

# BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

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

## MEETING MINUTES

**Monday, July 8, 2002 2:00 PM**

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

**Regular meeting**

***TOM AMMIANO, PRESIDENT***

***CHRIS DALY, MATT GONZALEZ, TONY HALL, MARK LENO,  
SOPHIE MAXWELL, JAKE MCGOLDRICK, GAVIN NEWSOM,  
AARON PESKIN, GERARDO SANDOVAL, LELAND Y. YEE***

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

## BOARD COMMITTEES

### **Committee Membership**

#### **Budget Committee**

Supervisors Maxwell, Peskin, Yee, Ammiano, McGoldrick

#### **City and School District Committee**

Supervisors Ammiano, Leno, Wynns, Mar

#### **Finance Committee**

Supervisors Peskin, Daly, Ammiano

#### **Health and Human Services Committee**

Supervisors Daly, Leno, Maxwell

#### **Neighborhood Services and Recreation Committee**

Supervisors Newsom, Leno, McGoldrick

#### **Public Works and Public Protection Committee**

Supervisors Sandoval, Yee, 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, Matt Gonzalez, Tony Hall, Mark Leno, Sophie Maxwell, Jake McGoldrick, Gavin Newsom, Aaron Peskin, Gerardo Sandoval, Leland Y. Yee.

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## ROLL CALL AND PLEDGE OF ALLEGIANCE

*The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Tom Ammiano presiding.*

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

*Supervisor McGoldrick - 1.*

*Quorum present.*

*Supervisor McGoldrick was noted present at 2:03 p.m.*

## APPROVAL OF MEETING MINUTES

*Motion to approve the April 29, 2002 Meeting Minutes.*

Supervisor McGoldrick, seconded by Supervisor Maxwell, moved to approve the April 29, 2002 Meeting Minutes. The motion carried by the following vote:

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

## AGENDA CHANGES

*The President inquired if there were any changes to the agenda members were aware of which needed to be continued, tabled, or considered differently.*

*Supervisor Hall indicated that File No. 020813 be severed from the consent agenda. (See infra)*

## CONSENT AGENDA

### Recommendations of the Budget Committee

**020323 [Amending the San Francisco Fire Code to increase fees for services]**

Ordinance amending Section 106 of the San Francisco Fire Code to increase Fees for Fire Department Services, to become operative on its effective date or on July 1, 2002 whichever is later. (Fire Department)

**Ordinance No. 148-02**  
**FINALLY PASSED**

**021071 [Amending Police Department permit and license fees]**  
**Mayor**

Ordinance amending the San Francisco Police Code by amending Sections 2.26 and 2.27, to adjust permit and license fees for businesses regulated under the Police Code, and by adding Section 2.31, to provide for annual adjustment of these fees to reflect changes in the Consumer Price Index. (Mayor)

**Ordinance No. 150-02**  
**FINALLY PASSED**

**021073 [Patient Rates]**  
**Mayor**

Ordinance amending Article 3 of the San Francisco Health Code by amending Section 128 to set patient rates for services furnished by the Department of Public Health, effective July 1, 2002. (Mayor)

**Ordinance No. 151-02**  
**FINALLY PASSED**

**021075 [Ambulance fee schedule]**  
**Mayor**

Ordinance approving a fee schedule for ambulance services provided by the San Francisco Fire Department and providing for annual adjustment of these fees to reflect changes in the Consumer Price Index. (Mayor)

**Ordinance No. 152-02**  
**FINALLY PASSED**

**021077 [Raising license and other Animal Care and Control fees for dogs, cats, and other animals]**  
**Mayor**

Ordinance amending the San Francisco Health Code by amending Sections 41.9, 41.10, 41.15, 41.16, 41.17, and 41.22, to raise license and other Animal Care and Control fees for dogs, cats, and other animals, and by adding Section 41.26, to provide for annual adjustment of these fees to reflect changes in the Consumer Price Index. (Mayor)

**Ordinance No. 153-02**  
**FINALLY PASSED**

- 021078**    **[Enacting a new Police Emergency Alarm Ordinance requiring permits for alarm systems and imposing penalties for false alarms]**  
**Mayor**

Ordinance amending the San Francisco Police Code by repealing the current Article 37 (Police Emergency Alarm Ordinance), Sections 3700 through 3710; by enacting a new Article 37 (Police Emergency Alarm Ordinance), Sections 3700 through 3720, providing for permitting of alarm systems and penalties for false alarms; and by amending Police Code Section 2.26, to set permit fees for commercial and residential alarm systems. (Mayor)

**Ordinance No.**     154-02  
**FINALLY PASSED**

- 021079**    **[Amending fees charged by the County Clerk for various services]**  
**Mayor**

Ordinance amending the San Francisco Administrative Code by amending Sections 8.33.1, 62.8, and 62.9, to adjust fees charged by the County Clerk for various services and to provide for annual adjustment of those fees to reflect changes in the Consumer Price Index. (Mayor)

**Ordinance No.**     155-02  
**FINALLY PASSED**

- 021080**    **[Amending Medical Examiner's fees]**  
**Mayor**

Ordinance amending the San Francisco Administrative Code by amending Section 8.14, to adjust fees for services provided by the Medical Examiner, and to provide for annual adjustment of these fees to reflect changes in the Consumer Price Index. (Mayor)

**Ordinance No.**     156-02  
**FINALLY PASSED**

- 021081**    **[Setting fees for City golf courses]**  
**Mayor**

Ordinance amending the San Francisco Park Code by adding Sections 12.12, 12.13, and 12.14, setting fees for use of City golf courses and adding Section 12.20, providing for annual adjustment of golf fees and day camp fees to reflect changes in the Consumer Price Index. (Mayor)

**Ordinance No.**     157-02  
**FINALLY PASSED**

**021082 [Adding a charge for administrative overhead when the City provides additional police and street-cleaning services to private parties]****Mayor**

Ordinance amending the San Francisco Administrative Code by amending Sections 10B.2, 10B.3, and 10B.12, to require the City to charge for administrative overhead when it contracts with private parties to provide additional police and street-cleaning services, to prohibit the waiver of fees for additional police services except by ordinance of the Board of Supervisors, and to correct a citation to the Charter. (Mayor)

**Ordinance No. 158-02****FINALLY PASSED**

The foregoing items were acted upon by the following vote:

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

**Severed from the Consent Agenda****Recommendation of the Neighborhood Services and Recreation Committee****Supervisor Hall Recused**

Supervisor Sandoval, seconded by Supervisor Daly, moved to recuse Supervisor Hall from voting on File No. 020813.

The motion carried by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

Absent: 1 - Hall

**020813 [Settlement of Lawsuit]**

Ordinance authorizing settlement of the lawsuits filed by the City and County of San Francisco against City of Daly City and Olympic Club for receipt of an aggregate amount of \$150,000.00 from City of Daly City and Olympic Club; the City and County of San Francisco filed the lawsuits on January 16, 2001 and May 16, 2001, respectively, in San Francisco Superior Court (Cases No. 318-127 and 321-393); other material terms of said settlement are each defendant to pay \$75,000.00. (City Attorney)

*Supervisor Hall requested this item be severed from consent to be considered separately.*

*Supervisor Hall excused from voting.*

**PASSED ON FIRST READING by the following vote:**

Ayes: 10 - Ammiano, Daly, Gonzalez, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

Absent: 1 - Hall

**REGULAR AGENDA****UNFINISHED BUSINESS**

**From the Clerk****020770 [Appeal, Conditional Use, 2455 Bush Street (a.k.a. 1770 Scott Street)]**

Motion approving decision of the Planning Commission by its Motion No. 16375, approving Conditional Use Application No. 99.0818C, on property located at 2455 Bush Street (a.k.a. 1770 Scott Street), and adopting findings pursuant to Planning Code Section 101.1. (Clerk of the Board)

(Filed on May 10, 2002.)

**TABLED by the following vote:**

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

**020771 [Appeal, Conditional Use, 2455 Bush Street (a.k.a. 1770 Scott Street)]**

Motion disapproving decision of the Planning Commission by its Motion No. 16375, approving Conditional Use Application No. 99.0818C, on property located at 2455 Bush Street (a.k.a. 1770 Scott Street), and adopting findings pursuant to Planning Code Section 101.1. (Clerk of the Board)

(Requires eight votes.)

**Supervisor Gonzalez, seconded by Supervisor Newsom, moved that this Motion be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. The motion carried by the following vote:**

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

Motion disapproving decision of the Planning Commission by its Motion No. 16375, approving Conditional Use Application No. 99.0818C, on property located at 2455 Bush Street (a.k.a. 1770 Scott Street), and adopting findings pursuant to Planning Code Section 101.1, subject to the imposition of conditions by the Board of Supervisors. (Clerk of the Board)

(Requires eight votes.)

**Motion No. M02-101**

**APPROVED by the following vote:**

Ayes: 10 - Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

Noes: 1 - Ammiano

**020772 [Findings - 2455 Bush Street (a.k.a. 1770 Scott Street)]**

Motion directing the Clerk of the Board to prepare findings relating to proposed Conditional Use Application No. 99.0818C, on property located 2455 Bush Street (a.k.a. 1770 Scott Street), for action by the Board at its next meeting. (Clerk of the Board)

**Motion No. M02-102**

**APPROVED by the following vote:**

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

**From the Clerk**

**020901 [Appeal, Conditional Use, 3130-3154 Noriega Street]**

Motion approving decision of the Planning Commission by its Motion No. 16390, approving Conditional Use Application No. 2001.0995CE, on property located 3130-3154 Noriega Street, and adopting findings pursuant to Planning Code Section 101.1. (Clerk of the Board)

*Continued to July 15, 2002.*

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

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

**020902 [Appeal, Conditional Use, 3130-3154 Noriega Street]**

Motion disapproving decision of the Planning Commission by its Motion No. 16390, approving Conditional Use Application No. 2001.0995CE, on property located 3130-3154 Noriega Street, and adopting findings pursuant to Planning Code Section 101.1. (Clerk of the Board)

(Requires eight votes.)

*Continued to July 15, 2002.*

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

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

**020903 [Findings - 3130-3154 Noriega Street]**

Motion directing the Clerk of the Board to prepare findings relating to proposed Conditional Use Application No. 2001.0995CE, on property located at 3130-3154 Noriega Street, for action by the Board at its next meeting. (Clerk of the Board)

*Continued to July 15, 2002.*

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

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

**Recommendation of Rules and Audits Committee**

**020783 [Establishing the San Francisco Entertainment Commission]**  
**Supervisors Leno, McGoldrick, Ammiano, Gonzalez, Newsom, Peskin, Sandoval**

Ordinance: (1) amending the San Francisco Administrative Code to add a new Chapter 90 establishing the San Francisco Entertainment Commission; (2) providing for assistance from the Police Department to the Entertainment Commission for the transfer of specified permitting and licensing functions from the Police Department to the Entertainment Commission; (3) amending Article 1 of the San Francisco Police Code (i) relative to renewals of permits and licenses generally, and (ii) to transfer permitting responsibility for the use of loudspeakers or sound amplifying equipment outside buildings or out of doors from the Police Department to the Entertainment Commission; (4) amending Article 15 of the San Francisco Police Code to transfer licensing responsibility for amusements from the Police Department to the Entertainment Commission; (5) amending Article 15.1 of the San Francisco Police Code to transfer permitting responsibility for Places of Entertainment from the Police Department to the Entertainment Commission; and (6) amending Article 15.2 of the San Francisco Police Code to transfer permitting responsibility for Extended Hours Premises from the Police Department to the Entertainment Commission.

(Fiscal impact.)

(Supervisor Hall dissenting in Committee.)

*7/08/02 Amendment of the whole bearing same title.*

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

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

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

**PASSED ON FIRST READING AS AMENDED by the following vote:**

Ayes: 8 - Ammiano, Daly, Gonzalez, Leno, McGoldrick, Newsom, Peskin, Sandoval

Noes: 3 - Hall, Maxwell, Yee

**Recommendations of the Budget Committee**

**021076 [Street fairs fees]**  
**Mayor**

Ordinance amending Traffic Code Section 806 to charge street fairs where alcoholic beverages are served the full cost of police services, rather than 40 percent of the cost, to eliminate the \$2,500 cap on charges for police services for street fairs where alcoholic beverages are served, to eliminate ISCOTT's authority to waive payment of the cost of police services for street fairs where alcoholic beverages are served, and to provide for annual adjustment of these fees to reflect changes in the Consumer Price Index. (Mayor)

*Continued to July 15, 2002.*

**President Ammiano moved that this Ordinance be CONTINUED ON FIRST READING. The motion carried by the following vote:**

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee



**020471 [Increasing the Annual Residential Rent Ordinance Fee to a maximum of \$27.00 per unit]**

Ordinance amending Administrative Code Chapter 37A "Residential Rent Stabilization and Arbitration Fee" by amending Sections 37A.2 and 37A.6 to increase the maximum annual residential rent ordinance fee from \$19 per unit in fiscal year 2000-2001 or \$16 per unit in other years, to \$27.00 per unit; and requiring the amount of the increase to be paid in equal halves by the owner(s) and tenant(s) of each residential unit; this increase will sunset in two years. (Rent Stabilization and Arbitration Board)

**PASSED ON FIRST READING** by the following vote:

Ayes: 9 - Ammiano, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Yee

Noes: 2 - Daly, Sandoval

**Recommendation of the Health and Human Services Committee****020293 [Prohibiting Urination and Defecation]**

Supervisors Hall, Daly, Newsom

Ordinance amending Article 2 of the San Francisco Police Code by adding Section 153 to prohibit public urination and defecation, providing an exemption for persons with a verified medical condition.

Ordinance No. 160-02

**FINALLY PASSED** by the following vote:

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

**NEW BUSINESS****Recommendations of the Neighborhood Services and Recreation Committee****020424 [Liquor License, Opera Plaza, 601 Van Ness Avenue]**

Resolution determining that the issuance of a Type 42 on-sale beer and wine public premises license to Deidra F. Kahn for Rosebowl Florist and Wine Shop, Inc. located at Opera Plaza, 601 Van Ness Avenue (District 6), will serve the convenience of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code.

Resolution No. 480-02

**ADOPTED** by the following vote:

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

**020623 [Liquor Licence Transfer, 500 Beach Street, Suite #61]**

Resolution determining that the transfer of a Type 21 off-sale general alcoholic beverage control license to Fahim Shafik dba "Anchorage Liquor and Deli" from 1200 Union Street to 500 Beach Street, Suite #61 (District 3), will serve the convenience of the people of the City and County of San Francisco in accordance with Section 23958.4 of the California Business and Professions Code; with conditions.

Resolution No. 481-02

**ADOPTED** by the following vote:

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

- 020748 [Liquor License Transfer - Proposed Safeway Store No. 2606, Northeast Corner of 4th and King Streets]**  
Resolution determining that the transfer of a Type 21 off-sale general alcoholic beverage control license for the proposed Safeway Store #2606 from 625 Monterey Boulevard to the Northeast Corner of 4th Street and King Street (District 6), will serve the convenience of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code.

**Resolution No.** 483-02

**ADOPTED by the following vote:**

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

- 020750 [Liquor License, Pier 39, #K-106]**  
Resolution determining that the issuance of a Type 21 off-sale general alcoholic beverage control license to Arko Designs, LLC, dba "California Marketplace" located at Pier 39, #K-106 (District 3), will serve the convenience of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code; with conditions.

**Resolution No.** 484-02

**ADOPTED by the following vote:**

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

- 020787 [Liquor License, 1795 Geary Boulevard]**  
Resolution determining that the issuance of a Type 42 on-sale beer and wine public premises license to Yung Shin LLC dba "Kola Lounge" located at 1795 Geary Boulevard (District 5), will serve the convenience of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code.

**Resolution No.** 485-02

**ADOPTED by the following vote:**

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

### **Recommendation of Rules and Audits Committee**

- 020803 [Charter Amendment - Retirement Benefits for Police and Fire Personnel]**  
Supervisors Ammiano, Sandoval, Leno, Maxwell, Newsom, McGoldrick

Charter amendment (First Draft) to add Sections A8.595 through A8.595-14, A8.596 through A8.596-14, A8.597 through A8.597-15, and A8.598 through A8.598-15 thereto, relating to retirement benefits for police officers and firefighters, and by amending Sections A8.500-1 and A8.500-2 to conform to the new retirement plans.

(Fiscal impact.)

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

**ORDERED SUBMITTED by the following vote:**

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

## **COMMITTEE REPORTS**

**From Health and Human Services Committee****020593 [Residential Rent Assistance Pilot Program]  
Supervisors Ammiano, Daly, Maxwell**

Ordinance establishing a General Fund residential rent assistance program for tenants whose federal rent subsidy in San Francisco has been reduced or revoked due to a failure to meet federal immigration status verification requirements imposed under Section 592 of the federal Quality Housing and Work Responsibility Act of 1998 ("QHWRA," Public Law 105-276, 42 U.S.C. 1436a), including tenants in San Francisco Housing Authority units and Section 8 units; providing criteria and procedures for disbursement of funding, with disbursements available commencing July 1, 2002; providing two outreach grants of \$5,000 each; and identifying companion legislation that would provide funding of \$349,000 from the City's General Fund for the first year of the Program (July 2002 through June 2003).

(Fiscal impact.)

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

**PASSED ON FIRST READING by the following vote:**

Ayes: 10 - Ammiano, Daly, Gonzalez, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee  
Noes: 1 - Hall

**PUBLIC COMMENT**

*Patricia Boyde, Burger King conditional use permit;  
Ernestine Weiss, tenant pass through;  
John Dizano;  
Tom McGunn, Entertainment Commission;  
Richard Hat, Police Work, Homelessness;  
Ed Ling, Homelessness, Board Salaries;  
male speaker, homelessness;  
Woody Ranclift, shipyard cleanup;  
male speaker, child assistance.*

**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.*

**021181 [Needle Exchange Emergency]  
Supervisors Ammiano, Newsom, Yee, Leno, Daly, Peskin, McGoldrick, Maxwell**

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

**Motion No.** M02-103

**APPROVED by the following vote:**

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

## 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.*

*[Serious Injury Finding]*

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

Supervisor Newsom, seconded by Supervisor Leno, moved ADOPTION of the serious injury finding. The motion carried by the following vote:

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

*[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 Newsom, seconded by Supervisor Leno, moved ADOPTION of the Brown Act finding. The motion carried by the following vote:

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

021217 [Committee of the Whole on July 15, 2002]

Supervisor Newsom

Motion requesting the Board of Supervisors convenes as a Committee of the Whole on Monday, July 15, 2002 to consider legislation, which will amend the compliance date of Sprinkler Ordinance 165-01.

Motion No. M02-104

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

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

## OFF-AGENDA LEGISLATION

### Introduced by Supervisors or Mayor

### Ordinances

**021218 [Requirements for automatic sprinklers in residential hotels]  
Supervisor Newsom**

Ordinance amending the San Francisco Fire Code Section 9001.1.3 and the San Francisco Housing Code Section 904 to extend compliance with requirements regarding installation of automatic sprinkler systems in residential hotels, as defined in the Ordinance, to January 31, 2003; providing findings as to local conditions pursuant to the California Health and Safety Code; and making this Ordinance retroactive to June 30, 2002. 7/8/02, RECEIVED AND ASSIGNED to Board of Supervisors.

**021219 [Tax Penalty Amnesty Program]  
Supervisor McGoldrick**

Ordinance amending the San Francisco Business and Tax Regulations Code to: (i) amend Article 17 thereof to establish a two month business tax penalty amnesty program during the 2002 - 2003 fiscal year, and (ii) amend Article 6 thereof to increase penalties for failing to pay taxes, underreporting of taxes, failing to file a tax return and failing to obtain a business registration certificate. 7/8/02, RECEIVED AND ASSIGNED to Finance Committee. (7/16/02 - Referred to Small Business Commission for comment and recommendation.)

**021220 [City Parking Facilities]  
Supervisor Daly**

Ordinance amending the San Francisco Traffic Code 32.23 requiring that curbside parking adjacent to City or Unified School District public buildings be provided with parking meters and that all off-street parking facilities owned by the City charge market rates to City employees for use of parking spaces when the employees work within 1500 feet of any Municipal Railway transit stop. 7/8/02, ASSIGNED UNDER 30 DAY RULE to Transportation and Commerce Committee, expires on 8/7/2002.

**021221 [Laws and procedures governing the enforcement of prevailing wages for workers on public work projects]  
Supervisor Ammiano**

Ordinance adding subsection 6.1(H), definition of prevailing wage; amending subsection 6.22(A)(6) to include a requirement concerning subcontractor licenses; amending subsection 6.22(B) to include a requirement that all contractor and subcontractors provide workers' compensation insurance certificates; amending subsection 6.22(E) concerning application and enforcement of prevailing wage requirements and assessment of penalties and backwages; amending subsection 6.22(O) to add further contractual requirements for the employment of apprentices and to add penalties for noncompliance; adding subsection 6.22(P) concerning safety requirements for contractors and subcontractors; amending section 6.24 to expand the authority of the Office of Labor Standards Enforcement to enforce requirements of state and federal law, to enforce working conditions and apprenticeship and to assess monetary penalties and backwages against public work contractors. 7/8/02, ASSIGNED UNDER 30 DAY RULE to Finance Committee, expires on 8/7/2002.

## **Resolutions**

**021222 [Urging St. Luke's Hospital to Remain Open]**  
**Supervisors Ammiano, Daly**

Resolution urging St. Luke's Hospital not to close its Emergency Room, Maternity Unit, or any other patient service due to the announced Registered Nurse strike.

7/8/02, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**021223 [Senate Bill 1301 - Reproductive Privacy Act]**  
**Supervisors Newsom, Peskin, Daly, Ammiano, Gonzalez**

Resolution urging the State Legislature to adopt Senate Bill 1301, introduced by Senator Sheila Kuehl, relating to an act to amend Section 2253 of the Business and Professions Code, to add Article 2.5 to Chapter 2 of Part 2 of Division 106 of, and to repeal Sections 123400, 123405, 123407, 123410, 123415, and 123430 of the Health and Safety Code, relating to reproductive privacy.

7/8/02, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**021224 [Authorizing the San Francisco Department of Aging and Adult Services to accept and expend Senior Facilities Special Funding]**  
**Supervisors Sandoval, Peskin**

Resolution authorizing the San Francisco Department of Aging and Adult Services to accept and expend Senior Facilities Special Funding from the California State Department of Aging in the amount of \$250,000 to establish a senior center.

7/8/02, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

### **Requests for Hearing**

**021225 [Timetable for Submission of Mayor's Budget]**  
**Supervisor McGoldrick**

Hearing to consider adoption of a new timetable for submission of budgets in subsequent fiscal years in light of the expiration of the current budget timetable ordinance on December 2002, considering the experience and lessons learned during this year's budget process.

7/8/02, RECEIVED AND ASSIGNED to Budget Committee.

**021226 [SF General Hospital Long Range Service Delivery]**  
**Supervisor Newsom**

Hearing on the long-range service delivery plans of the San Francisco General Hospital Medical Center (SFGHMC) with the focus on the following: (1) The future role and services provided by SFGHMC. (2) To differentiate the range and types of future service the SF Department of Public Health should provide at the SFGHMC. (3) To determine how to best provide these services, including where? What costs are associated with these service provisions? And with whom?

7/8/02, RECEIVED AND ASSIGNED to Finance Committee.

**021228 [Revitalization and beautification of San Bruno Avenue in the Portola District]  
Supervisors Leno, Ammiano**

Hearing to consider means of promoting the economic revitalization and beautification of San Bruno Avenue in the Portola District, including installing crosswalks, bicycle racks and crosswalk signals to make the area more pedestrian friendly, increasing the number of neighborhood residents who shop in the area, and considering the advantages of implementing a main street program.

7/8/02, RECEIVED AND ASSIGNED to Transportation and Commerce Committee.

### **Motions**

**021227 [Legislative Analyst Request]  
Supervisor Gonzalez**

Motion asking the Legislative Analyst to survey other comparable municipalities on regulatory requirements imposed on hospitals who reduce hospital services. These requirements could be public notification, fees, or other mitigation measures.

7/8/02, ASSIGNED to Board of Supervisors. Scheduled for Board consideration July 15, 2002.

### **Introduced by the President at the Request of Departments**

## **PROPOSED RESOLUTIONS**

**020910 [Revenue Bond Election]**

Resolution calling and providing for a special election to be held in the City and County of San Francisco for the purpose of submitting to the qualified voters of said City and County on November 5, 2002 a proposition for the issuance of revenue bonds and/or other forms of revenue financing by the Public Utilities Commission in a principal amount not to exceed \$3,628,000,000 to finance the acquisition and construction of improvements to the City's water system; and consolidating said special election with the General Municipal Election to be held on November 5, 2002; complying with Section 53410 of the California Government Code; finding the proposed project is in conformity with the priority of Planning Code Section 101.1(b) and the City's General Plan. (Public Utilities Commission)

(Fiscal impact.)

6/5/02, RECEIVED AND ASSIGNED to Finance Committee.

6/27/02, ASSIGNED to Finance Committee.

6/27/02, SUBSTITUTED. Substituted by the City Attorney 6/28/02, bearing new title.

**020945 [Submission of an Ordinance to the Voters authorizing Sewer Service Charge Rate Increases]**

Motion ordering the submission of an ordinance to the voters authorizing the Board of Supervisors to adopt and impose schedules of sewer service charges to be paid by users in accordance with the San Francisco Charter and Part II, Chapter X, Articles 4.1 and 4.2 of the San Francisco Municipal Code (Public Works Code) that will provide an aggregate 12% increase of sewer service revenues, at an election to be held on November 5, 2002. (Public Utilities Commission)

6/12/02, RECEIVED AND ASSIGNED to Rules and Audits Committee.

6/27/02, TRANSFERRED to Finance Committee.

7/1/02, SUBSTITUTED. Substituted by the City Attorney 7/1/02, bearing same title.

7/1/02, ASSIGNED to Finance Committee.

**021174 [Stop Intersections]  
Supervisor Newsom**

Resolution designating certain intersections as "STOP" intersections.

**STOP SIGNS - ESTABLISH**

17th and Shotwell Streets, stopping 17th Street at Shotwell Street, making this intersection an all-way STOP;  
El Camino Del Mar and Seacliff Avenue, stopping northbound El Camino Del Mar at Seacliff Avenue, making this intersection an all-way STOP;

Girard Avenue and Silliman Street, stopping Silliman Street at Girard Avenue, making this intersection an all-way STOP;

17th and Rhode Island Streets, stopping 17th Street at Rhode Island Street, making this intersection an all-way STOP;

Octavia and Washington Streets, stopping Octavia Street at Washington Street, making this uncontrolled T-intersection a one-way STOP; and

Alameda Street and Treat Avenue, stopping eastbound Alameda Street at Treat Avenue, making this uncontrolled T-intersection a one-way STOP. (Parking and Traffic Department)

(DPW Order No. 2452.)

(6/26/02: Categorically exempt from Environmental Review Class 1(c)(9) changes in traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in use of the street.)

7/1/02, RECEIVED AND ASSIGNED to Transportation and Commerce Committee.



**021179 [Parking Regulations, Various Locations]**

Resolution enacting and rescinding parking regulations at various locations.

TOW-AWAY, NO PARKING ANYTIME, 8 PM - 8 AM, EVERYDAY - ESTABLISH  
Mendell Street, west side, from 93 feet to 137 feet south of Oakdale Avenue (44-foot zone); and  
Mendell Street, east side, from 3rd Street to 112 feet northerly (112-foot zone).

ONE-HOUR PARKING TIME LIMIT, APRIL THROUGH OCTOBER, 7 AM TO 10 PM, MONDAY  
THROUGH FRIDAY; 9 AM TO 6 PM, SATURDAY AND SUNDAY - RESCIND  
ONE-HOUR PARKING TIME LIMIT, NOVEMBER THROUGH MARCH, 7 AM TO 6 PM, MONDAY  
THROUGH SATURDAY - RESCIND

PARKING METERS (EXTEND PARKING METER AREA 3) - ESTABLISH  
3rd Street, both sides, between King and Townsend Streets.

PARKING METERS (EXTEND PARKING METER AREA 3) - ESTABLISH  
King Street, north side, from 135 feet to 212 feet and 278 feet to 346 feet west of 2nd Street (77-foot and 68-foot zones, respectively).

RESIDENTIAL PERMIT PARKING AREA "Z" (TWO-HOUR TIME LIMIT, 8 AM - 6 PM, MONDAY  
THROUGH FRIDAY) - ESTABLISH  
27th Street, both sides, between Noe and Sanchez Streets (400 block).

UNMETERED MOTORCYCLE PARKING - RESCIND  
UNMETERED MOTORCYCLE PARKING, 7 PM to 7 AM, DAILY - ESTABLISH  
6th Street, east side, from nine feet to 30 feet south of Harrison Street, accommodating six motorcycle stalls.  
4 HOUR PARKING TIME LIMIT, 8 AM TO 6 PM, MONDAY THROUGH SATURDAY - ESTABLISH  
Van Ness Avenue, center parking area, from North Point Street to 300 feet northerly.

PERPENDICULAR (90-DEGREE ANGLE) PARKING - ESTABLISH  
18th Street, north side, from 52 feet east of Rhode Island Street to Carolina Street.

TOW-AWAY NO STOPPING ANYTIME - ESTABLISH  
Folsom Street, north side, from 3rd Street to 140 feet easterly; and  
Folsom Street, north side, from 2nd Street to 140 feet easterly.

NO PARKING ANYTIME - RESCIND  
TOW AWAY NO PARKING ANYTIME - ESTABLISH  
Burgoyne Street, both sides, south of Pacific Avenue.

UNMETERED MOTORCYCLE PARKING - ESTABLISH  
133 Palm Avenue, west side, from 263.5 feet to 270.5 feet south of Euclid Avenue (seven-foot zone in front of  
133 Palm Street, accommodating two motorcycle stalls).

TOW AWAY NO STOPPING ANYTIME - ESTABLISH  
Broderick Street, east side, from Sutter Street to 15 feet northerly; and  
Sutter Street, north side, from Broderick Street to 14 feet easterly.

NO PARKING ANYTIME - ESTABLISH  
Sears Street, along the south terminus, south of Sickles Avenue.

NO PARKING ANYTIME - ESTABLISH  
Lyon Street, east side, from Green Street to 150 feet southerly to the terminus and from the terminus to 36 feet  
westerly.

1366 Hayes Street, between the driveways of 1366 and 1370 Hayes Street (12-foot zone, accommodating two motorcycle stalls).

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

Hill Street, both sides, between Church and Sanchez Streets (300 block); and  
Sanchez Street, both sides, between Hill and Liberty Streets (portions of the 700 and 800 blocks).

UNMETERED MOTORCYCLE PARKING - ESTABLISH

1570 -1574 Waller Street, north side, from 100 feet to 109.5 feet west of Belvedere Street (9.5 foot zone in front of 1570-1574 Waller Street, accommodating one motorcycle only). (Parking and Traffic Department)  
7/1/02, RECEIVED AND ASSIGNED to Transportation and Commerce Committee.

**Requests Granted**

*From: Supervisor Newsom*

*To: Director, United States Department of Human Services*

*Requesting/Inquiring: To report whether they have applied or have plans to apply for a waiver from the U.S. Department of Agriculture (and other appropriate state agencies) in order to allow homeless and senior food stamp recipients to redeem food stamps at restaurants.*

*From: Supervisor Newsom*

*To: Director, Department of Human Services*

*Requesting/Inquiring: Requesting information regarding any plan or program to increase the number of CAAP recipients who are enrolled in:*

- 1) Mandatory Rep Payee Services*
- 2) CALM, SSIP, or PAES (moving people out of General Assistance)*
- 3) Development of a "link card" in lieu of County Adult Assistance Program checks.*

*From: Supervisor Newsom*

*To: City Attorney*

*Requesting/Inquiring: To develop and implement a COMPSTAT Model of Police management based upon the compilation, distribution, and utilization of "real-time" data in order to allow field managers to make better informed and more effective decisions.*

*The request shall include the following provisions:*

- 1) Articulation of organizational mission/vision and realignment of organizational structure to facilitate the meeting of goals and objectives.*
- 2) Identification of business practices and key performance indicators.*
- 3) Collection of accurate and timely information.*
- 4) Meaningful data analysis and dissemination of results to all levels of the organization.*
- 5) Development of effective tactics and rapid development of resources.*
- 6) Relentless follow-up and assessment.*

*From: Supervisor Hall*

*To: Director, Department of Parking and Traffic*

*Requesting/Inquiring: To determine whether or not safety improvements can be made, or even need to be made, at the intersection of Skyline Boulevard and Lake Merced Boulevard.*

*From: Supervisor Hall*

*To: Director, Department of Parking and Traffic*

*Requesting/Inquiring: To determine whether or not "No Overnight Parking" signs may be posted in the Lake Merced parking lot located at the southern end of Sunset Boulevard.*

*From: Supervisor Gonzalez*

*To: City Attorney*

*Requesting/Inquiring: To draft legislation which would split the cost filing fees for services provided by the Rent Board evenly between the building owner and tenants residing in the affected unit(s).*

*From: Supervisor Ammiano*

*To: Director, Housing Authority*

*Requesting/Inquiring: Requesting clear documentation as to how undocumented or non-citizens moving from the Section 8 waitlist will be affected by Quality Housing and Work Responsibility Act, to further clarify will undocumented or non-citizen members or entire family's pay a prorated rent or receive a full subsidy?*

*From: Supervisor Yee*

*To: City Attorney*

*Requesting/Inquiring: To provide a determination as to: the definition and the enforceability of Conditions of*

*Approval made by the Planning Commission; the consequences of failure by the project sponsor to abide by conditions imposed by the Planning Commission; and the consequences of violation of fulfillment of Planning conditions in the granting of subsequent permits.*

### **In Memoriams**

*Salvador Rodriguez Bustos (Supervisors Ammiano, Daly, Leno)  
William Dufty (Supervisor Maxwell)  
Rabbi Eugene Mihaly (Supervisor Leno)  
John Madden (Supervisor Hall)*

## ADJOURNMENT

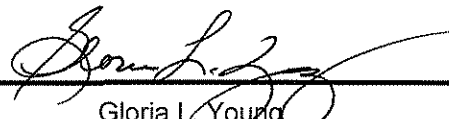
*There being no further business, the Board at the hour of 4:28 p.m. adjourned.*

*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 September 17, 2002.*

*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