

# Board of Supervisors

## City and County of San Francisco

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



### **AGENDA**

**Tuesday, May 2, 2006  
2:00 PM**

#### **Regular Meeting**

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**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**

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

## **APPROVAL OF MEETING MINUTES**

## **AGENDA CHANGES**

## **COMMUNICATIONS**

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

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

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









*Present: Supervisors Daly, Dufty, Peskin, Mirkarimi, Elsbernd*

**12. 060409 [Apply For-Accept-Expend Federal Funding - Community Development Block Grant] Mayor**

Resolution approving the 2006/07 Community Development Block Grant (CDBG) Program; authorizing the Mayor, on behalf of the City and County of San Francisco, to apply for, accept, and expend the City's 2006/07 Community Development Block Grant from the U.S. Department of Housing and Urban Development (HUD) together with Program Income, totaling \$25,151,655; and approving an Expenditure Schedule.

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

**13. 060413 [Apply For-Accept-Expend Federal Funding - Emergency Shelter Grants Program] Mayor**

Resolution approving the 2006/07 Emergency Shelter Grant (ESG) Program; and authorizing the Mayor, on behalf of the City and County of San Francisco, to apply for, accept, and expend the City's 2006/07 Emergency Shelter Grant entitlement from the U.S. Department of Housing and Urban Development (HUD) in the amount of \$928,391; and approving the expenditure schedule for recipient agencies.

(Fiscal impact.)

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

**14. 060419 [Apply For-Accept-Expend Federal Funding - HOME Program] Mayor**

Resolution approving the 2006/07 HOME Investment Partnership (HOME) Program; and authorizing the Mayor, on behalf of the City and County of San Francisco, to apply for, accept, and expend the City's 2006/07 HOME Program entitlement from the U.S. Department of Housing and Urban Development (HUD) and Reprogrammed Funds, totaling \$15,016,330, and placing \$5,000,000 on reserve for new family rental housing; and approving an Expenditure Schedule.

(Fiscal impact.)

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

**Recommendation of the Government Audit and Oversight Committee**

*Present: Supervisors Ammiano, Peskin*

**15. 060368 [Fixing Compensation - Unrepresented Employees] Mayor**

Ordinance Fixing Compensation for persons employed by the City and County of San Francisco whose compensations are subject to the provisions of Section A8.409 of the Charter, in jobcodes not represented by an employee organization, and establishing working schedules and conditions of employment and, methods of payment, effective July 1, 2006.

(Fiscal impact.)

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

## **Recommendations of the Land Use and Economic Development Committee**

*Present: Supervisors Maxwell, McGoldrick*

- 16. 051065 [Zoning Map Amendment for 425 Mason Street]**  
Ordinance amending the San Francisco Planning Code by amending Sectional Map 1 of the Zoning Map of the City and County of San Francisco to change the use classification of the property located at 425 Mason Street, and identified as Assessor's Block No. 0306, Lot No. 002, from a zoning designation of P (Public) to C-3-G (Downtown General Commercial); and adopting General Plan, Planning Code Section 101.1(b) and environmental findings. (Planning Department)

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

*Present: Supervisors Maxwell, Sandoval, McGoldrick*

- 17. 060443 [Prohibition on condominium conversion for buildings where specified evictions occurred] Supervisor Peskin**  
Ordinance amending the Subdivision Code to add Section 1396.2 to prohibit condominium conversion for a building where specified evictions occurred and making findings, including environmental findings.

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

## **Recommendations of the Rules Committee**

*Present: Supervisors Mirkarimi, Elsbernd, Ammiano*

- 18. 051837 [Exceptions to the Ban on Compensated Advocacy] Supervisor Mirkarimi**  
Ordinance amending Section 3.224 of the Campaign and Governmental Conduct Code to clarify that the exception to the ban on compensated advocacy for City officers who are licensed attorneys applies to City officers who are licensed attorneys engaged in the practice of law, which includes representing clients in communications with the City Attorney's Office, District Attorney's Office, the Public Defender's Office, attorneys in the Tax Collector's Office or Sheriff's Department, outside legal counsel hired by the City, and City officers and employees who are named in a pending litigation matter or are witnesses or potential witnesses in a pending litigation matter. (Ethics Commission)

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

- 19. 051876 [Statements of Economic Interests for Candidates for City Elective Office] Supervisor Mirkarimi**  
Ordinance amending section 3.1-102 of the Campaign and Governmental Conduct Code to require all candidates for City elective office to file statements of economic interests with the





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

25.       **060556**       **[Hearing - Transbay Redevelopment Project, Tax Increment Allocation and Sales Proceeds Pledge Agreement and an Option Agreement]**
- Hearing of persons interested in or objecting to proposed Ordinance approving a Tax Increment Allocation and Sales Proceeds Pledge Agreement and an Option Agreement for the Transbay Redevelopment Project Area between the City and County of San Francisco, the Transbay Joint Powers Authority and the Redevelopment Agency of the City and County of San Francisco; making environmental findings and findings of consistency with the City's General Plan and the Eight Priority Policies of City Planning Code Section 101.1; authorizing other steps to implement the Transbay Redevelopment Plan; and adopting other findings pursuant to the California Community Redevelopment Law, including findings pursuant to Sections 33445 and 33679. (Clerk of the Board)
- Action: \_\_\_\_\_

## Committee of the Whole Adjourn and Report Without Recommendation

26.       **060347**       **[Transbay Redevelopment Project - Tax Increment Allocation and Sales Proceeds Pledge Agreement and an Option Agreement]**       **Supervisor Daly**
- Ordinance approving a Tax Increment Allocation and Sales Proceeds Pledge Agreement and an Option Agreement for the Transbay Redevelopment Project Area between the City and County of San Francisco, the Transbay Joint Powers Authority and the Redevelopment Agency of the City and County of San Francisco; making environmental findings and findings of consistency with the City's General Plan and the Eight Priority Policies of City Planning Code Section 101.1; authorizing other steps to implement the Transbay Redevelopment Plan; and adopting other findings pursuant to the California Community Redevelopment Law, including findings pursuant to Sections 33445 and 33679.
- (Fiscal impact.)
- Question: Shall this Ordinance be PASSED ON FIRST READING?

## Called from the Land Use and Economic Development Committee

27.       **050182**       **[Zoning - Planning Code amendments in connection with the Transbay Redevelopment Plan]**       **Mayor, Supervisor Daly**
- Ordinance amending the Planning Code to add Sections 249.27, 263.18, 825, and 825.1 to establish special zoning controls in connection with the Transbay Redevelopment Plan;

amending Planning Code Section 270 to reflect the new zoning changes to bulk controls set forth in Section 263.18; adopting environmental findings and findings that the amendments are consistent with the General Plan and eight priority policies of Planning Code Section 101.1.

3/29/2005, CONTINUED. Continued to April 5, 2005

4/5/2005, CONTINUED. Continued to May 10, 2005

5/10/2005, CONTINUED. Continued to June 14, 2005

6/14/2005, RE-REFERRED to Land Use Committee.

4/18/2006, SUBSTITUTED. Supervisor Daly submitted a substitute bearing same title.

4/18/2006, ASSIGNED to Land Use and Economic Development Committee.

4/18/2006, CALLED FROM COMMITTEE. Supervisor Daly Called the Matter from Committee.

4/25/2006, CONTINUED. Continued to May 2, 2006

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

**28. 050183 [Zoning Map amendments in connection with the Transbay Redevelopment Plan] Mayor, Supervisor Daly**

Ordinance amending the San Francisco Planning Code by amending Sectional Map 1, 1H, and 1SU of the Zoning Map of the City and County of San Francisco in connection with the Transbay Redevelopment Plan and an associated special use district with the Redevelopment Plan Project Area and adopting environmental findings and findings that the amendments are consistent with the General Plan and eight priority policies of Planning Code Section 101.1.

3/29/2005, CONTINUED. Continued to April 5, 2005

4/5/2005, CONTINUED. Continued to May 10, 2005

5/10/2005, CONTINUED. Continued to June 14, 2005

6/14/2005, RE-REFERRED to Land Use Committee.

4/18/2006, SUBSTITUTED. Supervisor Daly submitted a substitute bearing the same title.

4/18/2006, ASSIGNED to Land Use and Economic Development Committee.

4/18/2006, CALLED FROM COMMITTEE. Supervisor Daly Called the Matter from Committee.

4/25/2006, CONTINUED. Continued to May 2, 2006

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

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

## **SPECIAL ORDER 4:00 P.M.**

### *APPEAL PROCEDURES*

*Board Rule 4.29 provides that public hearings on appeals shall be scheduled for 4pm. If more than one public hearing is scheduled, then the Clerk, in consultation with the President, may determine the order in which the appeals will be scheduled. Second and later appeals may be scheduled at specified times later than 4 pm. An appeal shall not be heard prior to its scheduled time on the calendar, and it may not be called until the Board's consideration of appeals scheduled earlier on the calendar is completed. It is the policy of the Clerk of the Board to schedule multiple appeals in the following order at 4pm:*

- 1. Appeals where all parties have agreed to request a continuance or a tabling of the appeal.*
- 2.*

29. 060240 [Public Hearing - Appeal of Categorical Exemption from Environmental Review for 229 32nd Avenue (aka 7070 California), Katherine Delmar Burke School Project]

Hearing of persons interested in or objecting to the decision of the Planning Department dated October 31, 2005 (Case No. 2005.0275E), exempting from environmental review under Categorical Exemption Class 14, [State Guidelines Section 15314] and Class 32, [State Guidelines, Section 15332 (a) through (e)], the Katherine Delmar Burke School Addition, located at 229-32nd Avenue (aka 7070 California), Block 1392, Lot 037. The proposed project entails construction of a two-story, 26.5-foot tall arts and science building containing six classrooms, and removal of a paved tennis court presently occupying the site. The new 9,569 sq.ft. infill academic building would add 16 percent capacity in the 3.32-acre campus' existing 60,407 sq.ft. of built space. The project site is rectangular in shape, consisting of approximately 7,200 sq.ft. or 0.165 acre in size. The project site, within the Katherine Delmar Burke School campus, is set back from El Camino del Mar to the north and is also bounded by Lincoln Park to the west and 32nd Avenue to the east. Located in the Sea Cliff neighborhood, the project site is within the RH-1 (D) Residential, House, One-Family (Detached Dwellings) District and a 40-X Height and Bulk District. The Project would require conditional Use authorization for modification to an existing Planned Unit Development (PUD) and authorization for expansion of an educational use. (Appellant: Lincoln Park Homeowners Association, represented by Diane K. Hanna, Attorney, Ellman Burke Hoffman & Johnson, a Professional Corporation.)

(Filed February 15, 2006; companion measure to Files 060241, 060242, 060243; District 1.)

3/28/2006, CONTINUED. The President inquired as to whether or not any member of the public wished to address the Board members. Continued to April 4, 2006

4/4/2006, CONTINUED. Continued to April 25, 2006

4/25/2006, CONTINUED. Continued to May 2, 2006

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

*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.)**

30. 060241 [Affirming the categorical exemption issued for 229 32nd Avenue (Katherine Delmar Burke School) project]

Motion affirming the determination by the Planning Department that the 229 32nd Avenue (Katherine Delmar Burke School) project is categorically exempt from environmental review under the California Environmental Quality Act. (Clerk of the Board)

3/28/2006, CONTINUED. Continued to April 4, 2006

4/4/2006, CONTINUED. Continued to April 25, 2006

4/25/2006, CONTINUED. Continued to May 2, 2006

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

**31. 060242 [Disapproving the categorical exemption issued for 229 32nd Avenue (Katherine Delmar Burke School) project]**

Motion disapproving the determination by the Planning Department that the 229 32nd Avenue (Katherine Delmar Burke School) project is categorically exempt from environmental review under the California Environmental Quality Act. (Clerk of the Board)

3/28/2006, CONTINUED. Continued to April 4, 2006

4/4/2006, CONTINUED. Continued to April 25, 2006

4/25/2006, CONTINUED. Continued to May 2, 2006

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

**32. 060243 [Preparation of findings related to the 229 32nd Avenue (Katherine Delmar Burke School) project]**

Motion directing the Clerk of the Board to prepare findings related to the appeal of the determination by the Planning Department that the project at 229 32nd Avenue (Katherine Delmar Burke School) is exempt from environmental review under the California Environmental Quality Act. (Clerk of the Board)

3/28/2006, CONTINUED. Continued to April 4, 2006

4/4/2006, CONTINUED. Continued to April 25, 2006

4/25/2006, CONTINUED. Continued to May 2, 2006

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

## **COMMITTEE REPORTS**

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

**33. ROLL CALL FOR INTRODUCTIONS**

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

**34. PUBLIC COMMENT**

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

*applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes.*

*Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.*

## **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.*

- 35. 060544 [Legislative Analyst Request - Allocated appropriated funds for violence prevention] Supervisor Ma**
- Motion requesting the Legislative Analyst to prepare a report (File No. 060412) on how funds are appropriated for violence prevention will be allocated by the various departments.
- Question: Shall this Motion be ADOPTED?**

## **CLOSED SESSION**

## **CONFERENCE WITH CITY LABOR NEGOTIATORS**

- 36. 060288 [Closed Session - Conference with City's Labor Negotiators (Collective Bargaining)]**
- Motion that the Board of Supervisors convene in closed session with the City's Labor Relations Negotiators, the Mayor and the Director of Human Resources, for the purpose of reviewing the City's positions in the pending labor negotiations with organizations representing the City employee groups.
- This closed session is permitted by Government Code Section 54957.6, and San Francisco Administrative Code Section 67.8.
- 3/7/2006, MOTION to convene in Closed Session.
- 3/7/2006, CONTINUED. Continued to March 28, 2006
- 3/28/2006, MOTION to convene in Closed Session.
- 3/28/2006, CONTINUED. Continued to April 11, 2006
- 4/11/2006, CONTINUED. Continued to April 18, 2006
- 4/18/2006, MOTION to convene in Closed Session.
- 4/18/2006, CONTINUED. Continued to May 2, 2006

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

*[Elect To Disclose]*

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

*[Elect Not to Disclose]*

*Motion that the Board finds that it is in the best interest of the public that the Board elect at this time not to disclose its closed session deliberations concerning the pending City Labor Negotiations. (Collective Bargaining)*

## **CLOSED SESSION**

## **CONFERENCE WITH CITY ATTORNEY**

**37. 060555 [Closed Session - Existing Litigation]**

Motion that the Board of Supervisors convene in closed session with the City Attorney for the purpose of conferring with, or receiving advice from, the City Attorney regarding the following bankruptcy matter (Chapter 11) in which the City and County of San Francisco is an active participant, and the following regulatory matters in which the City and County of San Francisco is an active participant:

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

Pacific Gas and Electric Company v. City and County of San Francisco; U.S. Bankruptcy Court, Northern District of California, Case No. 01-30923-DM; Adv. Proc. No. 04-3071, filed April 30, 2004;

City and County of San Francisco v. Pacific Gas and Electric Company, Federal Energy Regulatory Commission, Docket No. EL05-133-000, filed June 29, 2005;

Pacific Gas & Electric Company, Docket No. ER05-1190-000, Federal Energy Regulatory Commission, filed July 1, 2005. (City Attorney)

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

*[Elect To Disclose]*

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



2/28/2006, CONTINUED. Continued to March 28, 2006

3/28/2006, CONTINUED. Continued to May 2, 2006

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

- 41. 060545 [Urging the San Francisco Police Commission ensure the new reform policy includes rigorous oversight to prevent misconduct of its police officers] Supervisor Ammiano**  
Resolution urging the San Francisco Police Commission ensure thorough methods of oversight of misconduct issues in the new reform policy submitted by the San Francisco Police Department.  
4/25/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.  
**Question: Shall this Resolution be ADOPTED?**
- 42. 060546 [Asian Pacific Islander Family Resources Network Day] Supervisor Ma**  
Resolution recognizing May 5, 2006 as "Asian Pacific Islander Family Resources Network (APIFRN) Day."  
4/25/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.  
**Question: Shall this Resolution be ADOPTED?**
- 43. 060547 [Accept-Expend Federal and State Grants for Voting Equipment] Supervisor Mirkarimi**  
Resolution authorizing the San Francisco Department of Elections to accept and expend additional grants under the federal Help America Vote Act of 2002 ("HAVA"), Section 301, and Proposition 41 in an amount not to exceed \$400,000 for voting equipment for the June 6, 2006 election.  
4/25/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.  
**Question: Shall this Resolution be ADOPTED?**
- 44. 060548 [Phillip and Sala Burton Human Rights Center] Supervisors Peskin, Dufty, Daly**  
Resolution supporting the two-year development plan for the Phillip and Sala Burton Human Rights Center and declaring June 1st, 2006 Phillip and Sala Burton Day in San Francisco.  
4/25/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.  
**Question: Shall this Resolution be ADOPTED?**
- 45. 060549 [Gift to City of Travel from Chamber of Commerce for 2006 CityTrip] Supervisor Peskin**  
Resolution accepting a gift of airfare, accommodations and conference fees valued in an amount of \$16,800 from the San Francisco Chamber of Commerce for four City official's or employees to join the Chamber on its 2006 CityTrip to New York City.



4/25/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

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

- 46. 060554 [Commending Cleopatra Vaughns] Supervisor Ma**  
Resolution commending Cleopatra Vaughns and acknowledging her tremendous contributions to the San Francisco Municipal Transportation Agency.

4/25/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

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

- 47. 060577 [Final Map for a 48 Unit Commercial/Residential Condominium Project - 201 Sansome Street]**  
Motion approving Final Map of 201 Sansome Street, A Commercial/Residential Condominium Project, being a subdivision of Lot 005 in Assessor's Block No. 0260, and adopting findings pursuant to Planning Code Section 101.1. (Public Works Department)  
(DPW Order No. 175,972; District 3.)

4/17/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

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

- 48. 060578 [Final Map for a 104 Unit Commercial/Residential Condominium Project - 690 Market Street]**  
Motion approving Final Map of 690 Market Street, a Commercial / Residential Condominium Project, being a subdivision of Lot 006 in Assessor's Block No. 0311, and adopting findings pursuant to the City's General Plan and priority policies of Planning Code Section 101.1. (Public Works Department)  
(DPW Order No. 175,993; District 6.)

4/20/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

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

- 49. 060579 [Final Map for a 9 Unit Commercial/Residential Condominium Project - 334 6th Street]**  
Motion approving Final Map of 334 6th Street, A Commercial/Residential Condominium Project, being a subdivision of Lot 005 in Assessor's Block No. 3754, and adopting findings pursuant to the City's General Plan and priority policies of Planning Code Section 101.1. (Public Works Department)  
(DPW Order No. 175,985; District 6.)

4/20/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

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

## 50. **IMPERATIVE AGENDA**

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

*[Serious Injury Finding]*

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

*[Purely Commendatory Finding]*

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

*[Brown Act Finding]*

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

## **OFF-AGENDA LEGISLATION**

### **PROPOSED ORDINANCES**

*Proposed ordinances received from April 18, 2006 through April 24, 2006, for reference by President to appropriate committee on May 2, 2006.*

#### **060566 [Eliminating the Trial Courts Cash Revolving Fund]**

Ordinance amending the San Francisco Administrative Code by repealing Section 10.140, to eliminate the Trial Court Cash Revolving Fund. (City Attorney)

4/19/2006, RECEIVED AND ASSIGNED to Budget and Finance Committee.

#### **060567 [Settlement of Lawsuit - Eliana Martella]**

Ordinance authorizing settlement of the lawsuit filed by Eliana Martella against the City and

County of San Francisco for \$175,000; the lawsuit was filed on July 22, 2004 in Superior Court, Case No. CGC-04433236; entitled Eliana Martella, et al., v. City and County of San Francisco, et al; other material terms of said settlement are the reduction of the San Francisco General Hospital lien from \$17,829.64 to \$12,829.64. (City Attorney)

4/18/2006, RECEIVED AND ASSIGNED to Rules Committee.

## PROPOSED RESOLUTIONS

*Proposed resolutions received from April 18, 2006 through April 24, 2006, for reference by President to appropriate committee on May 2, 2006.*

**060568 [Extension of One Year Tolling Agreement between  
Daly City and San Francisco]**

Resolution approving one year extension of mutual tolling agreement between the City of Daly City ("Daly City") and the City and County of San Francisco ("San Francisco"). (City Attorney)

4/19/2006, RECEIVED AND ASSIGNED to Rules Committee.

**060569 [Settlement of Claim - Daly City]**

Resolution approving Settlement of Claim by City and County of San Francisco ("San Francisco") against the City of Daly City ("Daly City") (City Attorney)

4/19/2006, RECEIVED AND ASSIGNED to Rules Committee.

**060574 [Lease of Real Property at 1380 Howard Street]**

Resolution authorizing the renewal and expansion of a lease of 79,950 sq. ft. of space at 1380 Howard Street for the Department of Public Health. (Real Estate Department)

4/24/2006, RECEIVED AND ASSIGNED to Budget and Finance Committee.

**060591 [Petitions and Communications]**

Petitions and Communications received from April 18, 2006 through April 24, 2006, for reference by the President to Committee considering related matters or to be ordered filed by the Clerk on May 2, 2006.

From Municipal Transportation Agency, submitting request for waiver of Chapters 12B and 12C of the Administrative Code for Tire Wheel Assemblies to Penn Machine Company.(1)

From Clerk of the Board, submitting list of organizations, including membership cost, in which the Board of Supervisors/Clerk of the Board's Office, wishes to be a member in fiscal year 2006-07.(2)

From Ethics Commission, submitting support for revised legislation entitled "Forty-Five Day Electronic Reports of Campaign Funds."(3)

From SRO Health and Safety Taskforce, submitting notice that the SRO Health and Safety

Taskforce is withdrawing support for the Neighborhood Sanitation and Housing Habitability Ordinance. File 0600029, Copy: Supervisors McGoldrick, Dufty, Ma(4)

From Clerk of the Board, submitting Form 700 Statement of Economic Interests for Catherine McManus, Legislative Assistant to Supervisor Dufty.(5)

From Human Services Agency, submitting request for waiver of Chapters 12B and 12C of the Administrative Code for Target Department Store.(6)

From Office of the Controller, submitting report concerning the audit of the La Playa Apartments.(7)

From Office of the Controller, submitting a cost analysis of the ordinance fixing compensation for unrepresented employees. File 051015(8)

From Office of the City Attorney, submitting memorandum-addressing Proposition H, the Public Education Enrichment Fund. File 060467, Copy: Each Supervisor(9)

From Office of the Controller, submitting report concerning review of the Statement of Cash and Investments as of September 30, 2005 for the Office of the Treasurer and Tax Collector.(10)

From Fire Department, submitting its Annual Report of Revenue Recovery for Damage to City Property as required by Administrative Code Section 4.26.(11)

From State Senate Rules Committee, submitting reappointment of John Hayashi and Jeffrey Young and appointment of Monica Hunter, as members of the Water Quality Control Board, Central Coast Region.(12)

From Office of the Treasurer/Tax Collector, submitting the Cash difference and Overage Fund balance and activities reported for the period ending March 31, 2006.(13)

From Office of the Controller, regarding the MTA's Transit Effectiveness Project. Copy: Each Supervisor(14)

From Planning Department, regarding the issuance of a Categorical Exemption for the proposed project at 869 North Point Street. File 060199, Copy: Each Supervisor, City Attorney(15)

From Bicycle Advisory Committee, urging the Board to pass legislation to establish bike lanes on Market Street, westbound from Van Ness Avenue to Octavia, and eastbound from Gough Street to 12th Street. File 060352, Copy: Supervisors McGoldrick, Dufty, Ma(16)

From Clerk of the Board, submitting responses to the recommendations of the Civil Grand Jury, fiscal year 2003-04 and fiscal year 2004-05.(17)

From concerned citizens, submitting opposition to proposed legislation regarding the Minimum Wage Implementation and Enforcement Ordinance. File 060247, Copy: Each Supervisor, approximately 150 letters(18)

From Department of Public Health, submitting annual list of membership organizations for fiscal year 2006-07.(19)

From Municipal Transportation Agency, regarding plans to improve pedestrian safety along the O'Shaughnessy Boulevard corridor. (Reference No. 20060312-0012) Copy: Supervisor

Elsbernd(20)

From Jeffer, Mangels, Butler & Marmaro LLP, submitting opposition to appeal filed for proposed project at 869 North Point Street. File 060199, Copy: Each Supervisor, City Attorney(21)

From Planning Department, recommending approval, with modification, to ordinance amending the Planning Code Section related to the Inclusionary Affordable Housing Program. File 060084, Copy: Each Supervisor(22)

From Coalition for Economic Equity, submitting support for proposed legislation establishing a Small Local Business Enterprise Program; prohibiting discrimination in contracting and subcontracting. File 050784, Copy: Each Supervisor, Rules Clerk(23)

From concerned citizens, submitting support for closing JFK Drive in Golden Gate Park to motor vehicles on Saturdays. File 060250, Copy: Each Supervisor, 7 letters(24)

From concerned citizens, submitting opposition to closing JFK Drive in Golden Gate Park to motor vehicles on Saturdays. File 060250, Copy: Each Supervisor, 10 letters(25)

From Bruce Brugmann, submitting article from the Bay Guardian entitled "Sunshine smoke screens" dated April 18, 2006.(26)

From Walk San Francisco, submitting support for appointing Leah Shahum to the MTA Board. File 060424, Rules Committee(27)

From concerned citizens, submitting support for appointing Ron Silberstein to the Biodiesel Access Task Force. Copy: Rules Clerk(28)

From concerned citizens, submitting various comments against the recently passed resolution urging Cardinal Levada to withdraw his directive to Catholic Charities forbidding the placement of children in need of adoption with same-sex couples. File 060356, 10 letters(29)

From Supervisor Elsbernd, submitting copy of letter sent to Bruce Brugmann, Editor, Bay Guardian, regarding open government laws.(30)

From Stanley Pun, submitting support for the Neighborhood Emergency Training Program taught by Fire Department Personnel.(31)

From concerned citizens, submitting opposition on proposed legislation prohibiting condominium conversion for buildings where specified evictions occurred. File 060443, Approximately 150 letters(32)

From Doug Comstock, regarding filing his 2005-06 Campaign Consultant registration report with the Ethics Commission. File 060529(33)

From Civil Service Commission, regarding the Salary Survey for the Registered Nurse Classification, fiscal year 2006-07. Copy: Each Supervisor(34)

From concerned citizen, submitting support for the Film Rebate Program. File 060065, 3 letters(35)

From Department of Parking and Traffic, regarding graffiti removal from light boxes and parking signs at various locations in District 5. (Reference No. 20060214-005) (36)

From concerned citizens, submitting various comments on the Redevelopment Plan for Hunters Point. File 060343, Copy: Each Supervisor, 8 letters(37)

From Department of Public Health, submitting the quarterly AIDS surveillance report.(38)

From Teri Spijkerman, regarding the lack of rental housing for people with pets in San Francisco. Supervisors Dufty, Daly(39)

From Ryan Chamberlain, regarding tracking the text of proposed legislation on the Board of Supervisors website.(40)

From Public Utilities Commission, responding to request to repair the streetlight bulb at the southwest corner of Grove and Buchanan Streets. (Reference No. 20060404-004) Copy: Supervisor Mirkarimi(41)

From Department of Public Works, regarding the procedure the Department of Public Works has with respect to communicating to the Police Department on recovered bicycles with the intent to restore them to their rightful owner. (Reference No. 20060228-008) Copy: Supervisor Mirkarimi(42)

From John Davis, submitting support to restore the \$41,000 cut from New Leaf's Caregiver Support Program.(43)

From Liz Lisle, submitting support for the recommendations and findings of the San Francisco Arts Task Force. File 060470, Copy: Government Audit and Oversight Committee(44)

From concerned citizens, submitting opposition to 24/7 bike lanes on Market Street between Franklin and Octavia Streets. File 060352, Copy: Each Supervisor, 12 letters(45)

From concerned citizens, submitting support for proposed 24/7 bike lanes on Market Street between Franklin and Octavia Streets. File 060352, Copy: Each Supervisor, 2 letters(46)

## **ADJOURNMENT**

### **Meeting Procedures**

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

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

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

**USING LAPTOP COMPUTERS FOR PRESENTATIONS:** Please contact City Hall Media Services at (415) 554-4933 to coordinate the use of laptop computers for presentations at the meeting. Computers to be used are required to be tested in advance. The presenter should arrive 30 minutes prior to the meeting to connect and test their computer.

THE AGENDA PACKET IS AVAILABLE AT CITY HALL, ROOM 244, RECEPTION DESK. Agendas are available on the internet at [www.sfgov.org/site/bdsupvrs\\_index.asp?id=4383](http://www.sfgov.org/site/bdsupvrs_index.asp?id=4383)

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

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

Requests for language interpreters at a meeting must be received at least 48 hours in advance of the meeting to help ensure availability. Contact Madeleine Licavoli at (415) 554-7722.

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



### **Disability access**

The Legislative Chamber (Room 250) and the Committee Room (Room 263) in City Hall are wheelchair accessible. Meetings are real-time captioned and are cablecast open-captioned on SF Cable 26. Assistive listening devices for the Legislative Chamber are available upon request at the Clerk of the Board's Office, Room 244. Assistive listening devices for the Committee Room are available upon request at the Clerk of the Board's Office, Room 244 or in the Committee Room. To request sign language interpreters, readers, large print agendas or other accommodations, please contact Madeleine Licavoli at (415) 554-7722 or (415) 554-5227 (TTY). Requests made at least 48 hours in advance of the meeting will help to ensure availability.

The nearest accessible BART station is Civic Center (Market/Grove/Hyde Streets). Accessible MUNI Metro lines are the J, K, L, M, and N (Civic Center or Van Ness Stations). MUNI bus lines serving the area are the 47 Van Ness, 9 San Bruno, and the 6, 7, 71 Haight/Noriega. For more information about MUNI accessible services, call (415) 923-6142.

There is accessible parking in the vicinity of City Hall at Civic Center Plaza and adjacent to Davies Hall and the War Memorial Complex. Accessible curbside parking is available on Dr. Carlton B. Goodlett Place and Grove Street. In order to assist the City's efforts to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to perfumes and various other chemical-based scented products. Please help the City to accommodate these individuals.

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

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

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

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

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

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

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