonzalez, represents Municipal Transportation Authority workers; expressed concern about MV Transportation contract

Walter, District 6; showed card he received from Assessor to the Pope and March 4, 1887 San Francisco newspaper

Shona Gopener; discussed resolution for medical cannabis for someone in custody

Male Speaker; expressed concern about medical cannabis

Jonathan Beaver; thanked Board for medical cannabis resolution

James Chafee; expressed concerns about library issues

Frankie Jefferson; expressed concern regarding the closure of John Swett Alternative Elementary School

Chuck Lucas, Past President, John Swett Alternative School Parent Club; expressed concern regarding the closure of John Swett Alternative Elementary School

Robert Pender, Vice President, Parkmerced Residents Organization; expressed concern regarding issued to Parkmerced Apartments

Marnie Mendoza; thanked the Board of Supervisors

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.

**051360 [Legislative Analyst Request - Means Testing]
Supervisor Elsbernd**

Motion requesting the Legislative Analyst to survey means testing legislation for rent control in New York City, Boston and other municipalities in Massachusetts, and determine how means testing could be applied to the San Francisco Rent Control Ordinance.

Supervisor Elsbernd, seconded by Supervisor Ma, moved that this Motion be TABLED. The motion carried by the following vote:

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

**060144 [Legislative Analyst Request - Student Housing Regulations]
Supervisor Elsbernd**

Motion requesting the Legislative Analyst to prepare a report on the following issue(s): As the need for student housing at San Francisco State University expands, area residents have expressed concerns regarding regulations. What policies do the cities of Berkeley, Santa Clara and Santa Cruz have in place to ensure the peaceful co-existence of students, universities, and area residents?

APPROVED by the following vote:

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

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.

**060113 [Supporting the Musicians of the San Francisco Symphony]
Supervisors Ma, Ammiano**

Resolution supporting the Musicians of the San Francisco Symphony in their effort to be compensated at a level comparable to what musicians in other leading orchestras receive -- not more and not less.

**Resolution No. 71-06
ADOPTED**

**060153 [Supporting Compassionate Use of Medical Cannabis]
Supervisors Ammiano, Mirkarimi, Peskin**

Resolution supporting the compassionate use of medical cannabis for patients while in the custody of the City and County of San Francisco and other California counties, and reaffirming the right of Steven Wynn Kubby who requires the medicinal use of marijuana to remain in good health while in custody in the Placer County jail.

Resolution No. 85-06

ADOPTED

**060154 [Extension of Arts Task Force]
Supervisor Ammiano**

Resolution extending the operations of the Arts Task Force through the implementation of the Arts Task Force recommendations.

Resolution No. 77-06

ADOPTED

**060155 [Supporting the California Energy Commission's recommendation for a cost/risk/benefit analysis of the State's continued reliance on aging nuclear facilities]
Supervisor Ammiano**

Resolution supporting the California Energy Commission's recommendation for a cost/risk/benefit analysis of the state's continued reliance on aging nuclear facilities and to support the planning for our state's energy needs and decrease any risks from a radioactive release due to an act of terrorism, malice or insanity, or to earthquake or age-related accidents.

Resolution No. 68-06

ADOPTED

**060157 [Urging State Legislature and Governor to include funding in any state infrastructure bond placed before the voters in 2006]
Supervisors Daly, Dufty**

Resolution urging the State Legislature and the Governor to include funding for the Caltrain downtown extension/Transbay Terminal Project and the Statewide High Speed rail system in any state infrastructure bond placed before the voters in 2006.

Resolution No. 78-06

ADOPTED

**060158 [Commending Joseph B. Williams]
Supervisors Dufty, Maxwell**

Resolution commending Joseph B. Williams on an outstanding career of law and Civic activism and wishing him the best of luck in all of his future endeavors.

Resolution No. 72-06

ADOPTED

060159 [National Black HIV/AIDS Awareness Day" in San Francisco]
Supervisors Maxwell, Dufty, Mirkarimi

Resolution proclaiming February 7th, 2006 as "National Black HIV/AIDS Awareness Day" in San Francisco.

Resolution No. 73-06

ADOPTED

060161 [Urging Governor Arnold Schwarzenegger and Senator Don Perata to support placing the \$10 billion bond measure to fund a high-speed rail system between San Francisco and Los Angeles on the November 2006 ballot]
Supervisor Sandoval

Resolution urging Governor Arnold Schwarzenegger and Senator Don Perata to support placing the \$10 billion bond measure to fund a high-speed rail system between San Francisco and Los Angeles on the November 2006 ballot.

Resolution No. 79-06

ADOPTED

The foregoing items were acted upon by the following vote:

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

Absent: 1 - Alioto-Pier

Severed from Without Reference to Committee

Supervisor McGoldrick requested that this matter be severed so that it might be considered separately
060121 [Incorporating Street Performers into the Street Artist Program and designating sound appropriate sales areas for certified Street Artists]
Supervisor McGoldrick

Resolution recognizing that qualified Street Performers are eligible to participate in the Street Artist Program and urging the designation of sales areas within the Program that are appropriate for amplified sound.

Continued to February 28, 2006

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

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

Absent: 1 - Alioto-Pier

Supervisor McGoldrick requested that this matter be severed so that it might be considered separately
060123 [Opposing the Closure to John Swett Alternative School]
Supervisors Mirkarimi, Daly, Ammiano

Resolution opposing San Francisco's Board of Education's decision to close the John Swett Alternative School.

Resolution No. 84-06

ADOPTED by the following vote:

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

Noes: 1 - Elsbernd

Absent: 1 - Alioto-Pier

Supervisor Elsbernd requested that this matter be severed so that it might be considered separately

**060156 [Investigate and Impeach President Bush and Vice President Cheney]
Supervisor Daly**

Resolution calling for a full investigation, impeachment or resignation of President George W. Bush and Vice President Richard B. Cheney.

(Supervisor Elsbernd Dissented in Committee)

2/9/06- Transferred to the Rules Committee.

REFERRED to the Government Audit and Oversight Committee.

Supervisor Peskin requested that this matter be severed so that it might be considered separately

**060160 [Supporting transparency and accountability in setting refuse collection rates]
Supervisor Peskin**

Resolution urging the Director of the Department of the Environment and the Director of the Department of Public Works to develop a detailed cost projection for proposed expenditures from the Solid Waste Impound Account over the proposed 2006-2011 residential refuse rate period and to make these materials available for review by the public.

REFERRED to the Budget and Finance Committee.

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 Dufty, seconded by Supervisor Mirkarimi, moved ADOPTION of the purely Commendatory Finding.

The motion carried by the following vote:

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

Absent: 1 - Alioto-Pier

[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 Dufty, seconded by Supervisor Mirkarimi, moved ADOPTION of the purely Brown Act Finding. The motion carried by the following vote:

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

**060168 [Commending Sergeant Nicholas Rubino on the occasion of his retirement]
Supervisor Dufty**

Resolution commending Sergeant Nicholas Rubino on the occasion of his retirement.

Resolution No. 74-06

ADOPTED by the following vote:

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

OFF-AGENDA LEGISLATION

Introduced by Supervisors or the Mayor

Ordinances

**060165 [To appropriate \$1,127,000 in funding for San Francisco General Hospital capital projects]
Mayor**

Ordinance appropriating \$51,455,000 including \$13,433,000 in surplus health revenues, \$4,030,000 from surplus SB90 state revenues and \$16,292,000 in General Fund surplus for salaries, fringe benefits, services of other departments and miscellaneous capital projects and the SFGH Rebuild EIR and planning at San Francisco General Hospital for a total of \$33,755,000, appropriating \$13,405,000 in surplus health revenues for salaries, fringe benefits, non-personal services at Laguna Honda Hospital, and fixtures, furniture and equipment for the Laguna Honda Hospital rebuild for a total of \$13,405,000, appropriating \$1,800,000 from PUC's Mayor's Energy Conservation Account for the SFGH Chiller and Generator project, de-appropriating \$740,000 in General Fund dollars from the SFGH Chiller and Generator capital project and re-appropriating \$740,000 to the Service Building Seismic Retrofit capital project, and appropriating \$720,000 in surplus intradepartmental recoveries and \$1,035,000 of surplus General Fund revenues for capital projects at Primary Care clinics for a total of \$1,755,000 for the Public Health Department for Fiscal Year 2005-06.

(Fiscal impact.)

2/7/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.

060166 [First Source Hiring Ordinance - Expanding the Chapter to apply to contract modifications; increasing FSHA reporting requirements, liquidated damages, and penalty sections; amending administrative review process, including review by OLSE]

Supervisors Mirkarimi, Ammiano

Ordinance amending the San Francisco Administrative Code by: 1) amending section 83.6 to increase reporting requirements by the FSHA to include data reflecting the length of time qualified individuals remain employed under this Chapter; 2) amending sections 83.10 and 83.12 of the First Source Hiring Program to increase the liquidated damages and civil penalty provisions from up to \$2,500.00 to up to \$5,000.00 for every new hire for an entry level position improperly withheld from the first source hiring process, and 3) amending section 83.10 by increasing the liquidated damages section to up to \$10,000.00 for each violation discovered during a second investigation.

2/7/06, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 3/9/2006.

060169 [Street closure barricades]

Supervisor Peskin

Ordinance amending the Section 807 of the Traffic Code to require sponsors of events involving street closure to procure and install barricades required to maintain public safety.

2/7/06, ASSIGNED UNDER 30 DAY RULE to City Operations and Neighborhood Services Committee, expires on 3/9/2006. 2/13/06 - 30 Day Rule waived by Board President.

060182 [To appropriate \$100,000 of funding from the General Fund Reserve to the Mayor's Office of Housing to support the assistance of Section 8 Housing and HUD-subsidized residents in the City and County of San Francisco]

Supervisors Mirkarimi, Ammiano, Daly, Maxwell

Ordinance appropriating \$100,000 of funding from the General Fund Reserve to the Mayor's Office of Housing to support the assistance of Section 8 Housing and HUD-subsidized residents in the City and County of San Francisco for Fiscal Year 2005-2006.

2/7/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.

060188 [Residential Hotels: Tenant Mail Receptacles]

Supervisors Daly, Peskin, Mirkarimi, Ammiano

Ordinance amending the San Francisco Housing Code by amending Section 1002 and amending the San Francisco Administrative Code by adding Chapter 41E to require residential hotel owners to provide a United States Postal Service-approved mail receptacle for each residential unit and by amending Section 37.14 to provide for an appeal to the Rent Board for violation of this requirement; adopting findings pursuant to California Health and Safety Code Section 17958.5.

2/7/06, TRANSFERRED to Land Use and Economic Development Committee.

2/7/06, ASSIGNED UNDER 30 DAY RULE to Land Use Committee, expires on 3/9/2006.

Resolutions

**060167 [Parking Regulations]
Supervisor Dufty**

Resolution enacting angle parking regulations on the east side of Castro Street, between 25th and Jersey Streets.

45-DEGREE ANGLE PARKING – ESTABLISH
Castro Street, east side, between 25th and Jersey Streets.

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

2/7/06, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

**060183 [Reimbursement resolution for San Francisco General Hospital replacement project]
Mayor**

Resolution declaring the intent of the City and County of San Francisco to reimburse certain expenditures relating to the San Francisco General Hospital replacement project from the proceeds of future indebtedness; and making related findings.

(Fiscal impact.)

2/7/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.

**060184 [STOP signs – Mason St. at Filbert]
Supervisor Peskin**

Resolution designating the intersection of Mason Street at Filbert Street as a “STOP” intersection

STOP SIGN – ESTABLISH
Mason Street, stopping north and southbound at Filbert St.

2/7/06, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

**060185 [Approve retroactively a new position funded by a recurring State grant for the period of FY 2005 through FY 2007]
Supervisor Peskin**

Resolution authorizing the San Francisco Department of Public Health (SFDPH), San Francisco Childhood Lead Prevention Program to fill a new position using existing and ongoing funds from a recurring State grant, for the period of July 1, 2005 through June 30, 2007.

2/7/06, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

**060186 [Accept-Expend Federal Grant - Mayor’s Office of Criminal Justice (MOCJ), for Police Department computing environment and network infrastructure]
Supervisor Ma**

Resolution authorizing the Mayor’s Office of Criminal Justice (MOCJ) to retroactively accept and expend a grant in the amount of \$986,643 from the U.S. Department of Justice (DOJ), Office of Community Oriented Policing Services (COPS Office) for the purpose of renovating the Police Department computing environment and network infrastructure for the new Records Management System (RMS) application. The new system will provide a more efficient work environment, more accurate information and enhanced safety for both the public and officers.

2/7/06, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

060187 [Accept-Expend Federal Grant - Mayor's Office of Criminal Justice (MOCJ), for Violence Prevention Plan]
Supervisor Ma

Resolution authorizing the Mayor's Office of Criminal Justice (MOCJ) to retroactively accept and expend a grant in the amount of \$248,170 from the Office of Juvenile Justice and Delinquency Prevention (OJJDP) through a subcontract with the University of California-San Francisco (UCSF) for the purpose of developing a city-wide Violence Prevention Plan.

2/7/06, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

060189 [Expend Federal Funding - Community Development Block Grant]
Supervisors Alioto-Pier, Maxwell

Resolution approving the expenditure of one million, six-hundred and twenty-four thousand, nine-hundred and eighty-five dollars and nine cents (\$1,624,985.09) of Community Development Block Grant funding and Forty Six Thousand Two hundred and Sixty Dollars and Eighty One Cents (\$46,260.81) of Emergency Shelter Grant funds.

2/7/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

060190 [Funding for San Francisco-Oakland Bay Bridge Bicycle Pathway]
Supervisor Daly

Resolution urging the California State Legislature and the Governor to include funding for the San Francisco-Oakland Bay Bridge West Span Bicycle/Pedestrian/Maintenance Pathway Project in any state infrastructure bond placed before the voters in an upcoming election.

2/7/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

060191 [Commemorative Plaque Designation - José Sarria Court]
Supervisor Dufty

Resolution designating the public sidewalk fronting 3555 16th Street as eligible for the installation and maintenance of a commemorative plaque, pursuant to Public Works Code section 789.2(a), in order to honor José Sarria, who is one of the most heroic, courageous and colorful and creative figures in San Francisco's history, and urging official actions in connection with this designation.

2/7/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

060193 [Biodiesel Filling Station Permitting, Policies and Creation of Biodiesel Access Taskforce]
Supervisor McGoldrick

Resolution establishing a Biodiesel Access Taskforce to develop and recommend to the appropriate City departments, including the Board of Supervisors and Mayor, a permitting process for biodiesel filling stations and incentives for such stations to be located in the City; urging the San Francisco Unified School District to pursue the use of biodiesel blends in school buses; and establishing a City policy to request biodiesel usage in City contracts involving diesel fleets.

2/7/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**060194 [Extended Producer Responsibility]
Supervisor Mirkarimi**

Resolution urging San Francisco's State delegation to support statewide efforts to hold producers responsible for product waste, starting with toxic products defined as universal waste; requesting the Department of the Environment recommend local extended producer responsibility policies as well as work with necessary agencies to develop producer responsibility language for inclusion in City contracts.
2/7/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**060195 [Commending Deputy City Attorney Claire M. Sylvia]
Supervisors Peskin, Dufty**

Resolution commending Claire M. Sylvia for ten years of exemplary public service to San Francisco as a Deputy City Attorney and Head of the Ethics and Elections Team of the City Attorney's Office, and wishing her well in her future endeavors.
2/7/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING. Supervisor Dufty requested to be added as co-sponsor.

**060196 [Supporting Filipino Veterans Equity Act]
Supervisors Peskin, Daly, Ma**

Resolution urging the President and the Congress of the United States of America to honor the contributions of Filipino World War II veterans by passing the Filipino Veterans Equity Act, specifically HR 4574.
2/7/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**060197 [Support of the International Union of the Bricklayers and Allied Craftworkers]
Supervisors Peskin, Daly**

Resolution commending and supporting the International Union of Bricklayers and Allied Craftworkers and welcoming them for the 2006 Western States Brick and Tile Apprenticeship Contest to take place in Fisherman's Wharf, June 2-4 2006.
2/7/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**060150 [Issuance and Sale of Revenue Bonds – Salvation Army Tenderloin Housing and Community Center]
Supervisor Daly**

Resolution approving the issuance and sale of revenue bonds by the California Statewide Communities Development Authority in one or more series issued from time to time and at no time to exceed \$16,000,000 in outstanding aggregate principal amount, for the financing of the acquisition, construction and development of a multifamily rental housing project generally known as Salvation Army Tenderloin Housing and Community Center.
1/31/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.
2/7/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING. Sponsor requests this item be placed for Adoption without Reference to Committee for Board consideration February 14, 2006.

Hearings

**060170 [Audit report on the Human Services Agency Family and Children's Services Division (FCS.)
Supervisor Ammiano**

Hearing on the Controller's Office audit report on the Human Services Agency Family and Children's Services Division (FCS).

2/7/06, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

**060171 [Broadcast of the S.F. Board of Education meetings]
Supervisor Ammiano**

Hearing to inquire into the feasibility of the inclusion of the televised broadcast of the San Francisco Board of Education meetings as part of SFTV's regular broadcast schedule.

2/7/06, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

**060172 [Budget Updates]
Supervisor Daly**

Hearing to consider budget updates from the Mayor, Controller, Budget Analyst, Office of Legislative Analyst and City Departments.

2/7/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.

**060173 [Controller's quarterly overtime report]
Supervisor Daly**

Hearing to consider Controller's quarterly overtime report.

2/7/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.

**060174 [Controller's audit of Family and Children's Services]
Supervisors Ma, Maxwell**

Hearing to consider Controller's audit of Family and Children's Services and to consider structural reforms of San Francisco's foster care delivery system, including reducing caseload levels.

2/7/06, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

**060180 [Paratransit Contracting Process]
Supervisor Ma**

Hearing to consider the process used by the Metropolitan Transportation Agency (MTA) in contracting for paratransit services.

2/7/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.

**060181 [MUNI contracting paratransit services]
Supervisors Maxwell, Dufty**

Hearing to consider the MUNI contracting paratransit services.

2/7/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.

Motions**060192 [Impound Account Analysis]
Supervisor Ma**

Motion directing the Budget Analyst to conduct a financial analysis of the Impound Account in the Department of the Environment on a priority basis, and to complete the analysis by March 28, 2006.

2/7/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Introduced by President on behalf of Departments**PROPOSED ORDINANCES****PROPOSED RESOLUTIONS****060119 [Option Agreement for Sale of Surplus Property]**

Resolution approving an Option Agreement for sale of surplus lands located in Mountain View, Santa Clara County, California, under the jurisdiction of the San Francisco Public Utilities Commission ("SFPUC") to KMJ Urban Communities, LLC, a California limited liability company; adopting findings pursuant to the California Environmental Quality Act; and authorizing the Director of Property or the General Manager of the SFPUC to execute documents, make certain modifications and take certain actions in furtherance of this resolution. (Real Estate Department)

1/24/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.

060129 [Emergency contract to contain and abate hazardous material at the MUNI Woods Facility]

Resolution approving an emergency public work contract to contain and abate a hazardous material diesel fuel spill at the MUNI Woods Facility. (Public Works Department)

(Fiscal impact.)

1/24/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.

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

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

(Fiscal impact.)

1/24/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.

060131 [Modification of Easement Deed]

Resolution approving a modification to an existing Easement Deed between Pacific Gas & Electric Company, a California public utility, and the City and County of San Francisco, acting by and through its Public Utilities Commission ("SFPUC") for the realignment of an existing gas line on City land under the jurisdiction of the SFPUC located in Sunol, California. (Real Estate Department)

1/30/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.

Requests Granted

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works to report on the status of repairing the pothole on Fillmore Street between Fulton Street and McAllister Street near 940 Fillmore Street.

From: Supervisor Mirkarimi

To: Director, Recreation and Park Department

To: Recreation and Park Commission

Requesting/Inquiring: Requesting the Recreation and Park Department and the Recreation and Park Commission to report on the decision to put current the RFP for the Japanese Tea Garden out to bid a second time. What if any new criteria is to be considered? What about the first RFP was deemed inadequate? What will the time frame of the contract time change?

From: Supervisor Mirkarimi

To: City Attorney

Requesting/Inquiring: Requesting the City Attorney to draft legislation that creates a special use district for the JapanTown Center aimed at preserving the size and mix of existing uses.

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of the repair of a pothole at the intersection of Laguna and Waller Street.

From: Supervisor Mirkarimi

To: Director, Department of Parking and Traffic

Requesting/Inquiring: Requesting the Department of Parking and Traffic to report on the status of graffiti removal on parking signs near: 1263 Oak Street, 1267 Oak Street, 1473 Oak Street, and 1703 Oak Street.

From: Supervisor Mirkarimi

To: Director, Department of Parking and Traffic

Requesting/Inquiring: Requesting the Department of Parking and Traffic to report on the status of repainting the "Sharrows" on Page Street between Masonic and Baker Street.

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of graffiti removal on Green Light Boxes at the: Oak Street and Broderick Street, Northeast corner of Oak Street and Pierce Street, Southeast corner of Fell Street and Pierce Street, and Southwest corner of Fell Street and Divisadero Street.

From: Supervisor Daly

To: Director, Redevelopment Agency

Requesting/Inquiring: Inquiring on the status of Bindlestiff Theatre's return to the Plaza Hotel.

From: Supervisor Daly

To: Director, Asian Art Museum

Requesting/Inquiring: Inquiring about the Asian Art Museum's policy barring the security guards' union representative from entering the museum without the purchase of a ticket. How was this policy created? Was this policy agreed to by the security guards and their union, the Service Employees International Union Local 790?

From: Supervisor Daly

To: Director, Department of Human Resources

Requesting/Inquiring: Inquiring about the Asian Art Museum's policy of barring the security guards' union representative from entering the museum without the purchase of a ticket (See attached document). As the department responsible for overseeing all memorandums of understanding, does the Asian Art Museum have the authority to make such a policy?

From: Supervisor Daly

To: Director, Treasurer's Office

Requesting/Inquiring: Requesting the Treasurer's Office to provide a summary of all investments made by the City and County of San Francisco in companies and financial institutions with investments in the People's Republic of China.

From: Supervisor Daly

To: Director, Purchasing Department

Requesting/Inquiring: Requesting the Purchasing Department to provide a summary of all of the City's purchases of goods manufactured or improved in the People's Republic of China as well as a summary of the City's agreements for contractual services, public works or improvements, or leases, permits, licenses or other agreements for the use or sale of the City's real property with companies and financial institutions investing in the People's Republic of China.

From: Supervisor Ammiano

To: City Attorney

Requesting/Inquiring: Requesting the City Attorney to draft legislation amending Chapter 14A establishing a category called "Disadvantaged Local-Serving Non-Profit" (DLSNP) and further establishing and defining bidding discounts for DLSNP.

From: Supervisor Sandoval

To: Director, Department of Children Youth and Their Families

To: Director, First 5 San Francisco

Requesting/Inquiring: Requesting the Department of Children Youth and Their Families and First 5 San Francisco asking that they respond in writing regarding particular aspects of the Preschool For All program.

The written response should address the educational requirements and educational assistance programs for providers under the Preschool For All program as well as the program's accessibility to non-English speakers (including information on which forms, such as provider and parent applications, are translated into languages other than English).

In Memoriams

Shau Fun Lue - Supervisor Sandoval

Sook Fong Gee - Supervisor Peskin

Richard L. Phipps - Supervisor Elsbernd

Marion Heimsoth - Supervisor Ammiano

Betty Friedan - Supervisor Alioto-Pier

ADJOURNMENT

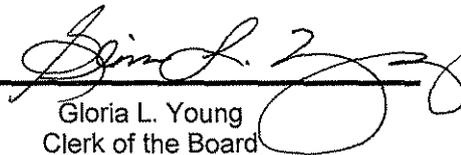
There being no further business, the Board adjourned at the hour of 7:56 p.m.

Gloria L. Young, Clerk of the Board

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

Approved by the Board of Supervisors on March 14, 2006.

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