

# 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, June 13, 2006 2:00 PM**

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

**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*

### BOARD COMMITTEES

#### Committee Membership

**Budget and Finance Committee**

Supervisors Daly, Dufty, Peskin, Mirkarimi, Elsbernd

**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

**Land Use and Economic Development Committee**

Supervisors Maxwell, Sandoval, McGoldrick

**Rules Committee**

Supervisors Mirkarimi, Elsbernd, Ammiano

**Select Committee on Ending Gun and Gang Violence**

Supervisors Maxwell, Mirkarimi, Ammiano

#### 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

Wednesday  
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 21**

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

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## ROLL CALL AND PLEDGE OF ALLEGIANCE

*The meeting was called to order at 2:06 p.m. On the call of the roll Supervisors Dufty and Ma were noted absent.*

*There was a quorum.*

*Supervisor Dufty was noted present at 2:07p.m.  
Supervisor Ma was excused from attendance. (See Infra)*

### Supervisor Ma Excused from Attendance

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

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

## AGENDA CHANGES

*Supervisor Peskin requested the Clerk of the Board to call Item No. 41 (File No. 060598) and Item No. 42 (File No. 060599) for purposes of continuing these matters.*

## CONSENT AGENDA

### Recommendations of the Budget and Finance Committee

**060653 [Emergency contracts and appropriation to relocate the utility lines at San Francisco Crime Lab and prepare building program to relocate the forensic lab to a new location]**

Mayor

Ordinance approving award of emergency contracts and appropriating \$820,000 for various consultant and construction services on an as-needed basis to relocate the sewer system at the San Francisco Crime Lab and prepare a building program to relocate the forensic lab to a new location.

(Fiscal impact.)

**Ordinance No.** 139-06

**FINALLY PASSED**

**060628 [Board of Appeals Surcharges]**

Ordinance (1) amending Section 10G.1 of the San Francisco Administrative Code to: (a) adjust the surcharges on permits that may be appealed to the Board of Appeals by: (i) reducing the surcharge on tobacco retailer's permits issued by the Department of Public Health pursuant to San Francisco Health Code Section 1009.53 from \$56 to \$26, (ii) reducing the surcharge on permits specified in Police Code Section 2.26 issued by the Police Department from \$17 to \$10, (iii) reducing the surcharge on permits specified in Police Code Section 2.26 issued by the Entertainment Commission from \$10 to \$3, (iv) reducing the surcharge on permits specified in Police Code Section 2.26.1 issued by the Taxi Commission from \$9 to \$3, (v) increasing the surcharge on permits issued by the Department of Building Inspection pursuant to Building Code Section 110, Tables 1-A, 1-F, Item 3, 1-H, 1-K, Item 8, or 1-Q, Item 5, from \$11 to \$13 and (vi) increasing the surcharge on permits issued by the Department of City Planning pursuant to Planning Code Sections 351(h), 352(a), (except for fees imposed for hearings on Conditional Uses under Section 303 or Planned Unit Developments under Section 304), 353(a), 353(b), 353(c), or 355, from \$11 to \$13; (b) adjust the surcharges on annual renewals of permits or licenses associated with permits that may be appealed to the Board of Appeals by: (i) reducing the surcharge on renewal of annual licenses specified in Police Code Section 2.27 issued by the Police Department from \$17 to \$10, (ii) reducing the surcharge on annual licenses specified in Police Code Section 2.27 issued by the Entertainment Commission from \$10 to \$3, and (iii) reducing the surcharge on renewal of annual licenses specified in Police Code Section 2.27.1 issued by the Taxi Commission from \$9 to \$3; (c) imposing a Board of Appeals surcharge of \$26 on renewal of annual licenses for tobacco retailers under San Francisco Health Code Section 1009.54 and Business and Tax Regulations Code Section 249.16; and (d) imposing a Board of Appeals surcharge of \$109.00 for medical cannabis dispensary permits issued by the Department of Public Health pursuant to Health Code Section 3007, and for annual license renewals associated with such permits pursuant to Health Code Section 3318 and Business and Tax Regulations Code Section 249.20; and (2) making findings pursuant to the California Environmental Quality Act, Public Resources Code Section 21080(b)(8)(A), that the surcharges imposed by this ordinance and the adjustments to existing surcharges made by this ordinance are not "projects" and that all such surcharges are imposed for the purpose of meeting operating expenses of the Board of Appeals, including employee wage rates, fringe benefits and other direct and indirect overhead charges attributable to administrative appeals to the Board of Appeals relating to the aforementioned permits and licenses pursuant to Charter Section 4.106 and other applicable laws. (Mayor)

**Ordinance No.** 138-06

**FINALLY PASSED**

**Recommendations of the City Operations and Neighborhood Services Committee****051490 [Liquor License, 1590 Pacific Avenue]**

Resolution determining that the transfer of a Type 21 off-sale general license and a Type 42 on-sale beer and wine public premises license from 1567 Pacific Avenue to 1590 Pacific Avenue, to Phil Priolo dba The Jug Shop, will serve the public convenience and necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code, with conditions.

**Resolution No.** 351-06

**ADOPTED**

**060287 [Liquor License, 1301 Van Ness Avenue]**

Resolution determining that the transfer of a Type 21 off-sale general license from 2 Sanchez Street to 1301 Van Ness Avenue, to Steve McLaren for Beverages & more!, and the issuance of a Type 42 on-sale beer and wine public premises license to the same applicant, will serve the public convenience and necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code, with conditions.

**Resolution No.** 352-06

**ADOPTED**

**060330 [Liquor License, 2 Henry Adams Street, Space M-21]**

Resolution determining that the issuance of a Type 42 on-sale beer and wine public premises license to Emil Maionchi dba Wine Merchant of Showplace Square located at 2 Henry Adams Street, Space M-21, will serve the public convenience and necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code, with conditions.

**Resolution No.** 353-06

**ADOPTED**

**060364 [Liquor License, 55 Natoma Street]**

Resolution determining that the transfer of a Type 47 on-sale general public eating place license from 2299 Van Ness Avenue to 55 Natoma Street, to Paul Hemming dba Zen Compound, and the issuance of a Type 48 on-sale general public premises license, to the same applicant, will serve the public convenience and necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code, with conditions.

**Resolution No.** 354-06

**ADOPTED**

**060615 [Parking Regulations]**

Resolution enacting and rescinding parking regulations at various locations.

**TOW-AWAY, NO STOPPING ANYTIME - RESCIND**

South Van Ness Avenue, east side, from 92 to 122 feet south of Market Street.

**TOW-AWAY NO STOPPING, 4 PM TO 6 PM, MONDAY THROUGH FRIDAY - RESCIND**

Bush Street, south side, from Grant Avenue to 130 feet westerly.

**TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH**

Ellsworth Street, both sides, between 70 and 100 feet south of the south property line of 755 Ellsworth Street.

**PERPENDICULAR (90-DEGREE ANGLE) PARKING - RESCIND**

Sanchez Street, east side, from 17th Street to 91 feet northerly.

**2-HOUR TIME-LIMIT, 7 AM TO 6 PM, EXCEPT SATURDAY AND SUNDAY - ESTABLISH**

Kansas Street, both sides, between 15th and 16th Streets (200 block).

**TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH**

Oak Street, south side, from Octavia Boulevard to 56 feet westerly (existing conditions).

**RED (NO PARKING ANYTIME) ZONES - ESTABLISH**

Hampshire Street, west side, from 26th Street to 15 feet northerly.

**UNMETERED MOTORCYCLE PARKING - ESTABLISH**

2718 Bryant Street, west side, between the driveways for #2718 - 2722 and 2724 - 2726 Bryant Street, (12-foot section of curb between the driveways for these addresses, accommodating two motorcycle parking spaces).

**NO PARKING ANYTIME - EXTEND**

Ocean Avenue, south side, from 100 feet to 142 feet west of San Leandro Way (extends the "No Parking Anytime" regulation by 42 feet, eliminating parking meter # 591-24130). (Parking and Traffic Department)

(5/4/06: 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; DPT Order No. 3178).

**Resolution No.** 355-06

**ADOPTED**

**060616 [STOP Intersections]**

Resolution designating certain intersections as "STOP" intersections.

**STOP SIGNS - ESTABLISH**

Park Hill at Roosevelt Way, stopping Park Hill;

Laguna and Waller Streets, stopping Waller Street;

Second Street extension at King Street, stopping the northbound leg of Second Street at King Street;

26th and Hampshire Streets, stopping eastbound 26th Street, making this intersection a one-way STOP;

McKinnon Avenue and Lane Street, stopping eastbound McKinnon Avenue and northbound and southbound Lane Street, making this intersection an All-Way STOP;

22nd and Mississippi Streets, stopping southbound Mississippi Street; and,

19th and Pennsylvania Streets, stopping Pennsylvania at 19th Street, making this an All-Way STOP. (Parking and Traffic Department)

(5/4/06: 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; DPT Order No. 3178).

**Resolution No.** 356-06

**ADOPTED**

**060617 [Traffic Regulations]**

Resolution enacting and rescinding traffic regulations on various streets.

**ONE-WAY STREET (WESTBOUND) - ESTABLISH**

Cleveland Street, between Sherman and 7th Streets

**NO LEFT TURN OR NO U-TURNS - ESTABLISH**

Cesar Chavez Street, westbound traffic at South Van Ness Avenue

**ONE-WAY STREET (NORTHBOUND) - ESTABLISH**

Ellsworth Street, from Crescent Avenue to a point approximately 890 feet southerly (extends the existing one-way regulation by 160 feet southerly)

**STREET CLOSURE EXCEPT DURING SCHOOL SUMMER RECESS - ESTABLISH**

Sherman Street, from Cleveland Street to 100 feet north of Harrison Street (250 feet). (City Attorney)

(5/4/06: 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; DPT Order No. 3178).

**Resolution No.** 357-06

**ADOPTED**

**060690 [Grant to supplement on-call physician coverage for trauma services at San Francisco General Hospital Trauma Center and add one new position]**

Resolution authorizing the San Francisco Department of Public Health (SFDPH), to accept retroactively and expend a new grant in the amount of \$240,860 from the California Emergency Medical Services Authority (CEMSA) to supplement on-call physician coverage at San Francisco General Hospital Trauma Center, to enter into an agreement for the use of these funds, and to add one (1.0) new position funded through this grant agreement; for the period of July 1, 2005 to June 30, 2006.

**Resolution No.** 358-06

**ADOPTED**

**Recommendations of the Government Audit and Oversight Committee****060444 [Prohibiting Masonry Dry-Cutting]  
Supervisors Ma, Dufty**

Ordinance amending the Administrative Code by adding new Chapter 64, Section 64.1 to prohibit City employees and City contractors from engaging in masonry dry-cutting and dry-grinding, with exceptions, and establishing alternative procedures; amending the Administrative Code by amending Section 6.22 to require that City contracts include the prohibition against masonry dry-cutting and dry-grinding found in Chapter 64; and making environmental findings.

**Ordinance No.** 131-06  
**FINALLY PASSED**

**060535 [Memorandum of Understanding - Deputy Sheriffs' Association]  
Mayor, Supervisors Dufty, Daly, Mirkarimi**

Ordinance adopting and implementing an arbitration award establishing the Memorandum of Understanding between the City and County of San Francisco and the San Francisco Deputy Sheriffs' Association to be effective July 1, 2005 through June 30, 2009.

(Fiscal impact.)

*Supervisor Mirkarimi requested to be added as a co-sponsor.*

**Ordinance No.** 134-06  
**FINALLY PASSED**

**Recommendations of the Rules Committee****060217 [Reporting Sources of Gifts of Travel]  
Supervisors Sandoval, Ammiano, Mirkarimi**

Ordinance amending Article III, Chapter 2 of the San Francisco Campaign and Governmental Conduct Code, by amending section 3.216 to impose reporting requirements for gifts of travel to elected officials.

**Ordinance No.** 128-06  
**FINALLY PASSED**

**060033 [Prohibiting Political Contributions from Corporations to Candidates for City Elective Office]  
Supervisors Peskin, Mirkarimi, Ammiano**

Ordinance amending section 1.114 of the San Francisco Campaign and Governmental Conduct Code to prohibit corporations from making campaign contributions to candidates for City elective office.

**Ordinance No.** 126-06  
**FINALLY PASSED**

**060387 [Preparation of a Backup Plan for Elections; Contracts for Voting Equipment]  
Supervisor Mirkarimi**

Ordinance amending the San Francisco Municipal Elections Code by adding Section 980 to Article IX to require the Director of Elections to prepare a backup plan for elections whenever the voting system intended to be used in the next election is pending certification from the California Secretary of State and to require the Board of Supervisors to give great consideration to whether the voting system has been certified by the California Secretary of State.

**Ordinance No. 130-06  
FINALLY PASSED**

**060534 [Revising and clarifying procedures for imposition and collection of the 911 Emergency Response Fee imposed on telephone service subscribers]  
Supervisor Peskin**

Ordinance amending Article 10A of the Business and Tax Regulations Code by amending Section 751 to amend the definition of "Service supplier" and delete the definition of "Telephone corporation" in order to reflect changes in communications technology and regulation, and amend the definition of "Trunk line" to clarify that it does not include Direct Inward Dial telephone lines; amending Section 754 by replacing the term "Telephone corporation" with the term "Service supplier," and amending Sections 757, 759, 761 and 762 to clarify responsibilities on the part of the City and service providers for collection of the fee.

**Ordinance No. 133-06  
FINALLY PASSED**

**060530 [Settlement of Lawsuit - Donald Sargeant]**

Ordinance authorizing settlement of the lawsuit filed by Donald Sargeant against the City and County of San Francisco for \$225,000; the lawsuit was filed on March 25, 2005 in San Francisco Superior Court, Case No. 439-805; entitled Donald Sargeant v. City and County of San Francisco, et al.

**Ordinance No. 132-06  
FINALLY PASSED**

**060557 [Settlement of Lawsuit - Linda Nussbaum]**

Ordinance authorizing settlement of the lawsuit filed by Linda Nussbaum against the City and County of San Francisco for \$170,000; the lawsuit was filed on January 7, 2004 in San Francisco Superior Court, Case No. 427-870; entitled Linda Nussbaum v. City and County of San Francisco, et al. (City Attorney)

**Ordinance No. 135-06  
FINALLY PASSED**

**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)

**Ordinance No. 136-06  
FINALLY PASSED**



**060611 [Settlement of Lawsuit - ARCO et al.]**

Ordinance authorizing settlement of the lawsuit filed by the City and County of San Francisco, acting by and through its Airport Commission, against PS Trading for the payment to the Airport of environmental clean-up costs with regard to City and County of San Francisco v. ARCO et al., Case No. C-97-2965 MMC (N.D. Cal). (City Attorney)

**Ordinance No.** 137-06

**FINALLY PASSED**

**The foregoing items were acted upon by the following vote:**

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

Excused: 1 - Ma

**Severed from the Consent Agenda**

*Supervisors Maxwell and Dufty requested that these matters be severed so that they might be considered separately.*

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

060600 [Traffic Regulations]  
Supervisor Maxwell

Resolution enacting and rescinding traffic regulations on various streets.

BICYCLE LANES - ESTABLISH (18 month trial)  
Illinois Street, both directions, between 16th Street and Cargo Way;  
Sixteenth Street, both directions, between 3rd Street and Illinois Street; and,  
Cargo Way, both directions, between Illinois Street and Jennings Street

(4/25/06: 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.)

*Continued to June 27, 2006*

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

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

**060601 [Parking Regulations]  
Supervisor Maxwell**

Resolution enacting and rescinding parking regulations at various locations.

PERPENDICULAR PARKING – RESCIND (18 month trial)  
Illinois Street, east side, between 19th and 22nd Streets

BACK-IN ANGLED PARKING, 60 DEGRESS – ESTABLISH (18 month trial)  
Illinois Street, east side, between 18th Street and 132 feet south of Mariposa Street

BACK-IN ANGLED PARKING, 45 DEGRESS – ESTABLISH (18 month trial)  
Illinois Street, east side, between 20th and 22nd Streets

TOW-AWAY, NO PARKING ANYTIME – RESCIND  
Illinois Street, east side, between 25th and Marin Streets

PERPENDICULAR PARKING – ESTABLISH  
22nd Street, both sides, between Illinois Street and 480 feet easterly;  
Tennessee Street, east side, between 18th and 175 feet south of 22nd Street; and  
24th Street, both sides, between 100 feet east and 450 feet east of Michigan Street.

(4/25/06: 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.)

*Continued to June 27, 2006*

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

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

## REGULAR AGENDA

## UNFINISHED BUSINESS

### Recommendation of the Select Committee on Ending Gun and Gang Violence

**060086 [Providing for public notice of installation of community safety cameras.]  
Supervisors Mirkarimi, Ammiano, Maxwell, Elsbernd**

Ordinance amending the San Francisco Administrative Code by adding Chapter 19, Sections 19.1 through 19.8, to regulate the installation of community safety cameras, prescribe a notification and approval process for the installation of cameras, and establish protocols for oversight and access to video recordings.

**Ordinance No.** 127-06

**FINALLY PASSED** by the following vote:

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

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

**052025 [Residential Rent Ordinance: Landlord may not sever parking/storage/access to specified common areas without just cause; tenant entitled to rent reduction upon severance.]  
Supervisors Mirkarimi, Daly, Maxwell, Peskin, Ammiano**

Ordinance amending Administrative Code Chapter 37 "Residential Rent Stabilization and Arbitration Ordinance" by amending Section 37.2(r) to provide that garage facilities, parking facilities, or storage or access to common areas, laundry rooms, lobbies, decks, patios, or gardens on the same lot, or kitchen facilities in single room occupancy (SRO) hotels, supplied in connection with the use or occupancy of a unit, or similar facilities or space on the same lot, may not be severed from a tenancy by the landlord without just cause; and that where such a severance does occur the tenant is entitled to a reduction in rent.

*Amended to include language relating to lobbies in single room occupancy (SRO) hotels.*

**Supervisor Mirkarimi, seconded by Supervisor Dufty, moved that this Ordinance be AMENDED. The motion carried by the following vote:**

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

*Supervisor Ammiano requested to be added as a co-sponsor.*

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

Ayes: 7 - Ammiano, Daly, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval  
Noes: 3 - Alioto-Pier, Dufty, Elsbernd  
Excused: 1 - Ma

**060372 [Off-Street Parking In C-3 Zoning Districts And For Bicycles and Car Share]  
Supervisors Peskin, Daly**

Ordinance amending the San Francisco Planning Code by amending Sections 102.9, 151, 151.1, 154, 155, 155.5, 161, 166, 167 and 309 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 and to separate parking costs from housing costs, to impose new requirements for parking for bicycles and car share vehicles, 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, the Municipal Transportation Agency and the County Transportation Agency 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.

(Economic Impact)

**Ordinance No.** 129-06

**FINALLY PASSED** by the following vote:

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

Noes: 1 - Alioto-Pier

Excused: 1 - Ma

**Recommendation of the Rules Committee**

**060524 [Waiving the Competitive Requirements of the Administrative Code for the Procurement of Construction Services for Portion of the Laguna Honda Hospital Replacement Project]  
Supervisor Elsbernd**

Ordinance waiving the competitive requirements of Chapter 6 of the Administrative Code and authorizing the director of Public Works, with the assistance of the Construction Manager-at Risk, to negotiate the subcontracts for the renovation of Wing C and Building H of the Laguna Honda Hospital Replacement Project and modifying the contract with the CM-at Risk to incorporate said subcontracts into the CM-at Risk to incorporate said subcontracts into the CM-at-Risk's scope of work.

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

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

Excused: 1 - Ma

## NEW BUSINESS

### Recommendations of the Budget and Finance Committee

**060726 [Interim Consolidated Budget and Annual Appropriation Ordinance, Fiscal Year 2006-2007]  
Mayor**

Interim Consolidated Budget and Annual Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures for the City and County of San Francisco for fiscal year ending June 30, 2007.

Fiscal Impact.

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

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

**060727 [Interim Consolidated Annual Salary Ordinance, Fiscal Year 2006-2007]  
Mayor**

Interim Consolidated Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation ordinance for fiscal year ending June 30, 2007.

Fiscal Impact.

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

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

**060733 [Interim Treasure Island Development Authority Budget]  
Mayor**

Resolution approving the Interim Budget of the Treasure Island Development Authority for fiscal year 2006-2007.

Fiscal Impact.

**Resolution No.** 359-06

**ADOPTED** by the following vote:

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

**060247 [Minimum Wage Implementation and Enforcement]  
Supervisors Maxwell, Ammiano, Daly, Mirkarimi, McGoldrick**

Ordinance (1) amending Chapter 12R of the San Francisco Administrative Code (Minimum Wage Ordinance) to impose an annual fee upon employers to defray the City's costs of implementing and enforcing the Minimum Wage Ordinance, (2) expanding the powers and duties of the Office of Labor Standard Enforcement to implement and enforce the Minimum Wage Ordinance, and (3) making findings pursuant to the California Environmental Quality Act, Public Resources Code Section 21080(b)(8)(A), that the regulatory fees imposed by this ordinance are not a "project" and that such fees are imposed for the purpose of meeting operating expenses of the Office of Labor Standards Enforcement or successor department of the City and County of San Francisco, including employee wage rates, fringe benefits and other direct and indirect overhead charges, attributable to the implementation and enforcement of the Minimum Wage Ordinance.

(Fiscal impact.)  
(Supervisor Elsbernd dissented in committee.)

*Continued to June 20, 2006*

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

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

**060536 [Appropriating \$891,300 of General Fund Reserve to fund cost overruns in temporary salaries for the Department of Elections for Fiscal Year 2005-2006]  
Mayor**

Ordinance retroactively appropriating \$891,300 of General Fund Reserve to fund cost overruns in temporary salaries for the Department of Elections for Fiscal Year 2005-2006.

(Fiscal impact.)

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

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

**060618 [Official Advertising - Type 1 consecutive day official advertising]**

Resolution designating the Examiner to be the official newspaper of the City and County of San Francisco for the category of Type 1 consecutive day official advertising, for the period commencing July 1, 2006 and ending June 30, 2007. (Purchaser)

*Amended to split the contract between the San Francisco Examiner and the San Francisco Chronicle.*

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

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

Resolution designating the Examiner and the Chronicle to be the official newspapers of the City and County of San Francisco for the category of Type 1 consecutive day official advertising, for the period commencing July 1, 2006 and ending June 30, 2007. (Purchaser)

**Resolution No.** 347-06

**ADOPTED AS AMENDED** by the following vote:

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

**060619 [Official Advertising - Type 2 non-consecutive day official advertising]**

Resolution designating the Examiner to be the official newspaper of the City and County of San Francisco for the category of Type 2 non-consecutive day official advertising, for the period commencing July 1, 2006 and ending June 30, 2007. (Purchaser)

**Supervisor Daly, seconded by Supervisor Ammiano, moved that this Resolution be AMENDED. The motion carried by the following vote:**

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

Resolution designating the Examiner and the Chronicle to be the official newspapers of the City and County of San Francisco for the category of Type 2 non-consecutive day official advertising, for the period commencing July 1, 2006 and ending June 30, 2007. (Purchaser)

**Resolution No. 348-06**

**ADOPTED AS AMENDED by the following vote:**

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

*Supervisor Sandoval noted absent at 2:26 p.m.*

**060626 [Outreach Advertising - Outreach newspapers]**

Resolution designating El Latino and El Reportero to be the outreach newspaper of the City and County of San Francisco for the Hispanic community; San Francisco Bay View to be the outreach newspaper of the City and County of San Francisco for the African American community; the San Francisco Bay Times and the Bay Area Reporter to be the outreach newspaper of the City and County of San Francisco for the Lesbian Gay Bisexual Transgender community; and the China Press, World Journal, and Sing Tao to be the outreach newspaper of the City and County of San Francisco for the Chinese community to provide outreach advertising services for the fiscal year commencing July 1, 2006 and ending June 30, 2007.

*Supervisor Dufty, seconded by Supervisor Alioto-Pier, moved to continue this matter to June 20, 2006.*

*Motion to continue failed by the following vote:*

*Ayes: 4 - Alioto-Pier, Dufty, Maxwell, Mirkarimi  
Noes: 5 - Ammiano, Daly, Elsbernd, McGoldrick, Peskin  
Absent: 1 - Sandoval  
Excused: 1 - Ma*

**Resolution No. 349-06**

**Supervisor Dufty, seconded by Supervisor Alioto-Pier, moved that this Resolution be ADOPTED. The motion carried by the following vote:**

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

*Supervisor Sandoval noted present at present at 2:28 p.m.*



**060565 [Jurisdictional Transfer of Property, 525 Golden Gate]**

Resolution authorizing the jurisdictional transfer of City-owned property at 525 Golden Gate Avenue to the Public Utilities Commission in consideration of Nine Million Nine Hundred Thousand Dollars. (Mayor)

(Fiscal impact.)

**Resolution No.** 360-06

**ADOPTED by the following vote:**

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

**060634 [Authorize payment of performance fees for Year 5 of the Water Infrastructure Partners contract for an amount not to exceed \$230,000]**

Resolution authorizing the General Manager of the San Francisco Public Utilities Commission to pay performance fees for Contract Year No. 5 of the Agreement with the Water Infrastructure Partners for an amount not to exceed \$230,000. (Public Utilities Commission)

(Fiscal impact.)

**Resolution No.** 350-06

**ADOPTED by the following vote:**

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

**060683 [2006 Water Revenue Refunding Bonds Issuance]**

**Mayor**

Resolution approving the issuance of not to exceed \$50,000,000 aggregate principal amount of San Francisco water revenue refunding bonds to be issued by the Public Utilities Commission of the City and County of San Francisco; affirming covenants contained in the indenture pursuant to which the water revenue refunding bonds are issued; and authorizing the taking of appropriate actions in connection therewith; and related matters.

**Resolution No.** 361-06

**ADOPTED by the following vote:**

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

**Recommendations of the City Operations and Neighborhood Services Committee****060503 [Notice Requirements For Board Hearings on Changes to Certain Traffic Regulations]**

Ordinance amending Section 43 of the Traffic Code to repeal requirements that notice be published in the newspaper 10 days prior to a hearing before the Board of Supervisors regarding a change in certain traffic regulations. (Clerk of the Board)

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

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

**060702 [Written Informed Consent and Pre-Test Counseling for HIV Testing]  
Supervisors Ma, Dufty**

Ordinance amending the San Francisco Health Code to add Section 139 encouraging the San Francisco Health Department to modify San Francisco General Hospital Medical Center's policies to require written informed consent and pre-test counseling before a patient receives an HIV antibody test.

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

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

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

**052021 [General Advertising Signs – Relocation Agreements, Sign Inventories]  
Supervisor Peskin**

Ordinance amending the San Francisco Administrative Code by adding Section 2.21 to establish a General Advertising Sign Relocation Procedure; amending the San Francisco Planning Code by amending Section 303 to add criteria for the Planning Commission's approval of a general advertising sign relocation site, amending Planning Code Section 604 to prohibit general advertising signs that have been removed from being replaced on the same site, adding Section 604.2 to require general advertising sign companies to maintain and submit to the City current inventories of their signs, and amending Sections 1005 and 1111.7 to prohibit the relocation of new general advertising signs to Historic Districts or Conservation Districts or on an historic property regulated by Articles 10 and 11 of the Planning Code; and adopting findings including environmental findings and findings of consistency with the Priority Policies of Planning Code Section 101.1 and the General Plan.

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

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

**060598 [Amending the Traffic Code to authorize establishing back-in only angled parking spaces]  
Supervisor Maxwell**

Ordinance amending the San Francisco Traffic Code by amending Section 55 to authorize the Municipal Transportation Agency, with the approval of the Board of Supervisors, to establish back-in only angled parking spaces.

*Continued to June 27, 2006*

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

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

**060599 [Allowing commercial vehicles that are actively loading or unloading during rush hour to block bike lanes on Illinois Street between 16th Street and Cargo Way]**  
**Supervisor Maxwell**

Ordinance amending the Traffic Code by amending Section 38.N to exempt from the prohibition on blocking bike lanes from 7:00 to 9:00 a.m. and 4:00 to 6:00 p.m., commercial vehicles that are actively loading or unloading on Illinois Street between 16th Street and Cargo Way.

*Continued to June 27, 2006*

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

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

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

### **Privilege of the Floor**

Supervisor Mirkarimi, seconded by Supervisor Alioto-Pier, moved to suspend Rule 4.37 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guests. The motion carried by the following vote:

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

*Supervisor Mirkarimi introduced, welcomed and presented a Certificate of Honor to Dr. Jean van Sinderen, John Fitzgerald and Tom McCarthy in recognition of bringing to San Francisco "The Great Book of Ireland."*

*Recess*

*The Board recessed at the hour of 3:08 p.m.*

*Reconvening of the Board*

*The Board reconvened at the hour of 4:03 p.m.*

*Calling the Roll*

*The following Supervisors were noted present: Ammiano, Daly, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Peskin - 7*

*Supervisors Alioto-Pier and Dufty were noted present at 4:04 p.m.*

*Supervisor Ma was previously excused.*

*Supervisor Sandoval was noted absent at 3:00 p.m.*

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

**060629 [Public Hearing - Appeal of Categorical Exemption from Environmental Review for 1 Belgrave Street]**  
Hearing of persons interested in or objecting to the decision of the Planning Department granting a Categorical Exemption from environmental review under Class 1, subsection (a) as part of a Building Permit Application No. 2005.07.07.7059S, Case No. 2006.0409D, the proposed project at 1 Belgrave Street. The proposal to construct an approximately 200 square foot first floor and an approximately 180 square foot second floor addition to the rear of an existing single-family dwelling. The first floor addition projects approximately 13 feet beyond the rear of the existing first floor and the second floor extends approximately 6 feet 8 inches beyond the existing second floor.

The project is set back 3 foot 1 inch from the west side yard property line and 6 feet or more from the adjacent dwelling. (Appellant: Stephen M. Williams)

(Filed 05/02/06; Companion measure to Files 060630, 060631, 060632; District 5.)

*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.*

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

Ayes: 9 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Peskin

Absent: 1 - Sandoval

Excused: 1 - Ma

*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.)**

**060630 [Affirming the categorical exemption issued for 1 Belgrave Street project]**  
Motion affirming the determination by the Planning Department that the 1 Belgrave Street project is categorically exempt from environmental review under the California Environmental Quality Act. (Clerk of the Board)

**Motion No.** 06-60

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

Ayes: 9 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Peskin

Absent: 1 - Sandoval

Excused: 1 - Ma

**060631 [Disapproving the categorical exemption issued for 1 Belgrave Street project]**  
Motion disapproving the determination by the Planning Department that the 1 Belgrave Street project is categorically exempt from environmental review under the California Environmental Quality Act. (Clerk of the Board)

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

Ayes: 9 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Peskin

Absent: 1 - Sandoval

Excused: 1 - Ma

**060632 [Preparation of findings related to the 1 Belgrave Street 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 1 Belgrave Street is exempt from environmental review under the California Environmental Quality Act. (Clerk of the Board)

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

Ayes: 9 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Peskin

Absent: 1 - Sandoval

Excused: 1 - Ma

**COMMITTEE REPORTS****ROLL CALL FOR INTRODUCTIONS****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.*

*Joseph Braverman; showed interest in drafting legislation for mandatory drug testing for politicians  
Abdulla Megaheed; showed interest in the election of Supervisor Ma as Assemblywoman  
Richard McRee; expressed concern with design and patent for the design of the Sigmond Stern Grove  
Eugene Gordon, Jr., expressed concern with issues relating to the violations of human rights  
John daDonna; expressed concern with issues relating to the violations of human rights  
Female speaker; expressed appreciation to those Supervisors who voted against the Bayview Hunter's Point  
Redevelopment Plan  
Rodney; showed interest in banning smoking in public  
Walter; showed interest in Dr. Dean Adele, Cindy Williams and general issues*

## 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.*

## 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.*

**060731 [Accept-Expend State Grant - Mayor's Office of Criminal Justice]  
Supervisor Maxwell**

Resolution authorizing the Mayor's Office of Criminal Justice (MOCJ) to accept and expend funds in the amount of \$560,738 from the State Corrections Standards Authority (CSA), from funds made available under Senate Bill 736 – known as the Juvenile Justice Crime Prevention Act (JJCPA) – for programs and approaches that have been demonstrated to be effective in reducing delinquency, for the period of July 1, 2006 to June 30, 2007.

**Resolution No.** 362-06

**ADOPTED by the following vote:**

Ayes: 8 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Maxwell, Mirkarimi, Peskin

Absent: 2 - McGoldrick, Sandoval

Excused: 1 - Ma

**060732 [Accept-Expend State Grant - Mayor's Office of Criminal Justice]  
Supervisor Maxwell**

Resolution authorizing the Mayor's Office of Criminal Justice to retroactively accept and expend a grant in the amount of \$200,000 from the State Corrections Standards Authority for the purpose of implementing the Read Into Your Future Project through the Title II Formula Grant Program, for the period from April 1, 2006 to March 31, 2007.

**Resolution No.** 363-06

**ADOPTED by the following vote:**

Ayes: 8 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Maxwell, Mirkarimi, Peskin

Absent: 2 - McGoldrick, Sandoval

Excused: 1 - Ma

**060813 [Condemning the government sanctioned violence at Moscow's first Gay Pride celebration, and urging the Kremlin and Mayor Yuri Luzkhov to foster a culture of tolerance toward Russia's LGBT community]**

**Supervisors Ammiano, Dufty**

Resolution condemning the government sanctioned violence and chaos which took place during Moscow's first Gay Pride march, and urging the Kremlin and Moscow Mayor Yuri Luzkhov to work toward fostering a culture of tolerance in relation to the LGBT community in Russian society.

**Resolution No. 364-06**

**ADOPTED by the following vote:**

Ayes: 8 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Maxwell, Mirkarimi, Peskin

Absent: 2 - McGoldrick, Sandoval

Excused: 1 - Ma

**060814 [Supporting Californians for Clean Energy Initiative]**

**Supervisor Alioto-Pier**

Resolution supporting the Californians for Clean Energy Initiative to fund, improve, and produce clean energy for California starting on the November 2006 statewide ballot.

**Resolution No. 388-06**

**ADOPTED by the following vote:**

Ayes: 8 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Maxwell, Mirkarimi, Peskin

Absent: 2 - McGoldrick, Sandoval

Excused: 1 - Ma

**060815 [Observance of the 35th Anniversary of the End of Occupation Alcatraz Island]**

**Supervisor Daly**

Resolution observing the 35th Anniversary of the End of Occupation Alcatraz Island and commending the Community Housing Partnership for commemorating this important part of San Francisco history through a permanent installation at the Senator Hotel.

**Resolution No. 365-06**

**ADOPTED by the following vote:**

Ayes: 8 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Maxwell, Mirkarimi, Peskin

Absent: 2 - McGoldrick, Sandoval

Excused: 1 - Ma

**060816 [Foundation Support for Communities of Color]**

**Supervisor Daly**

Resolution urging independent and community foundations to effectively support communities of color and foster leadership development in minority-led organizations.

**Resolution No. 366-06**

**ADOPTED by the following vote:**

Ayes: 8 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Maxwell, Mirkarimi, Peskin

Absent: 2 - McGoldrick, Sandoval

Excused: 1 - Ma

**060817 [Commending Marcia Parrott]  
Supervisor Elsbernd**

Resolution commending Marcia Parrott on the occasion of her retirement.

**Resolution No.** 367-06

**ADOPTED by the following vote:**

Ayes: 8 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Maxwell, Mirkarimi, Peskin  
Absent: 2 - McGoldrick, Sandoval  
Excused: 1 - Ma

**060818 [Urging the State Senate "aye" vote on Assembly Bill 2728 (Klehs) to amend section 12071 of the Penal Code, relating to firearms]  
Supervisor Maxwell**

Resolution urging the State Senate "aye" vote on Assembly Bill 2728 (Klehs) to protect the public from firearms dealers who knowingly or with gross negligence violates specified provisions of law regulating firearms dealers.

**Resolution No.** 382-06

**ADOPTED by the following vote:**

Ayes: 8 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Maxwell, Mirkarimi, Peskin  
Absent: 2 - McGoldrick, Sandoval  
Excused: 1 - Ma

**060819 [Urging the State Senate "aye" vote on Assembly Bill 2521 relating to firearms]  
Supervisor Maxwell**

Resolution urging the State Senate "aye" vote on Assembly Bill 2521 (Jones, Cohn, Koretz, and Leno) to amend section 12071, 12072, 12076, 12078, and 12082 of, and to repeal and add Section 12083 of, the Penal Code, relating to firearms.

**Resolution No.** 383-06

**ADOPTED by the following vote:**

Ayes: 8 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Maxwell, Mirkarimi, Peskin  
Absent: 2 - McGoldrick, Sandoval  
Excused: 1 - Ma

**060820 [Chemical Restrictions in Electronics]  
Supervisor McGoldrick**

Resolution urging San Francisco's State delegation to support AB 2202 Restriction of Hazardous Substances Extension (Saldaña).

**Resolution No.** 384-06

**ADOPTED by the following vote:**

Ayes: 8 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Maxwell, Mirkarimi, Peskin  
Absent: 2 - McGoldrick, Sandoval  
Excused: 1 - Ma



**060821 [Responding to harmful effects of federal or state immigration legislation]  
Supervisors Mirkarimi, Daly**

Resolution committing the City and County of San Francisco to respond in a timely, humane and just manner to the harmful effects of the proposed immigration legislation passed at the federal or state levels.

**Resolution No.** 368-06

**ADOPTED by the following vote:**

- Ayes: 8 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Maxwell, Mirkarimi, Peskin
- Absent: 2 - McGoldrick, Sandoval
- Excused: 1 - Ma

**060822 [Heart of the City Farmers' Market Day]  
Supervisor Peskin**

Resolution proclaiming June 21, 2006, Heart of the City Farmers' Market Day in San Francisco.

**Resolution No.** 369-06

**ADOPTED by the following vote:**

- Ayes: 8 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Maxwell, Mirkarimi, Peskin
- Absent: 2 - McGoldrick, Sandoval
- Excused: 1 - Ma

**060823 [Supporting the Tenth Annual Latino Film Festival in San Francisco]  
Supervisor Sandoval**

Resolution supporting the Tenth Annual Latino Film Festival in San Francisco.

**Resolution No.** 370-06

**ADOPTED by the following vote:**

- Ayes: 8 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Maxwell, Mirkarimi, Peskin
- Absent: 2 - McGoldrick, Sandoval
- Excused: 1 - Ma

**OFF-AGENDA LEGISLATION**

**Introduced by Supervisors or Mayor**

**Ordinances**

**060851 [Gross Receipts Tax]  
Supervisor Peskin**

Ordinance amending the Business and Tax Regulations Code to: (1) enact a new Article 12-A-1 (Gross Receipts Tax Ordinance), Sections 951 through 958, to impose a gross receipts tax on persons engaging in business activities in San Francisco; (2) amend Article 12 (Business Registration Ordinance) to conform business registration requirements with the enactment of Article 12-A-1 (Gross Receipts Tax Ordinance); and (3) amend Article 6 (Common Administrative Provisions) to conform them with the enactment of Article 12-A-1 (Gross Receipts Tax Ordinance).

(Fiscal impact; Economic Impact.)

6/13/06, ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 7/13/2006.

06/16/06 - Referred to the Small Business Commission for review and comment.

**060852 [Requiring that the acceptance and expenditure of any grant that would result in the creation of new City positions be approved by an ordinance that includes an appropriate amendment to the annual salary ordinance]  
Supervisor Peskin**

Ordinance amending the San Francisco Administrative Code by amending Section 10.170-1, to require that the acceptance and expenditure of any grant that would result in the creation of new City positions be approved by an ordinance that includes an appropriate amendment to the annual salary ordinance.

6/13/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.

**060853 [Restricting Posting of Signs on City-Owned Lamp Posts or Utility Poles]  
Supervisor Peskin**

Ordinance amending Article 5.6 of the San Francisco Public Works Code to increase restrictions governing signs on City-owned lamp posts and utility posts located on commercial streets.

6/13/06, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

## Resolutions

**060854 [Need for Statewide Chemicals Policy]  
Supervisor Mirkarimi**

Resolution urging San Francisco's State delegation to support statewide efforts to act on the recommendations of the report from the University of California: "Green Chemistry in California: A Framework for Leadership in Chemicals Policy and Innovation" and to develop regulations and policies that promote the production and use of less toxic chemicals.

6/13/06, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

**060855 [Commending Judge Quentin L. Kopp on his appointment to the California High Speed Rail Authority]  
Supervisors Daly, Mirkarimi, Peskin, Ma**

Resolution commending Judge Quentin L. Kopp on his appointment to the California High Speed Rail Authority and supporting the work of the Authority to build a high-speed rail system in California.

6/13/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**060856 [Episcopal Community Services' Summer Tini Benefit for the CHEFS program]  
Supervisor Daly**

Resolution commending ECS and the Summer Tini sponsors for their commitment to support the Conquering Homelessness through Employment in Food Service Program.

6/13/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**060858 [Resolution of Intention to form the Fillmore Jazz District Community Benefit District]  
Supervisor Mirkarimi**

Resolution (1) declaring the intention of the Board of Supervisors to establish a property-based business improvement district (community benefit district) to be known as the "Fillmore Jazz District Community Benefit District" and order the levy and collection of a multi-year assessment on identified parcels in the district, (2) approving the management district plan and engineer's report for the district, (3) ordering and setting a time and place for a public hearing thereon, (4) approving the form of the Notice of Public Hearing and Assessment Ballots, and (5) directing the Clerk of the Board of Supervisors to give notice of the public hearing as required by law.

(Economic Impact)

6/13/06, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

**060860 [Resolution of Intention to form the Central Market Community Benefit District]  
Mayor**

Resolution (1) declaring the intention of the Board of Supervisors to establish a property-based business improvement district (community benefit district) to be known as the "Central Market Community Benefit District" and levy a multi-year assessment on identified parcels in the district, (2) approving the management district plan and engineer's report for the district, (3) ordering and setting a time and place for a public hearing thereon, (4) approving the form of the Notice of Public Hearing and Assessment Ballots, and (5) directing the Clerk of the Board of Supervisors to give notice of the public hearing as required by law.

(Economic Impact)

6/13/06, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

**060861 [Proclaiming June 26 through July 3, 2006, Childhood Cancer Awareness Week]  
Supervisors Peskin, Ma**

Resolution proclaiming June 26 through July 3, 2006, Childhood Cancer Awareness Week in San Francisco.

6/13/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**060862 [Strong New Orleans East]  
Supervisor Peskin**

Resolution supporting the Citizens for a Strong New Orleans East in their effort to close the operation of the Chef Menteur landfill and preserve New Orleans for the communities of color.

6/13/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**060863 [Continuing the Ongoing work of the Utility Undergrounding Task Force]  
Supervisors Dufty, Ma**

Resolution continuing the ongoing work of the Utility Undergrounding Task Force to advise the City and County of San Francisco on the future of the utility undergrounding process in San Francisco and to complete its work by October 31, 2006.

6/13/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**060864 [Nominate 200 Year-Old California Valley Oak Tree for Landmark designation 2830 - 25th Street]  
Supervisor Ammiano**

Resolution nominating California Valley Oak Tree Located at 2840 25th Street initiating the landmark tree designation pursuant to Public Works Code Section 801(b), acknowledging the temporary designation of such tree pursuant to Public Works Code Section 810(d), and authorizing other official acts to protect this tree.

6/13/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**060865 [Establishing a comprehensive HIV/AIDS housing plan for San Francisco]  
Supervisors Dufty, Ammiano, Alioto-Pier, Mirkarimi, Daly**

Resolution calling on the Department of Public Health to establish a HIV/AIDS Housing Working Group to work with relevant City Agencies, community stakeholders and members of the Board of Supervisors to establish a comprehensive HIV/AIDS Housing plan for San Francisco.

6/13/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**060866 [Endorsing SB 1712 (establishing a three year, four county pilot program to increase adoptions of older, "hard-to-place" Foster youth, and appropriating \$4,000,000 in State funding toward the pilot program)  
Supervisors Dufty, Maxwell, Ammiano, Ma**

Resolution endorsing SB 1712 (establishing a three-year, four-county pilot program to increase adoptions of older, "hard-to-place" Foster youth, and appropriating \$4,000,000 in State funding toward the pilot program).

6/13/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**060867 [Commemorating Allen Ginsberg, HOWL, and the Beat Poets at the former Six Gallery]  
Supervisor Alioto-Pier**

Resolution recognizing Allen Ginsberg and the first public full-length reading of the poem HOWL as a significant event in the literary history of San Francisco.

6/13/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**060868 [Urging the California State Senate not to approve AB 2987]  
Supervisors Ammiano, Dufty, McGoldrick, Maxwell, Mirkarimi**

Resolution urging the California State Senate to vote no on AB 2987 which, if passed, would eliminate the City and County's role in negotiating cable and video franchises.

6/13/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**060869 [Juvenile Probation & Camps Funding Program Agreement-Juvenile Probation Department]  
Supervisor Maxwell**

Resolution authorizing the Juvenile Probation Department to participate in the Juvenile Probation & Camps Funding Program used to pay for direct services to children.

6/13/06, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee. Sponsor requests this matter be scheduled at the June 19, 2006 meeting.

**060873 [California Coastal Commission Budget]  
Supervisor Peskin**

Resolution urging Governor Schwarzenegger to approve the FY2006-07 California Coastal Commission Budget as approved by Senate and Assembly Budget Subcommittees.

6/13/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**060487 [Landmark Trees - Adoption of criteria and procedures for designation and removal]  
Supervisor McGoldrick**

Resolution adopting the Urban Forestry Council's recommended criteria and procedures for the designation and removal of landmark trees in furtherance of Ordinance No. 17-06 concerning the Urban Forestry Ordinance and authorizing other official acts pursuant to this Resolution.

4/11/06, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

4/18/06, REFERRED to City Operations and Neighborhood Services Committee. Supervisor Ma requested that this matter be referred to Committee.

6/13/06, SUBSTITUTED. Supervisor McGoldrick submitted a substitute resolution bearing new title.

6/13/06, ASSIGNED to City Operations and Neighborhood Services Committee.

### **Requests for Hearing**

**060870 [Public Health Service site in the Presidio]  
Supervisor McGoldrick**

Hearing to discuss the development of the Public Health Service site in the Presidio.

6/13/06, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

**060871 [Report on the Transbay Project]  
Supervisor McGoldrick**

Hearing to have a presentation from the Mayor's Office regarding the interagency working group report on the Transbay project.

6/13/06, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

**060872 [City's external auditors Comprehensive Annual Financial Report related to the City audit for Fiscal Year 2004-05 and audit plans for Fiscal Year 2005-2006]  
Supervisor Ammiano**

Hearing for the City's external auditors (Macias Gini & Co., KPMG, Hood and Strong, and Williams Adley & Co.) to present the Comprehensive Annual Financial Report (CAFR), Single Audit, and their Management Letters, if any, related to the City audit for Fiscal Year 2004-05. They will also present their audit plans for Fiscal Year 2005-2006. This hearing is required under Charter Section 9.117.

6/13/06, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee. Sponsor requests this matter be scheduled at the June 26, 2006 meeting.

## **PROPOSED RESOLUTIONS**

**060809 [Juvenile Probation & Camps Funding Program Agreement-Juvenile Probation Department]**  
Resolution authorizing the Juvenile Probation Department to participate in the Juvenile Probation & Camps Funding Program used to pay for direct services to children. (Juvenile Probation Department)  
5/30/06, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

**060838 [Parking Regulations]**  
Resolution enacting and rescinding parking regulations at various locations.

PARKING METERS, 2-HOUR, 9 AM TO 6 PM, MONDAY THROUGH FRIDAY - RESCIND  
PARKING METERS, 2-HOUR, 9 AM TO 6 PM, MONDAY THROUGH SATURDAY - ESTABLISH  
Bryant Street, west side, between 18th and Mariposa Streets (correction to operation times)

TOW-AWAY, NO PARKING - RESCIND  
METERED MOTORCYCLE PARKING - ESTABLISH  
Jessie Street, south side, from 4th Street to 54 feet westerly (approximately 14 metered motorcycle stalls)  
(Parking and Traffic Department)

(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; DPT Order No. 3190.)

6/5/06, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

**060839 [STOP Intersections]**

Resolution designating certain intersections as "STOP" intersections.

**STOP SIGNS - ESTABLISH**

Brussels and Dwight Streets, stopping Brussels Street, making this intersection an All-Way STOP; Foerster Street at Los Paltos Drive, stopping Foerster Street, making this intersection an All-Way STOP; and, Paulding Street at Arago Street, stopping Paulding Street, making this intersection an All-Way STOP. (Parking and Traffic Department)

(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; DPT Order No. 3190.)

6/5/06, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

**060840 [Traffic Regulations]**

Resolution enacting and rescinding traffic regulations on various streets.

**BICYCLE LANES - ESTABLISH**

Sloat Boulevard, both directions, from Skyline Boulevard to The Great Highway.

**RIGHT LANE MUST TURN RIGHT - RESCIND**

Sloat Boulevard, eastbound, from Skyline Boulevard to 300 feet westerly.

**RIGHT LANE MUST TURN RIGHT EXCEPT MUNI - ESTABLISH**

Sloat Boulevard, westbound, from 37th Avenue to 39th Avenue; and, Sloat Boulevard, eastbound, from Skyline Boulevard to 350 feet westerly.

**RIGHT LANE MUST TURN RIGHT EXCEPT MUNI AND BICYCLES - ESTABLISH**

Market Street, eastbound, at 15th and Sanchez Streets (Parking and Traffic Department)

(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; DPT Order No. 3190.)

6/5/06, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

**060841 [Airport Concession Lease]**

Resolution approving Amendment No. 2 to the Luggage Cart Lease and Operating Agreement between Smarte Carte, Inc. and the City and County of San Francisco, acting by and through its Airport Commission. (Airport Commission)

6/5/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.

**PROPOSED MOTIONS**

**060807 [Appointment, Planning Commission - Hisashi Sugaya]**

Motion approving the Board of Supervisors President Peskin's nomination of Hisashi Sugaya to the Planning Commission, term ending July 1, 2010. (Clerk of the Board)

(Section 4.105 of the City Charter provides that this nomination is subject to approval by the Board of Supervisors and shall be the subject of a public hearing and vote within 60 days from the date the nomination is transmitted to the Clerk of the Board. If the Board fails to act on the nomination within 60 days of the date the nomination is transmitted to the Clerk then the nominee shall be deemed approved.)

Transmittal date - (May 31, 2006.)

5/31/06, RECEIVED AND ASSIGNED to Rules Committee.

**060808 [Appointment, Planning Commission - Hisashi Sugaya]**

Motion rejecting the Board of Supervisors President's appointment of Hisashi Sugaya to the Planning Commission, term ending July 1, 2010. (Clerk of the Board)

(Section 4.105 of the City Charter provides that this nomination is subject to approval by the Board of Supervisors and shall be the subject of a public hearing and vote within 60 days from the date the nomination is transmitted to the Clerk of the Board. If the Board fails to act on the nomination within 60 days of the date the nomination is transmitted to the Clerk then the nominee shall be deemed approved.)

Transmittal date - (May 31, 2006.)

5/31/06, RECEIVED AND ASSIGNED to Rules Committee.



## Requests Granted

*From: Supervisor Elsbernd*

*To: Director, Planning Department*

*Requesting/Inquiring: Requesting review of the zoning and development context of the Crestmont Hills area and surrounding development, since the Crestmont Hills development is zoned RM-1 and nearby zoning ranges from RH-1(D) to RM-2.*

*From: Supervisor Mirkarimi*

*To: Director, Department of Public Works*

*Requesting/Inquiring: To report on the status of removing graffiti at the following locations:*

- Private property at 1550 Steiner Street*
- Phone box at 90 Parnassus*
- Light box at the northeast corner of Golden Gate and Divisadero*
- News stands at Haight and Masonic*
- News stands at Haight and Pierce*

*From: Supervisor Mirkarimi*

*To: Director, Department of Parking and Traffic*

*Requesting/Inquiring: To report on the status of removing graffiti at the following locations:*

- Parking signs at 1401 Cole, 1154 Cole, 1060 Cole*
- Parking sign at 861 Clayton*
- Stop sign at the southeast corner of the intersection of Cole and Parnassus*

*From: Supervisor Mirkarimi*

*To: Director, Department of Parking and Traffic*

*Requesting/Inquiring: To report on the feasibility of the installation of stop signs or stop lights on Divisadero Street north between Oak and O'Farrell Streets that currently do not have either; as well as any other traffic calming measures.*

*From: Supervisor Mirkarimi*

*To: Director, Department of Parking and Traffic*

*Requesting/Inquiring: To report on the feasibility of the installation of stop signs at Cole Street heading north and south bound at the intersection of Alma Street.*

*From: Supervisor Mirkarimi*

*To: General Manager, Department of Recreation and Parks*

*Requesting/Inquiring: To report on the status of installing "tennis court rules" signs in the Alamo Square Park public tennis courts.*

## In Memoriams

*Marcella Helen Vekich (Supervisor Dufty)*

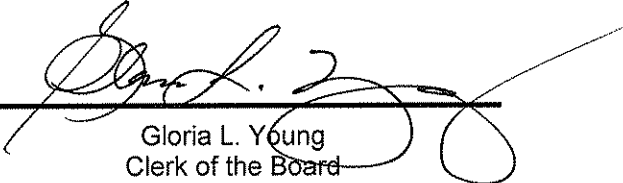
*Louise Leal (Supervisor Dufty)*

## ADJOURNMENT

*There being no further business, the Board adjourned at the hour of 4:25 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 July 11, 2006.*



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Gloria L. Young  
Clerk of the Board