

BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

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

MEETING MINUTES

Monday, June 24, 2002 2:00 PM

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

Regular Meeting

TOM AMMIANO, PRESIDENT
CHRIS DALY, MATT GONZALEZ, TONY HALL, MARK LENO,
SOPHIE MAXWELL, JAKE McGOLDRICK, GAVIN NEWSOM,
AARON PESKIN, GERARDO SANDOVAL, LELAND Y. YEE
Gloria L. Young, Clerk of the Board

BOARD COMMITTEES

Committee Membership

Budget Committee

Supervisors Maxwell, Peskin, Yee, Ammiano, McGoldrick

City and School District Committee

Supervisors Ammiano, Leno, Wynns, Mar

Finance Committee

Supervisors Peskin, Daly, Ammiano

Health and Human Services Committee

Supervisors Daly, Leno, Maxwell

Neighborhood Services and Recreation Committee

Supervisors Newsom, Leno, McGoldrick

Public Works and Public Protection Committee

Supervisors Sandoval, Yee, Gonzalez

Rules and Audits Committee

Supervisors Hall, Gonzalez, Sandoval

Transportation and Commerce Committee

Supervisors McGoldrick, Hall, Ammiano

Meeting Days

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

3rd Wednesday
3:00 PM

Wednesday
12:30 PM

1st and 3rd Thursday
1:00 PM

2nd and 4th Thursday
2:00 PM

1st and 3rd Tuesday
10:00 AM

1st and 3rd Tuesday
1:00 PM

2nd and 4th Thursday
9:30 AM

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

Members Present: Tom Ammiano, Chris Daly, Matt Gonzalez, Tony Hall, Mark Leno, Sophie Maxwell, Jake McGoldrick, Gavin Newsom, Aaron Peskin, Gerardo Sandoval, Leland Y. Yee.

ROLL CALL AND PLEDGE OF ALLEGIANCE

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

The meeting was called to order at 2:00 p.m. On call of the roll, the following Supervisors were noted absent:

Supervisors Hall, Maxwell, Peskin, Sandoval - 4.

Quorum present.

Supervisors Hall, Maxwell, Sandoval were noted present at 2:02 p.m.

Supervisor Peskin was noted present at 2:07 p.m.

APPROVAL OF MEETING MINUTES

Supervisor Yee, seconded by Supervisor Leno, moved to approve the April 22, 2002 Meeting Minutes. The motion carried by the following vote:

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

AGENDA CHANGES

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

Supervisor Yee indicated that File No. 020546 be continued to July 1, 2002. (See infra)

Privilege of the Floor

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

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

Introduction of Guests

Supervisor Hall introduced, welcomed and presented a check to Richard Allen, President of the Pacific Rowing Club on behalf of the Bay Area Sports Hall of Fame.

Supervisor Leno introduced, welcomed and presented a check to Bonnie Jones of the Roof Top Giants on behalf of the Bay Area Sports Hall of Fame.

Supervisor Peskin introduced, welcomed, and presented a check to Russell Gumina of the Salesian Boys' and Girls' Club on behalf of the Bay Area Sports Hall of Fame.

Supervisor Leno introduced, welcomed and presented a Certificate of Honor to Jack Martins, a San Francisco public school music teacher.

Supervisor McGoldrick introduced, welcomed and recognized Edward Harrington, Controller.

Supervisor Peskin introduced, welcomed and presented a Certificate of Honor to a delegation from Macao, China.

CONSENT AGENDA

Recommendations of the Public Works and Public Protection Committee

020758 [Grant - District Attorney Criminal Restitution Compact Project]

Resolution authorizing the Office of the District Attorney to contract for, accept and expend \$132,638 allocated from the California Victim Compensation and Government Claims Board for a project entitled the Criminal Restitution Compact for the period of July 1, 2002 through June 30, 2003. (District Attorney)

Resolution No. 445-02
ADOPTED

020827 [Accept - Expend State Funds Grant]

Resolution authorizing the Juvenile Probation Department of the City and County of San Francisco to, retroactively, accept and expend a grant in the amount of (one hundred twenty thousand, seven hundred, seventy-eight dollars) \$120,778.00 in funds from the State of California Board of Corrections for the Standards and Training for Local Corrections and Probation Officers Programs: stipulating adherence to standards for recruitment and training established by the Board of Corrections, and waiving any indirect costs. (Juvenile Probation Department)

Resolution No. 448-02
ADOPTED

Recommendations of the Transportation and Commerce Committee

020855 [Grant - Department of Parking and Traffic and Department of Public Works for Pedestrian and Bicycle Projects]

Resolution authorizing the Executive Director of the Department of Parking and Traffic and the Director of Public Works to accept and expend state Transportation Development Act Article 3 (TDA) funds totalling \$579,000 for FY 01-02 and \$585,000 for FY 02-03 for various pedestrian and bicycle projects in the City and County of San Francisco.

Resolution No. 417-02

ADOPTED

020906 [Parking Regulations]

Resolution enacting and rescinding parking regulations at various locations.

UNMETERED MOTORCYCLE PARKING - ESTABLISH

Noe Street between the driveways for addresses #334 and #338 (seven-foot space, accommodating two motorcycles).

RESIDENTIAL PERMIT PARKING AREA "I" (1-HOUR TIME LIMIT, 9 AM - 6 PM, MONDAY THROUGH SATURDAY) - ESTABLISH

Treat Avenue west side, between 25th and 26th Streets (1200 block), and 25th Street, both sides, between Folsom Street and Treat Avenue (addresses 3166 - 3199 only).

RESIDENTIAL PERMIT PARKING AREA "J" (2-HOUR TIME LIMIT, 8 AM - 5 PM, MONDAY THROUGH FRIDAY) - ESTABLISH

Shrader Street, both sides, between Grattan Street and Parnassus Avenue (1100 block). (Parking and Traffic Department)

(DPT Order No. 2435.)

(5/20/02 Categorically Exempt from Environmental Review Class 1(c)(9) changes in traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in use of the street.)

Resolution No. 449-02

ADOPTED

020907 [Traffic Regulations]
Supervisors Newsom, Daly

Resolution enacting and rescinding traffic regulations on various streets.

TRIAL STREET CLOSURE - ESTABLISH
Lyon Street between Richardson Avenue and Francisco Street.

STREET CLOSURE - ESTABLISH
Lyon Street between Richardson Avenue and Francisco Streets.

NO RIGHT TURNS - ESTABLISH
Richardson Avenue, southbound, at Francisco Street.

RIGHT TURN ONLY, 7 AM - 9 AM AND 3 PM - 6 PM, SCHOOL DAYS - ESTABLISH
Hickory Street, eastbound, at Gough Street.

LEFT TURN ONLY, 7 AM - 9 AM AND 3 PM - 6 PM, SCHOOL DAYS - ESTABLISH
Hickory Street, eastbound, at Franklin Street (adding one hour to already established afternoon hours).

NO LEFT TURN, 11 AM - 7 PM DAILY - ESTABLISH
25th Avenue, northbound, at Geary Boulevard.

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH
Ocean Avenue, south side, from Sunset Boulevard to 20 feet westerly.

STOP SIGNS - ESTABLISH
Amazon Avenue and London Street, stopping Amazon Avenue at London Street, making this intersection an all-way STOP.

STOP SIGNS - ESTABLISH
Cesar Chavez and Diamond Streets, stopping Cesar Chavez Street at Diamond Street, making this uncontrolled intersection a two-way STOP.

STOP SIGNS - ESTABLISH
Brannan and Delancey Streets, stopping Brannan Street at Delancey Street, making this two-way controlled intersection an all-way STOP.

STOP SIGNS - ESTABLISH
Farragut and Huron Avenues, stopping Farragut Avenue at Huron Avenue, making this intersection an all-way STOP.

STOP SIGNS - ESTABLISH
17th Avenue and Rivera Street, stopping Rivera Street at 17th Avenue, making this intersection an all-way STOP. (Parking and Traffic Department)

(DPT Order No. 2435.)

(5/20/02 Categorically Exempt from Environmental Review Class 1(c)(9) changes in traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in use of the street.)

Resolution No. 425-02
ADOPTED

The foregoing items were acted upon by the following vote:

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

REGULAR AGENDA

UNFINISHED BUSINESS

From the Clerk

Supervisor Hall Recused

Supervisor Hall, seconded by Supervisor Daly, moved to recuse Supervisor Hall from voting on File Nos. 021128 and 021129. The motion carried by the following vote:

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

- 021128 [Adopting findings related to the conditional use appeal on property located at 3224-3252 Pierce Street]
Motion adopting findings related to the appeal of the Planning Commission's approval of Conditional Use Application No. 2001.1027CR (which authorized, subject to certain conditions, the mounting of six panel antennas on a replacement light pole and related equipment cabinets on an interior wall of the City-owned Marina Off-Street Parking Garage as part of a wireless telecommunications network to be operated by Metro PCS) within an NC-2 (Small Scale Neighborhood Commercial) Zoning District and a 40-X Height and Bulk District, pursuant to Section 711.83 of the Planning Code, on property located at 3224-3252 Pierce Street, east side between Lombard and Chestnut Streets (Lots 009, 010, 011, 012 and 013 in Assessor's Block 0490). (Clerk of the Board)

(Companion measure to Files 020774, 020775, 020776, 020777.)

Motion No. M02-97

APPROVED by the following vote:

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

- 021129 [Adopting findings related to the conditional use appeal on property located at 5200 Geary Boulevard]
Motion adopting findings related to the appeal of the Planning Commission's approval of Conditional Use Application No. 2002.0057C (which authorized, subject to certain conditions, the mounting of six panel antennas to an existing light pole on the upper deck of the three-level Geary Mall Parking Garage as part of a wireless telecommunications network) within an NC-3 (Moderate Scale Neighborhood Commercial) Zoning District and a 40-X Height and Bulk District, pursuant to Section 712.83 of the Planning Code for the proposed project located at 5200 Geary Boulevard, north side between 16th and 17th Avenues (Lot 045 in Assessor's Block 1448). (Clerk of the Board)

(Companion measure to Files 020835, 020836, 020837, 020838.)

Motion No. M02-98

APPROVED by the following vote:

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

Recommendations of the Budget Committee**020954 [Interim Government Funding, Fiscal Year 2002-03]
Mayor**

Interim 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, 2003. (Mayor)

(Fiscal impact.)

Ordinance No. 105-02

FINALLY PASSED by the following vote:

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

020955 [Interim Public Employment, Fiscal Year 2002-03]

Interim Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the Fiscal Year ending June 30, 2003, continuing, creating or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefor. (Human Resources Department)

(Fiscal impact.)

Ordinance No. 106-02

FINALLY PASSED by the following vote:

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

Recommendations of the Finance Committee**020996 [MOU Building Inspectors Association (Class 6334)]**

Ordinance adopting and implementing an amendment to the 2001-2003 Collective Bargaining Agreement between the City and County of San Francisco and the Building Inspectors' Association (Class 6334) by appending a Letter of Agreement concerning the City's 2002-2003 budget which provides: (a) for the City to reduce its "pick-up" of the required employee contribution to the retirement system by 2.75% of the employees' compensation effective July 1, 2002 through June 30, 2003; (b) a 1% base wage increase effective close of business June 30, 2003 and; (c) a no layoff commitment in fiscal year 2002-2003 for employees represented by participating employee organizations. (Mayor)

(Supervisor Daly dissenting in Committee.)

Ordinance No. 108-02

FINALLY PASSED by the following vote:

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

Noes: 2 - Daly, Gonzalez

020997 [MOU, Automotive Machinists Union, Local 1414]

Ordinance adopting and implementing an amendment to the 2001-2003 Collective Bargaining Agreement between the City and County of San Francisco and the Automotive Machinists, Local 1414 by appending a Letter of Agreement concerning the City's 2002-2003 budget which provides: (a) for the City to reduce its "pick-up" of the required employee contribution to the retirement system by 2.75% of the employees' compensation effective July 1, 2002 through June 30, 2003; (b) a 1% base wage increase effective close of business June 30, 2003 and; (c) a no layoff commitment in fiscal year 2002-2003 for employees represented by participating employee organizations. (Mayor)

(Supervisor Daly dissenting in Committee.)

TABLED by the following vote:

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

020998 [MOU, Bricklayers, Local 3]

Ordinance adopting and implementing an amendment to the 2001-2003 Collective Bargaining Agreement between the City and County of San Francisco and the Bricklayers, Stone Masons, Terrazo Mechanics, Marble Masons, Pointers, Caulkers and Cleaners, Local 3 and Hodcarriers, Local 36 by appending a Letter of Agreement concerning the City's 2002-2003 budget which provides: (a) for the City to reduce its "pick-up" of the required employee contribution to the retirement system by 2.75% of the employees' compensation effective July 1, 2002 through June 30, 2003; (b) a 1% base wage increase effective close of business June 30, 2003 and; (c) a no layoff commitment in fiscal year 2002-2003 for employees represented by participating employee organizations. (Mayor)

(Supervisor Daly dissenting in Committee.)

Ordinance No. 109-02

FINALLY PASSED by the following vote:

Ayes: 9 - Ammiano, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee
Noes: 2 - Daly, Gonzalez

020999 [MOU, Building Inspectors Association (Class 6331, 6333)]

Ordinance adopting and implementing an amendment to the 2001-2003 Collective Bargaining Agreement between the City and County of San Francisco and the Building Inspectors' Association (Class 6331, Class 6333) by appending a Letter of Agreement concerning the City's 2002-2003 budget which provides: (a) for the City to reduce its "pick-up" of the required employee contribution to the retirement system by 2.75% of the employees' compensation effective July 1, 2002 through June 30, 2003; (b) a 1% base wage increase effective close of business June 30, 2003 and; (c) a no layoff commitment in fiscal year 2002-2003 for employees represented by participating employee organizations. (Mayor)

(Supervisor Daly dissenting in Committee.)

Ordinance No. 110-02

FINALLY PASSED by the following vote:

Ayes: 9 - Ammiano, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee
Noes: 2 - Daly, Gonzalez

021000 [MOU, Carpenters, Local 22]

Ordinance adopting and implementing an amendment to the 2001-2003 Collective Bargaining Agreement between the City and County of San Francisco and the Carpenters, Local 22 by appending a Letter of Agreement concerning the City's 2002-2003 budget which provides: (a) for the City to reduce its "pick-up" of the required employee contribution to the retirement system by 2.75% of the employees' compensation effective July 1, 2002 through June 30, 2003; (b) a 1% base wage increase effective close of business June 30, 2003 and; (c) a no layoff commitment in fiscal year 2002-2003 for employees represented by participating employee organizations. (Mayor)

(Supervisor Daly dissenting in Committee.)

Ordinance No. 143-02

FINALLY PASSED by the following vote:

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

Noes: 2 - Daly, Gonzalez

021001 [MOU, Cement Masons, Local 580]

Ordinance adopting and implementing an amendment to the 2001-2003 Collective Bargaining Agreement between the City and County of San Francisco and the Cement Masons, Local 580 by appending a Letter of Agreement concerning the City's 2002-2003 budget which provides: (a) for the City to reduce its "pick-up" of the required employee contribution to the retirement system by 2.75% of the employees' compensation effective July 1, 2002 through June 30, 2003; (b) a 1% base wage increase effective close of business June 30, 2003 and; (c) a no layoff commitment in fiscal year 2002-2003 for employees represented by participating employee organizations.

(Supervisor Daly dissenting in Committee.)

Ordinance No. 111-02

FINALLY PASSED by the following vote:

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

Noes: 2 - Daly, Gonzalez

021002 [MOU, Deputy Probation Officers Association]

Ordinance adopting and implementing an amendment to the 2001-2003 Collective Bargaining Agreement between the City and County of San Francisco and the San Francisco Deputy Probation Officers' Association by appending a Letter of Agreement concerning the City's 2002-2003 budget which provides: (a) for the City to reduce its "pick-up" of the required employee contribution to the retirement system by 2.75% of the employees' compensation effective July 1, 2002 through June 30, 2003; (b) a 1% base wage increase effective close of business June 30, 2003 and; (c) a no layoff commitment in fiscal year 2002-2003 for employees represented by participating employee organizations. (Mayor)

(Supervisor Daly dissenting in Committee.)

Ordinance No. 112-02

FINALLY PASSED by the following vote:

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

Noes: 2 - Daly, Gonzalez

021003 [MOU, Deputy Sheriff's Association]

Ordinance adopting and implementing an amendment to the 2001-2003 Collective Bargaining Agreement between the City and County of San Francisco and the Deputy Sheriff's Association of San Francisco, Inc. by appending a Letter of Agreement concerning the City's 2002-2003 budget which provides: (a) for the City to reduce its "pick-up" of the required employee contribution to the retirement system by 2.75% of the employees' compensation effective July 1, 2002 through June 30, 2003; (b) a 1% base wage increase effective close of business June 30, 2003 and; (c) a no layoff commitment in fiscal year 2002-2003 for employees represented by participating employee organizations (Mayor)

(Supervisor Daly dissenting in Committee.)

Ordinance No. 113-02

FINALLY PASSED by the following vote:

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

Noes: 2 - Daly, Gonzalez

021004 [MOU, District Attorney Investigators Association]

Ordinance adopting and implementing an amendment to the 2001-2003 Collective Bargaining Agreement between the City and County of San Francisco and the San Francisco District Attorney Investigators Association by appending a Letter of Agreement concerning the City's 2002-2003 budget which provides: (a) for the City to reduce its "pick-up" of the required employee contribution to the retirement system by 2.75% of the employees' compensation effective July 1, 2002 through June 30, 2003; (b) a 1% base wage increase effective close of business June 30, 2003 and; (c) a no layoff commitment in fiscal year 2002-2003 for employees represented by participating employee organizations. (Mayor)

(Supervisor Daly dissenting in Committee.)

Ordinance No. 114-02

FINALLY PASSED by the following vote:

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

Noes: 2 - Daly, Gonzalez

021005 [MOU, Electrical Workers, Local 6]

Ordinance adopting and implementing an amendment to the 2001-2003 Collective Bargaining Agreement between the City and County of San Francisco and the International Brotherhood of Electrical Workers, Local 6, American Federation of Labor, by appending a Letter of Agreement concerning the City's 2002-2003 budget which provides: (a) for the City to reduce its "pick-up" of the required employee contribution to the retirement system by 2.75% of the employees' compensation effective July 1, 2002 through June 30, 2003; (b) a 1% base wage increase effective close of business June 30, 2003 and; (c) a no layoff commitment in fiscal year 2002-2003 for employees represented by participating employee organizations. (Mayor)

(Supervisor Daly dissenting in Committee.)

Ordinance No. 115-02

FINALLY PASSED by the following vote:

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

Noes: 2 - Daly, Gonzalez

021006 [MOU, Firefighters, Local 798 (Unit I)]

Ordinance adopting and implementing an amendment to the 2001-2003 Collective Bargaining Agreement between the City and County of San Francisco and the San Francisco Fire Fighters Union, Local 798 IAFF, AFL-CIO, Unit 1 by appending a Letter of Agreement concerning the City's 2002-2003 budget which provides: (a) for the City to reduce its "pick-up" of the required employee contribution to the retirement system by 2.75% of the employees' compensation effective July 1, 2002 through June 30, 2003; (b) a 1% base wage increase effective close of business June 30, 2003 and; (c) a no layoff commitment in fiscal year 2002-2003 for employees represented by participating employee organizations. (Mayor)

(Supervisor Daly dissenting in Committee.)

Ordinance No. 116-02

FINALLY PASSED by the following vote:

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

Noes: 2 - Daly, Gonzalez

021007 [MOU, Firefighters, Local 798 (Unit II)]

Ordinance adopting and implementing an amendment to the 2001-2003 Collective Bargaining Agreement between the City and County of San Francisco and the San Francisco Fire Fighters Union, Local 798 IAFF, AFL-CIO, Unit II by appending a Letter of Agreement concerning the City's 2002-2003 budget which provides: (a) for the City to reduce its "pick-up" of the required employee contribution to the retirement system by 2.75% of the employees' compensation effective July 1, 2002 through June 30, 2003; (b) a 1% base wage increase effective close of business June 30, 2003 and; (c) a no layoff commitment in fiscal year 2002-2003 for employees represented by participating employee organizations. (Mayor)

(Supervisor Daly dissenting in Committee.)

Ordinance No. 117-02

FINALLY PASSED by the following vote:

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

Noes: 2 - Daly, Gonzalez

021008 [MOU, Glaziers, Local 718]

Ordinance adopting and implementing an amendment to the 2001-2003 Collective Bargaining Agreement between the City and County of San Francisco and the Glaziers, Architectural Metal and Glass Workers, Local 718, by appending a Letter of Agreement concerning the City's 2002-2003 budget which provides: (a) for the City to reduce its "pick-up" of the required employee contribution to the retirement system by 2.75% of the employees' compensation effective July 1, 2002 through June 30, 2003; (b) a 1% base wage increase effective close of business June 30, 2003 and; (c) a no layoff commitment in fiscal year 2002-2003 for employees represented by participating employee organizations. (Mayor)

(Supervisor Daly dissenting in Committee.)

Ordinance No. 118-02

FINALLY PASSED by the following vote:

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

Noes: 2 - Daly, Gonzalez

021010 [MOU, Institutional Police Officers Association]

Ordinance adopting and implementing an amendment to the 2001-2003 Collective Bargaining Agreement between the City and County of San Francisco and the San Francisco Institutional Police Officers' Association by appending a Letter of Agreement concerning the City's 2002-2003 budget which provides: (a) for the City to reduce its "pick-up" of the required employee contribution to the retirement system by 2.75% of the employees' compensation effective July 1, 2002 through June 30, 2003; (b) a 1% base wage increase effective close of business June 30, 2003 and; (c) a no layoff commitment in fiscal year 2002-2003 for employees represented by participating employee organizations. (Mayor)

(Supervisor Daly dissenting in Committee.)

Ordinance No. 119-02

FINALLY PASSED by the following vote:

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

Noes: 2 - Daly, Gonzalez

021011 [MOU, IATSE, Local 16]

Ordinance adopting and implementing an amendment to the 2001-2003 Collective Bargaining Agreement between the City and County of San Francisco and the International Alliance of Theatrical Stage Employees, Local 16 by appending a Letter of Agreement concerning the City's 2002-2003 budget which provides: (a) for the City to reduce its "pick-up" of the required employee contribution to the retirement system by 2.75% of the employees' compensation effective July 1, 2002 through June 30, 2003; (b) a 1% base wage increase effective close of business June 30, 2003 and; (c) a no layoff commitment in fiscal year 2002-2003 for employees represented by participating employee organizations. (Mayor)

(Supervisor Daly dissenting in Committee.)

Ordinance No. 120-02

FINALLY PASSED by the following vote:

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

Noes: 2 - Daly, Gonzalez

021012 [MOU, Ironworkers, Local 377]

Ordinance adopting and implementing an amendment to the 2001-2003 Collective Bargaining Agreement between the City and County of San Francisco and the International Association of Bridge, Structural Ornamental, Reinforced Iron Workers, Riggers and Machinery Movers, Local 377 by appending a Letter of Agreement concerning the City's 2002-2003 budget which provides: (a) for the City to reduce its "pick-up" of the required employee contribution to the retirement system by 2.75% of the employees' compensation effective July 1, 2002 through June 30, 2003; (b) a 1% base wage increase effective close of business June 30, 2003 and; (c) a no layoff commitment in fiscal year 2002-2003 for employees represented by participating employee organizations. (Mayor)

(Supervisor Daly dissenting in Committee.)

Ordinance No. 121-02

FINALLY PASSED by the following vote:

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

Noes: 2 - Daly, Gonzalez

021013 [MOU, Laborers Union, Local 261]

Ordinance adopting and implementing an amendment to the 2001-2003 Collective Bargaining Agreement between the City and County of San Francisco and the Laborers International Union, Local 261 by appending a Letter of Agreement concerning the City's 2002-2003 budget which provides: (a) for the City to reduce its "pick-up" of the required employee contribution to the retirement system by 2.75% of the employees' compensation effective July 1, 2002 through June 30, 2003; (b) a 1% base wage increase effective close of business June 30, 2003 and; (c) a no layoff commitment in fiscal year 2002-2003 for employees represented by participating employee organizations. (Mayor)

(Supervisor Daly dissenting in Committee.)

Ordinance No. 122-02

FINALLY PASSED by the following vote:

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

Noes: 2 - Daly, Gonzalez

021014 [MOU, Municipal Attorneys' Association]

Ordinance adopting and implementing an amendment to the 2001-2003 Collective Bargaining Agreement between the City and County of San Francisco and the Municipal Attorneys' Association of San Francisco by appending a Letter of Agreement concerning the City's 2002-2003 budget which provides: (a) for the City to reduce its "pick-up" of the required employee contribution to the retirement system by 2.75% of the employees' compensation effective July 1, 2002 through June 30, 2003; (b) a 1% base wage increase effective close of business June 30, 2003 and; (c) a no layoff commitment in fiscal year 2002-2003 for employees represented by participating employee organizations. (Mayor)

(Supervisor Daly dissenting in Committee.)

Ordinance No. 144-02

FINALLY PASSED by the following vote:

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

Noes: 2 - Daly, Gonzalez

021015 [MOU, Municipal Executives' Association (Misc)]

Ordinance adopting and implementing an amendment to the 2001-2003 Collective Bargaining Agreement between the City and County of San Francisco and the San Francisco Municipal Executives' Association (Misc.) by appending a Letter of Agreement concerning the City's 2002-2003 budget which provides: (a) for the City to reduce its "pick-up" of the required employee contribution to the retirement system by 2.75% of the employees' compensation effective July 1, 2002 through June 30, 2003; (b) a 1% base wage increase effective close of business June 30, 2003 and; (c) a no layoff commitment in fiscal year 2002-2003 for employees represented by participating employee organizations. (Mayor)

(Supervisor Daly dissenting in Committee.)

Ordinance No. 123-02

FINALLY PASSED by the following vote:

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

Noes: 2 - Daly, Gonzalez

021016 [MOU, Municipal Executives' Association (Police)]

Ordinance adopting and implementing an amendment to the 2001-2003 Collective Bargaining Agreement between the City and County of San Francisco and the San Francisco Municipal Executives' Association (Police Management) by appending a Letter of Agreement concerning the City's 2002-2003 budget which provides: (a) for the City to reduce its "pick-up" of the required employee contribution to the retirement system by 2.75% of the employees' compensation effective July 1, 2002 through June 30, 2003; (b) a 1% base wage increase effective close of business June 30, 2003 and; (c) a no layoff commitment in fiscal year 2002-2003 for employees represented by participating employee organizations. (Mayor)

(Supervisor Daly dissenting in Committee.)

Ordinance No. 124-02

FINALLY PASSED by the following vote:

Ayes: 9 - Ammiano, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee
Noes: 2 - Daly, Gonzalez

021017 [MOU, Municipal Executives' Association (Fire)]

Ordinance adopting and implementing an amendment to the 2001-2003 Collective Bargaining Agreement between the City and County of San Francisco and the San Francisco Municipal Executives' Association (Fire Management) by appending a Letter of Agreement concerning the City's 2002-2003 budget which provides: (a) for the City to reduce its "pick-up" of the required employee contribution to the retirement system by 2.75% of the employees' compensation effective July 1, 2002 through June 30, 2003; (b) a 1% base wage increase effective close of business June 30, 2003 and; (c) a no layoff commitment in fiscal year 2002-2003 for employees represented by participating employee organizations.

(Supervisor Daly dissenting in Committee.)

Ordinance No. 125-02

FINALLY PASSED by the following vote:

Ayes: 9 - Ammiano, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee
Noes: 2 - Daly, Gonzalez

021018 [MOU, Pile Drivers, Local 34]

Ordinance adopting and implementing an amendment to the 2001-2003 Collective Bargaining Agreement between the City and County of San Francisco and the Pile Drivers, Divers, Carpenters, Bridge, Wharf and Dock Builders, Local 34 by appending a Letter of Agreement concerning the City's 2002-2003 budget which provides: (a) for the City to reduce its "pick-up" of the required employee contribution to the retirement system by 2.75% of the employees' compensation effective July 1, 2002 through June 30, 2003; (b) a 1% base wage increase effective close of business June 30, 2003 and; (c) a no layoff commitment in fiscal year 2002-2003 for employees represented by participating employee organizations. (Mayor)

(Supervisor Daly dissenting in Committee.)

Ordinance No. 126-02

FINALLY PASSED by the following vote:

Ayes: 9 - Ammiano, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee
Noes: 2 - Daly, Gonzalez

021019 [MOU, Plasterers, Local 66]

Ordinance adopting and implementing an amendment to the 2001-2003 Collective Bargaining Agreement between the City and County of San Francisco and the Plasterers' and Shophands', Local 66 by appending a Letter of Agreement concerning the City's 2002-2003 budget which provides: (a) for the City to reduce its "pick-up" of the required employee contribution to the retirement system by 2.75% of the employees' compensation effective July 1, 2002 through June 30, 2003; (b) a 1% base wage increase effective close of business June 30, 2003 and; (c) a no layoff commitment in fiscal year 2002-2003 for employees represented by participating employee organizations. (Mayor)

(Supervisor Daly dissenting in Committee.)

Ordinance No. 127-02

FINALLY PASSED by the following vote:

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

Noes: 2 - Daly, Gonzalez

021020 [MOU, Operating Engineers, Local 3]

Ordinance adopting and implementing an amendment to the 2001-2003 Collective Bargaining Agreement between the City and County of San Francisco and the Operating Engineers Local Union No. 3 of the International Union of Operating Engineers, AFL-CIO by appending a Letter of Agreement concerning the City's 2002-2003 budget which provides: (a) for the City to reduce its "pick-up" of the required employee contribution to the retirement system by 2.75% of the employees' compensation effective July 1, 2002 through June 30, 2003; (b) a 1% base wage increase effective close of business June 30, 2003 and; (c) a no layoff commitment in fiscal year 2002-2003 for employees represented by participating employee organizations. (Mayor)

(Supervisor Daly dissenting in Committee.)

Ordinance No. 128-02

FINALLY PASSED by the following vote:

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

Noes: 2 - Daly, Gonzalez

021021 [MOU, Painters Union, Local 4]

Ordinance adopting and implementing an amendment to the 2001-2003 Collective Bargaining Agreement between the City and County of San Francisco and the Painters Union District Council #8 for Local 4 by appending a Letter of Agreement concerning the City's 2002-2003 budget which provides: (a) for the City to reduce its "pick-up" of the required employee contribution to the retirement system by 2.75% of the employees' compensation effective July 1, 2002 through June 30, 2003; (b) a 1% base wage increase effective close of business June 30, 2003 and; (c) a no layoff commitment in fiscal year 2002-2003 for employees represented by participating employee organizations. (Mayor)

(Supervisor Daly dissenting in Committee.)

Ordinance No. 129-02

FINALLY PASSED by the following vote:

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

Noes: 2 - Daly, Gonzalez

021022 [MOU, Plumbers, Local 38]

Ordinance adopting and implementing an amendment to the 2001-2003 Collective Bargaining Agreement between the City and County of San Francisco and the United Association of Journeymen and Apprentices of the Plumbing and Pipe Fitting Industry, Local #38 by appending a Letter of Agreement concerning the City's 2002-2003 budget which provides: (a) for the City to reduce its "pick-up" of the required employee contribution to the retirement system by 2.75% of the employees' compensation effective July 1, 2002 through June 30, 2003; (b) a 1% base wage increase effective close of business June 30, 2003 and; (c) a no layoff commitment in fiscal year 2002-2003 for employees represented by participating employee organizations. (Mayor)

(Supervisor Daly dissenting in Committee.)

Ordinance No. 130-02

FINALLY PASSED by the following vote:

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

Noes: 2 - Daly, Gonzalez

021023 [MOU, Police Officers Association]

Ordinance adopting and implementing an amendment to the 2001-2003 Collective Bargaining Agreement between the City and County of San Francisco and the San Francisco Police Officers' Association (SFPOA) by appending a Letter of Agreement concerning the City's 2002-2003 budget which provides: (a) for the City to reduce its "pick-up" of the required employee contribution to the retirement system by 2.75% of the employees' compensation effective July 1, 2002 through June 30, 2003; (b) a 1% base wage increase effective close of business June 30, 2003 and; (c) a no layoff commitment in fiscal year 2002-2003 for employees represented by participating employee organizations. (Mayor)

(Supervisor Daly dissenting in Committee.)

Ordinance No. 131-02

FINALLY PASSED by the following vote:

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

Noes: 2 - Daly, Gonzalez

021024 [MOU, IFPTE, Local 21]

Ordinance adopting and implementing an amendment to the 2001-2003 Collective Bargaining Agreement between the City and County of San Francisco and the International Federation of Professional and Technical Engineers, Local 21 AFL-CIO by appending a Letter of Agreement concerning the City's 2002-2003 budget which provides: (a) for the City to reduce its "pick-up" of the required employee contribution to the retirement system by 2.75% of the employees' compensation effective July 1, 2002 through June 30, 2003; (b) a 1% base wage increase effective close of business June 30, 2003 and; (c) a no layoff commitment in fiscal year 2002-2003 for employees represented by participating employee organizations. (Mayor)

(Supervisor Daly dissenting in Committee.)

Ordinance No. 132-02

FINALLY PASSED by the following vote:

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

Noes: 2 - Daly, Gonzalez

021025 [MOU, Roofers, Local 40]

Ordinance adopting and implementing an amendment to the 2001-2003 Collective Bargaining Agreement between the City and County of San Francisco and the United Union of Roofers, Waterproofers and Allied Workers, Local 40 by appending a Letter of Agreement concerning the City's 2002-2003 budget which provides: (a) for the City to reduce its "pick-up" of the required employee contribution to the retirement system by 2.75% of the employees' compensation effective July 1, 2002 through June 30, 2003; (b) a 1% base wage increase effective close of business June 30, 2003 and; (c) a no layoff commitment in fiscal year 2002-2003 for employees represented by participating employee organizations. (Mayor)

(Supervisor Daly dissenting in Committee.)

Ordinance No. 133-02

FINALLY PASSED by the following vote:

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

Noes: 2 - Daly, Gonzalez

021026 [Union of American Physicians and Dentists (Unit 11-AA)]

Ordinance adopting and implementing an amendment to the 2001-2003 Collective Bargaining Agreement between the City and County of San Francisco and the Union of American Physicians and Dentists (Unit 11-AA) by appending a Letter of Agreement concerning the City's 2002-2003 budget which provides: (a) for the City to reduce its "pick-up" of the required employee contribution to the retirement system by 2.75% of the employees' compensation effective July 1, 2002 through June 30, 2003; (b) a 1% base wage increase effective close of business June 30, 2003 and; (c) a no layoff commitment in fiscal year 2002-2003 for employees represented by participating employee organizations. (Mayor)

(Supervisor Daly dissenting in Committee.)

Ordinance No. 145-02

FINALLY PASSED by the following vote:

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

Noes: 2 - Daly, Gonzalez

021027 [MOU, Sheet Metal Workers, Local 104]

Ordinance adopting and implementing an amendment to the 2001-2003 Collective Bargaining Agreement between the City and County of San Francisco and the Sheet Metal Workers International Union, Local 104 by appending a Letter of Agreement concerning the City's 2002-2003 budget which provides: (a) for the City to reduce its "pick-up" of the required employee contribution to the retirement system by 2.75% of the employees' compensation effective July 1, 2002 through June 30, 2003; (b) a 1% base wage increase effective close of business June 30, 2003 and; (c) a no layoff commitment in fiscal year 2002-2003 for employees represented by participating employee organizations. (Mayor)

(Supervisor Daly dissenting in Committee.)

Ordinance No. 134-02

FINALLY PASSED by the following vote:

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

Noes: 2 - Daly, Gonzalez

**021028 [MOU, Amendment No. 2, IFPTE, Local 21]
Supervisor Daly**

Ordinance adopting and implementing Amendment No. 2 to the Memorandum of Understanding between the International Federation of Professional and Technical Engineers, Local 21 AFL-CIO and the City and County of San Francisco pursuant to an arbitration award providing for a wage adjustment for employees assigned to classification 5212 (Principal Engineer), administrative leave for employees assigned to classification 5212 (Principal Engineer), and reimbursement of certain benefits no longer available to employees assigned to classifications 1888 (Resource Efficiency and Energy Conservation Manager), 2978 (Contract Compliance Officer II), 5212 (Principal Engineer), and 9386 (Senior Property Manager, Port), effective July 1, 2002. (Mayor)

Ordinance No. 135-02

FINALLY PASSED by the following vote:

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

021029 [MOU, Sanitary Truck Drivers and Helpers, Teamsters, Local 350]

Ordinance adopting and implementing an amendment to the 2001-2003 Collective Bargaining Agreement between the City and County of San Francisco and the Sanitary Truck Drivers and Helpers, Teamsters, Local 350 by appending a Letter of Agreement concerning the City's 2002-2003 budget which provides: (a) for the City to reduce its "pick-up" of the required employee contribution to the retirement system by 2.75% of the employees' compensation effective July 1, 2002 through June 30, 2003; (b) a 1% base wage increase effective close of business June 30, 2003 and; (c) a no layoff commitment in fiscal year 2002-2003 for employees represented by participating employee organizations. (Mayor)

(Supervisor Daly dissenting in Committee.)

Ordinance No. 136-02

FINALLY PASSED by the following vote:

Ayes: 9 - Ammiano, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee
Noes: 2 - Daly, Gonzalez

021030 [MOU, Stationary Engineers, Local 39]

Ordinance adopting and implementing an amendment to the 2001-2003 Collective Bargaining Agreement between the City and County of San Francisco and the International Union of Operating Engineers, Stationary Engineers, Local 39 by appending a Letter of Agreement concerning the City's 2002-2003 budget which provides: (a) for the City to reduce its "pick-up" of the required employee contribution to the retirement system by 2.75% of the employees' compensation effective July 1, 2002 through June 30, 2003; (b) a 1% base wage increase effective close of business June 30, 2003 and; (c) a no layoff commitment in fiscal year 2002-2003 for employees represented by participating employee organizations. (Mayor)

(Supervisor Daly dissenting in Committee.)

TABLED by the following vote:

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

021031 [MOU, Supervising Probation Officers Association]

Ordinance adopting and implementing an amendment to the 2001-2003 Collective Bargaining Agreement between the City and County of San Francisco and the Operating Engineers, Local 3 Bargaining for Supervising Probation Officers by appending a Letter of Agreement concerning the City's 2002-2003 budget which provides: (a) for the City to reduce its "pick-up" of the required employee contribution to the retirement system by 2.75% of the employees' compensation effective July 1, 2002 through June 30, 2003; (b) a 1% base wage increase effective close of business June 30, 2003 and; (c) a no layoff commitment in fiscal year 2002-2003 for employees represented by participating employee organizations. (Mayor)

(Supervisor Daly dissenting in Committee.)

Ordinance No. 137-02

FINALLY PASSED by the following vote:

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

Noes: 2 - Daly, Gonzalez

021032 [MOU, Supervising Registered Nurses, Teamsters Local 856]

Ordinance adopting and implementing an amendment to the 2001-2003 Collective Bargaining Agreement between the City and County of San Francisco and the Teamsters Local 856 for Supervising Nurses by appending a Letter of Agreement concerning the City's 2002-2003 budget which provides: (a) for the City to reduce its "pick-up" of the required employee contribution to the retirement system by 2.75% of the employees' compensation effective July 1, 2002 through June 30, 2003; (b) a 1% base wage increase effective close of business June 30, 2003 and; (c) a no layoff commitment in fiscal year 2002-2003 for employees represented by participating employee organizations. (Mayor)

(Supervisor Daly dissenting in Committee.)

Ordinance No. 146-02

FINALLY PASSED by the following vote:

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

Noes: 2 - Daly, Gonzalez

021033 [MOU, Teamsters, Local 853]

Ordinance adopting and implementing an amendment to the 2001-2003 Collective Bargaining Agreement between the City and County of San Francisco and the Teamsters, Local 853 by appending a Letter of Agreement concerning the City's 2002-2003 budget which provides: (a) for the City to reduce its "pick-up" of the required employee contribution to the retirement system by 2.75% of the employees' compensation effective July 1, 2002 through June 30, 2003; (b) a 1% base wage increase effective close of business June 30, 2003 and; (c) a no layoff commitment in fiscal year 2002-2003 for employees represented by participating employee organizations. (Mayor)

(Supervisor Daly dissenting in Committee.)

Ordinance No. 138-02

FINALLY PASSED by the following vote:

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

Noes: 2 - Daly, Gonzalez

021034 [MOU, Teamsters, Local 856 (Multi-Unit)]

Ordinance adopting and implementing an amendment to the 2001-2003 Collective Bargaining Agreement between the City and County of San Francisco and the Teamsters, Local 856 (Multi-Unit) by appending a Letter of Agreement concerning the City's 2002-2003 budget which provides: (a) for the City to reduce its "pick-up" of the required employee contribution to the retirement system by 2.75% of the employees' compensation effective July 1, 2002 through June 30, 2003; (b) a 1% base wage increase effective close of business June 30, 2003 and; (c) a no layoff commitment in fiscal year 2002-2003 for employees represented by participating employee organizations. (Mayor)

(Supervisor Daly dissenting in Committee.)

Ordinance No. 139-02

FINALLY PASSED by the following vote:

Ayes: 9 - Ammiano, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee
Noes: 2 - Daly, Gonzalez

021035 [MOU, Transport Workers Union, Local 200 (SEAM)]

Ordinance adopting and implementing an amendment to the 2001-2003 Collective Bargaining Agreement between the City and County of San Francisco and the Transport Workers Union of America, Local 200 (SEAM) by appending a Letter of Agreement concerning the City's 2002-2003 budget which provides: (a) for the City to reduce its "pick-up" of the required employee contribution to the retirement system by 2.75% of the employees' compensation effective July 1, 2002 through June 30, 2003; (b) a 1% base wage increase effective close of business June 30, 2003 and; (c) a no layoff commitment in fiscal year 2002-2003 for employees represented by participating employee organizations (Mayor)

(Supervisor Daly dissenting in Committee.)

Ordinance No. 140-02

FINALLY PASSED by the following vote:

Ayes: 9 - Ammiano, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee
Noes: 2 - Daly, Gonzalez

021036 [MOU, Transport Workers Union , Local 250-A (7410)]

Ordinance adopting and implementing an amendment to the 2001-2003 Collective Bargaining Agreement between the City and County of San Francisco and the Transport Workers Union of America, Local 250-A (7410's) by appending a Letter of Agreement concerning the City's 2002-2003 budget which provides: (a) for the City to reduce its "pick-up" of the required employee contribution to the retirement system by 2.75% of the employees' compensation effective July 1, 2002 through June 30, 2003; (b) a 1% base wage increase effective close of business June 30, 2003 and; (c) a no layoff commitment in fiscal year 2002-2003 for employees represented by participating employee organizations. (Mayor)

(Supervisor Daly dissenting in Committee.)

Ordinance No. 141-02

FINALLY PASSED by the following vote:

Ayes: 9 - Ammiano, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee
Noes: 2 - Daly, Gonzalez

021037 [MOU, Transport Workers Union, Local 250-A (Misc.)]

Ordinance adopting and implementing an amendment to the 2001-2003 Collective Bargaining Agreement between the City and County of San Francisco and the Transport Workers Union of America, Local 250-A (Misc.) by appending a Letter of Agreement concerning the City's 2002-2003 budget which provides: (a) for the City to reduce its "pick-up" of the required employee contribution to the retirement system by 2.75% of the employees' compensation effective July 1, 2002 through June 30, 2003; (b) a 1% base wage increase effective close of business June 30, 2003 and; (c) a no layoff commitment in fiscal year 2002-2003 for employees represented by participating employee organizations. (Mayor)

(Supervisor Daly dissenting in Committee.)

Ordinance No. 142-02

FINALLY PASSED by the following vote:

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

Noes: 2 - Daly, Gonzalez

021038 [MOU, Union of American Physicians and Dentists (Unit 8-CC)]

Ordinance adopting and implementing an amendment to the 2001-2003 Collective Bargaining Agreement between the City and County of San Francisco and the Union of American Physicians and Dentists (Unit 8-CC) by appending a Letter of Agreement concerning the City's 2002-2003 budget which provides: (a) for the City to reduce its "pick-up" of the required employee contribution to the retirement system by 2.75% of the employees' compensation effective July 1, 2002 through June 30, 2003; (b) a 1% base wage increase effective close of business June 30, 2003 and; (c) a no layoff commitment in fiscal year 2002-2003 for employees represented by participating employee organizations. (Mayor)

(Supervisor Daly dissenting in Committee.)

Ordinance No. 147-02

FINALLY PASSED by the following vote:

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

Noes: 2 - Daly, Gonzalez

Recommendation of the Health and Human Services Committee**020296 [Residential Tenant Security Deposits]**

Supervisors Peskin, Daly, Leno, Newsom

Ordinance providing that annual landlord interest payments on residential tenant security deposits shall be paid at an interest rate determined annually by the Residential Rent Stabilization and Arbitration Board from the posted Federal Reserve Discount rates, instead of continuing to be paid at a five percent (5%) simple interest rate as provided by the current ordinance, and clarifying that interest accrues until termination of the tenancy.

Supervisors Leno, Newsom, Daly requested to be added as co-sponsors.

Ordinance No. 107-02

FINALLY PASSED by the following vote:

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

Recommendations of the Neighborhood Services and Recreation Committee

**020546 [SFUSD to Offer Students Neighborhood School Facilities]
Supervisor Yee**

Resolution urging the San Francisco Unified School District (SFUSD) to provide adequate facilities to accommodate all public school enrollees sufficient school space in their neighborhoods.

Supervisor Yee requested this matter be continued to July 1, 2002.

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

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

**020860 [Expressing grave concern about the recent KPIX Channel 5 news series focused on Chinese Restaurants in San Francisco]
Supervisors Peskin, McGoldrick**

Resolution expressing grave concern about negative stereotyping of Asian-American restaurants perpetuated by recent KPIX coverage and its unbalanced series on unsanitary conditions inside Chinese Restaurants in San Francisco.

REFERRED to the Health and Human Services Committee.

NEW BUSINESS

Recommendations of the Finance Committee

**020851 [Certificates of Participation to Replace the Existing San Francisco Juvenile Hall]
Supervisors Hall, Leno, Maxwell**

Resolution authorizing the execution and delivery of certificates of participation, in an amount not to exceed \$45,000,000, to finance the acquisition, improvement, construction and/or reconstruction of a new juvenile detention facility to replace the existing San Francisco Juvenile Hall; approving the form of a property lease between the City and County of San Francisco (the "City") and a trustee relating to certain City-owned property (as further described in this Resolution); approving the form of a project lease between the City and a trustee (including certain indemnities contained therein); authorizing the selection of a trustee; approving the form of a trust agreement between the City and a trustee (including certain indemnities contained therein); approving the form of an official notice of sale and notice of intention to sell for the certificates of participation; approving the form of an official statement in preliminary and final form; approving the form of a continuing disclosure certificate; authorizing the filing of a validation action validating the execution and delivery of the certificates of participation; authorizing the reimbursement of certain expenditures; authorizing the payment of costs of issuance; adopting findings under the California Environmental Quality Act and findings pursuant to the City Planning Code Section 101.1; and ratifying previous actions taken in connection therewith.

(Fiscal impact.)

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

Resolution No. 419-02

ADOPTED by the following vote:

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

020852 [Accept-Expend Grant from Board of Corrections]
Supervisors Hall, Leno, Newsom

Resolution authorizing the Mayor's Office of Criminal Justice to accept and expend a grant in the amount of \$15,075,000 from the Board of Corrections (BOC) for the purpose of entirely replacing San Francisco's 52 year old juvenile hall with a modern facility that is humane and secure, while increasing its capacity to enhance focus on the rehabilitation of the youths detained there.

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

Resolution No. 422-02

ADOPTED by the following vote:

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

Recommendation of the Transportation and Commerce Committee

020749 [Speed Limit - Buena Vista Terrace]

Ordinance adding Section 174.7 to the San Francisco Traffic Code establishing a 20-MPH speed limit along a portion of Buena Vista Terrace.

(April 29, 2002 Certification from Department of Parking and Traffic: Categorically Exempt from Environmental Review Class 1(c), Existing Highways and Streets.)

PASSED, ON FIRST READING by the following vote:

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

SPECIAL ORDER 3:00 P.M.

020946 [Public Hearing - Appeal, Final Supplemental Environmental Impact Report for the San Francisco Cruise Terminal Mixed Use and Brannan Street Wharf Projects]

Hearing of persons interested in or objecting to the Planning Commission certification of the Final Supplemental Environmental Impact Report on May 9, 2002, Case No. 2000.1229E, for the San Francisco Cruise Terminal Mixed Use Project and Brannan Street Wharf Project located at Pier 30-32, Seawall Lot 330, and in the location of Piers 34 and 36, in the Port of San Francisco.

(Appeal filed May 23, 2002; companion measure to 020947, 020978, 020949.)

Department Representative: Paul Maltzer, Planning.

Respondents: Peter Daly, project sponsor, Port of San Francisco; Lee Splits; Ellen Juck; Jeffrey Lee; Michael Sweet; Mr. Erickson; Mr. Haas; Carl Hanson; Steve Gattle; Jim Bulter; Mr. LeStrang; John Olafat, Female speaker; Nida Spol; Bobby Gilry, Local 10; Richard Pinn, Local 10; Male Speaker; Tracy Foulkner.

Appellants: Terry Shore, primary appellant; Ms. Simmons; Ernestine Weise; Joe Sunkin; Jennifer Clary; Earl Gee; John Shinwell; Matthew Medin; S. Grimm; Female speaker.

A rebuttal period was allowed.

The President then declared the hearing closed.

HEARD AT PUBLIC HEARING by the following vote:

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

Pursuant to Government Code Section 65009, notice is hereby given: If you challenge the above matter in court, you may be limited to raising only those issues you or someone else raised at the public hearing described above, or in written correspondence delivered to the Board of Supervisors, (1 Dr. Carlton B. Goodlett Place, Room 244; San Francisco, CA 94102-4689) at, or prior to, the public hearing.

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

020947 [Affirm certification of San Francisco Cruise Terminal Mixed Use Project and Brannan Street Wharf Project FSEIR]

Motion affirming the certification by the Planning Commission of the Final Supplemental Environmental Impact Report for the San Francisco Cruise Terminal Mixed Use Project and Brannan Street Wharf Project located at Pier 30-32, Seawall Lot 330, and in the location of Piers 34 and 36, in the Port of San Francisco. (Clerk of the Board)

TABLED by the following vote:

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

020948 [Disapprove certification of San Francisco Cruise Terminal Mixed Use Project and Brannan Street Wharf Project FSEIR]

Motion disapproving the certification by the Planning Commission of the Final Supplemental Environmental Impact Report for the San Francisco Cruise Terminal Mixed Use Project and Brannan Street Wharf Project located at Pier 30-32, Seawall Lot 330, and in the location of Piers 34 and 36, in the Port of San Francisco. (Clerk of the Board)

Supervisor Daly presented an amendment of the whole bearing a new title.

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

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

Motion disapproving the certification by the Planning Commission of the Final Supplemental Environmental Impact Report for the San Francisco Cruise Terminal Mixed Use Project and Brannan Street Wharf Project located at Pier 30-32, Seawall Lot 330, and in the location of Piers 34 and 36, in the Port of San Francisco; requesting that seven additional issues be addressed in a revised FSEIR. (Clerk of the Board)

Motion No. M02-99

APPROVED AS AMENDED by the following vote:

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

020949 [Preparation of findings to disapprove certification of San Francisco Cruise Terminal Mixed Use Project and Brannan Street Wharf Project FSEIR]

Motion directing the Clerk of the Board to prepare findings disapproving the certification by the Planning Commission of the Final Supplemental Environmental Impact Report for the San Francisco Cruise Terminal Mixed Use Project and Brannan Street Wharf Project located at Pier 30-32, Seawall Lot 330, and in the location of Piers 34 and 36, in the Port of San Francisco. (Clerk of the Board)

Motion No. M02-94

APPROVED by the following vote:

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

SPECIAL ORDER 3:00 P.M.

021090 [Public Hearing - Appeal, Minor Sidewalk Encroachment, 1514-1518 McAllister Street]

Hearing appealing decision of the Department of Public Works by its Order No.173,518 dated May 15, 2002, revoking a Minor Sidewalk Encroachment Permit No. 01MSE-327 approved August 14, 2001, to legalize the construction of a warped driveway with planters extending 3'-8 into the public sidewalk right-of-way fronting the property at 1514-1518 McAllister Street, Block 1155, Lot 004A.

(Appeal filed May 30, 2002, by Sanger & Olson, on behalf of Nicola Miner and Robert Anderson, property owners; companion measure to Files 021091, 021092; District 5.)

Appellants: Charles Olson, Nickle and Minor.

Respondents: Patricia Boyde; Male speaker; Dennis Miser; Cheri Matson; Mr Flemming.

A rebuttal period was allowed.

The President then declared the hearing closed.

HEARD AT PUBLIC HEARING by the following vote:

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

Pursuant to Government Code Section 65009, notice is hereby given: If you challenge the above matter in court, you may be limited to raising only those issues you or someone else raised at the public hearing described above, or in written correspondence delivered to the Board of Supervisors, (1 Dr. Carlton B. Goodlett Place, Room 244; San Francisco, CA 94102-4689) at, or prior to, the public hearing.

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

021091 [Minor Sidewalk Encroachment Appeal]

Motion disapproving the decision of the Department of Public Works' denial of an Encroachment Permit for 1514-1518 McAllister Street and granting an Encroachment Permit. (Clerk of the Board)

TABLED by the following vote:

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

021092 [Minor Sidewalk Encroachment Appeal]

Motion affirming the Department of Public Works' denial of an Encroachment Permit for 1514-1518 McAllister Street and denying an Encroachment Permit. (Clerk of the Board)

Motion No. M02-95

APPROVED by the following vote:

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

COMMITTEE REPORTS

Recommendations of Finance Committee

020779 [Outreach Advertising]

Resolution designating the Asian Week to be outreach newspaper of the City and County of San Francisco for the Chinese community; El Reportero to be outreach newspaper of the City and County of San Francisco for the Hispanic community; the Bay Area Reporter to be outreach newspaper of the City and County of San Francisco for the Gay/Lesbian/Bisexual/Transgender community; and the San Francisco Bay View to be outreach newspaper of the City and County of San Francisco for the African American community, for outreach advertising for the fiscal year commencing July 1, 2002 and ending June 30, 2003. (Purchaser)

Resolution No. 447-02

ADOPTED by the following vote:

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

020778 [Official Advertising]

Resolution designating the San Francisco Independent to be the official newspaper of the City and County of San Francisco for the category of non-consecutive day official advertising, for the fiscal year commencing July 1, 2002 and ending June 30, 2003. (Purchaser)

Supervisor McGoldrick presented an amendment of the whole bearing a new title.

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

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

Noes: 1 - Daly

Absent: 1 - Sandoval

Resolution designating the San Francisco Independent to be the official newspaper of the City and County of San Francisco for the category of non-consecutive day official advertising, for the fiscal year commencing July 1, 2002 and ending December 31, 2002. (Purchaser)

Resolution No. 446-02

ADOPTED AS AMENDED by the following vote:

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

Noes: 1 - Daly

Absent: 1 - Sandoval

**021068 [Rescinding appropriation authority for Airport capital projects, and appropriate funding for capital projects]
Supervisors Peskin, Daly**

Ordinance rescinding \$1,087,448,058 of unencumbered appropriation authority for airport capital projects and appropriating \$326,341,870 in fund equity and \$220,316,885 from future bond funds for a total of \$546,658,755 for capital projects at the Airport Commission for fiscal year 2001-02.

(Fiscal impact.)

Supervisor Peskin presented an amendment of the whole bearing a new title.

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

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

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

Noes: 1 - Daly

Ordinance rescinding \$1,087,448,058 of unencumbered appropriation authority for airport capital projects and appropriating \$326,341,870 in fund equity and \$220,316,885 from future bond funds for a total of \$546,658,755 for capital projects at the Airport Commission for fiscal year 2001-02, placing \$5,000,000 for the Runway Reconfiguration Project on the Board of Supervisors reserve, and adopting findings.

(Fiscal impact.)

PASSED ON FIRST READING AS AMENDED by the following vote:

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

Recommendation of Budget Committee

**020992 [Redevelopment Agency Budget]
Mayor**

Resolution approving an amendment to the budget of the Redevelopment Agency of the City and County of San Francisco for fiscal year 2001-02 by increasing the Agency's tax increment receipts and expenditure authority each in an amount not to exceed \$16,500,000, authorizing a cooperation agreement with the City and County of San Francisco, and authorizing the Agency to increase its annual statement of indebtedness by an amount not to exceed \$16,500,000; all Redevelopment Project Areas. (Mayor)

Resolution No. 427-02

ADOPTED by the following vote:

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

Absent: 2 - Newsom, Sandoval

PUBLIC COMMENT

Abdalah Megahed, homelessness;
Nick Burgan; lame duck positions;
Peter Warfield and James Chaffie, public library;
Female Speaker, natural resources council;
Frederick Hobson, Rules Committee appointment process;
Maria Lupas, asthma, healthy home environment;
Reed Dickson, asthma relief for kids;
Tracy Colefair, Gush Psychi, and, Margaret Brodtkin, asthma;
Maria Galiguta, Childrens Fund;
Francisco Decasta, First Speaker of San Francisco;
Male speaker, homelessness;
Elain Stein, Childrens Fund;
Robert Bendal, Park Merced.

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.

**021048 [Legislative Analyst Request]
Supervisor Maxwell**

Motion asking the Legislative Analyst to Research on existing programs that employ school nurses at San Francisco Unified School District schools. The report should also examine the scope of services provided, the number of children/youth served and the cost and funding resources for such programs.

APPROVED by the following vote:

Ayes: 6 - Ammiano, Daly, Gonzalez, Hall, Maxwell, Yee
Absent: 5 - Leno, McGoldrick, Newsom, Peskin, Sandoval

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.

021102 [Mortgage Revenue Bonds]

Resolution declaring the intent of the City and County of San Francisco (the "City") to reimburse certain expenditures from proceeds of future indebtedness; authorizing the Director of the Mayor's Office of Housing (the "Director") to submit an application and related documents to the California Debt Limit Allocations Committee to permit the issuance of qualified mortgage bonds in an amount not to exceed \$17,000,000; authorizing the Mayor's Office of Housing to direct the Controller's Office to hold in trust an amount not to exceed \$85,000; authorizing the Director to certify that the City has on deposit the required amount; authorizing the Mayor's Office of Housing to pay an amount equal to the deposit to the State of California if the City fails to issue the qualified mortgage bonds; and authorizing and directing the execution of any documents necessary to implement this Resolution and of any documents necessary to implement this Resolution; and ratifying and approving any action heretofore taken in connection with the Project (as defined herein) and the application. (Mayor)

Resolution No. 443-02

ADOPTED

**021103 [Schedule meeting of the whole on July 1, 2002 for Presidio Work Group]
Supervisors Yee, Newsom**

Resolution to schedule a meeting of the Committee of the Whole on July 1, 2002 to hear a report of the Presidio Work Group participant's findings, concerns or recommendations regarding the Presidio.

Resolution No. 450-02

ADOPTED

**021104 [Amending Resolution No. 020729]
Supervisor Leno**

Resolution amending Resolution No. 020729, which supported a unified San Francisco School District, by amending the first whereas clause to clarify the meaning of the resolution.

Resolution No. 451-02

ADOPTED

**021105 [Urging to uphold the Clean Air Act and Maintain Pollution Controls]
Supervisors Leno, Sandoval, Daly**

Resolution urging Christine Todd Whitman and the U.S. Environmental Protection Agency to uphold the Clean Air Act and maintain existing pollution controls.

Supervisors Sandoval, Daly requested to be added as co-sponsors.

Resolution No. 452-02

ADOPTED

- 021107 [Accepting from Hermanson's Employment Services a donation of \$25,000]
Supervisors Gonzalez, Daly, Newsom

Resolution accepting from Hermanson's Employment Services a donation of \$25,000 to the City and County of San Francisco, with the funds designated to be used for the purpose of conducting a thorough study of the impacts of expanding the wage requirements of the City's Minimum Compensation Ordinance, and possibly establishing a minimum municipal wage; directing the Clerk of the Board to initiate the process for entering into an agreement with the University of California for the conduct of the study.

Supervisors Newsom, Daly requested to be added as co-sponsors.

Resolution No. 453-02

ADOPTED

- 021108 [West Approach Overhead Signage Cooperative Agreement]
Supervisor Daly

Resolution authorizing the Executive Director of the Department of Parking and Traffic and the Director of Public Works to accept and expend up to \$365,000 in federal and state grant funds to implement the West Approach Overhead Signage Project in the City and County of San Francisco.

Resolution No. 454-02

ADOPTED

- 021110 [Establishing a Work Group to End the Exploitation of Children]
Supervisors Ammiano, Sandoval, Daly

Resolution approving the formation of a work group to assess the needs of sexually exploited and abused children.

Supervisors Sandoval, Daly requested to be added as co-sponsors.

Resolution No. 455-02

ADOPTED

- 021111 [Accept Grant from CA Integrated Waste Management Board Used Oil Opportunity]
Supervisors Peskin, Sandoval

Resolution authorizing the San Francisco Port Commission to accept and expend a grant in the amount of \$88,694.14 from the California Integrated Waste Management Board Used Oil Opportunity Grant Program for funds to continue and expand the used oil collection program at the San Francisco Marina, Pier 39 Marina and the Treasure Island Marina.

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

Resolution No. 416-02

ADOPTED

021112 [Supporting Mission Creek Bikeway and Greenbelt Concept Plan]
Supervisors Daly, Leno, Maxwell, Peskin, Sandoval

Resolution supporting the Mission Creek Bikeway and Greenbelt Concept Plan prepared by the Rails-to-Trails Conservancy, Madrina Group, San Francisco Bicycle Coalition and the Department of Parking and Traffic and urging stakeholding agencies to work cooperatively in bringing the Concept Plan to fruition.

Supervisors Peskin, Sandoval requested to be added as co-sponsors.

Resolution No. 456-02

ADOPTED

021113 [San Francisco Housing Authority]
Supervisors Maxwell, Daly

Resolution urging San Francisco Housing Authority to comply with Sec 504 of the Rehabilitation Act, the Fair Housing Act amendment of 1988, and the Title II of the Americans with Disabilities Act, 24 CFR 115[d] and the HUD Budget Authorization Act by adopting and implementing a policy to provide an effective tenant education program on asthma control and prevention and allows tenants with asthma to request smooth surface flooring as a reasonable accommodation or modification.

Supervisor Daly requested to be added as co-sponsor.

Resolution No. 457-02

ADOPTED

021114 [Commending Public Works and the Clean City Coalition]
Supervisors Yee, Newsom, Peskin, Hall

Resolution commending the Department of Public Works and the Clean City Coalition for their leadership in organizing the Second Clean City Summit.

Supervisors Newsom, Peskin, Hall requested to be added as co-sponsors.

Resolution No. 458-02

ADOPTED

021115 [Parking and Traffic merger into the Municipal Transportation Agency]
Supervisor Newsom

Resolution urging the Municipal Transportation Agency and the Department of Parking and Traffic to proceed with the planned integration of the Department of Parking and Traffic into the Municipal Transportation Agency effective on July 1st, 2002.

Resolution No. 464-02

ADOPTED

021116 [Commending Bayview LEARNS]
Supervisors Maxwell, Newsom, Sandoval

Resolution commending Bayview LEARNS for their efforts to provide youth in the Bayview a comprehensive, community-based summer school program.

Supervisors Newsom, Sandoval requested to be added as co-sponsors.

Resolution No. 459-02

ADOPTED

**021117 [Commending Bob Rybicki, Executive Director of Shanti]
Supervisors Leno, Newsom, Peskin, Sandoval, Daly**

Resolution commending Bob Rybicki, Executive Director of Shanti, and declaring June 28, 2002 Bob Rybicki Day in San Francisco.

Supervisors Newsom, Peskin, Sandoval, Daly requested to be added as co-sponsors.

Resolution No. 460-02

ADOPTED

**021118 [Commending Deputy City Attorney Kimon Manolius]
Supervisors Ammiano, Peskin, Daly**

Resolution commending Kimon Manolius for his more than 10 years of exemplary public service as Chief Counsel, Managing Deputy, Chief of Civil Litigation, Head of the Code Enforcement Team and Deputy City Attorney in the San Francisco City Attorney's Office, and wishing him well in his future endeavors.

Supervisors Peskin, Daly requested to be added as co-sponsors.

Resolution No. 461-02

ADOPTED

**021119 [Commending Deputy City Attorney Joanne Sakai]
Supervisors Ammiano, Peskin, Daly**

Resolution commending Deputy City Attorney Joanne Sakai for her two and one half years of exemplary public service, specializing in developing and financing affordable housing in San Francisco and playing a key role in protecting the interests of San Francisco and its ratepayers in the PG&E bankruptcy case, and wishing her well in her future endeavors as Deputy Executive Director of the Housing and Community Development Division of the San Francisco Redevelopment Agency.

Supervisors Peskin, Daly requested to be added as co-sponsors.

Resolution No. 418-02

ADOPTED

**021120 [Commending WaterKeepers Northern California]
Supervisors Newsom, Peskin**

Resolution commending WaterKeepers Northern California and its projects, San Francisco BayKeeper and DeltaKeeper, for making tremendous strides towards bringing agricultural discharges which harm our waterways under the regulatory umbrella and for continuing this effort with its Pesticide Use Reduction Enterprise.

Supervisor Peskin requested to be added as co-sponsor.

Resolution No. 462-02

ADOPTED

- 021093 [Needle Exchange Emergency]
Supervisors Ammiano, Newsom, Yee, Leno, Daly, Peskin, McGoldrick, Maxwell

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

Supervisor Daly requested to be added as co-sponsor.

Motion No. M02-96

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 6 - Ammiano, Daly, Gonzalez, Hall, Maxwell, Yee
Absent: 5 - Leno, McGoldrick, Newsom, Peskin, Sandoval

Severed from for Adoption Without Committee Reference

- 021106 [Community Land Trust Task Force]
Supervisor Gonzalez

Resolution removing David Jay-Bonn from seat 9 of the Community Land Trust Task Force, appointing Rick Lewis to the vacated seat, and waiving the residency requirement for Mr. Lewis.

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

Supervisor Gonzalez requested that this item be referred to committee.

REFERRED to the Rules and Audits Committee.

- 021109 [SURTASS LFA Sonar]
Supervisor Daly

Resolution opposing the United States of America's Department of the Navy's proposed deployment of surveillance towed array sensor system low frequency active (SURTASS LFA) sonar.

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

Supervisor Hall requested this item be continued to July 1, 2002.

Supervisor Hall moved that this Resolution be **CONTINUED**. The motion carried by the following vote:

Ayes: 6 - Ammiano, Daly, Gonzalez, Hall, Maxwell, Yee
Absent: 5 - Leno, McGoldrick, Newsom, Peskin, Sandoval

- 021123 [Negotiations Regarding GCIU Local 4N and Independent/SF Examiner IU Local 4N and the Examiner/Independent]
Supervisors Ammiano, Daly, Gonzalez

Resolution regarding negotiations between GCIU Local 4N and the SF Examiner/Independent.

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

Supervisor Ammiano requested this item be continued to July 15, 2002.

President Ammiano moved that this Resolution be **CONTINUED**. The motion carried by the following vote:

Ayes: 6 - Ammiano, Daly, Gonzalez, Hall, Maxwell, Yee
Absent: 5 - Leno, McGoldrick, Newsom, Peskin, Sandoval

IMPERATIVE AGENDA

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

[Purely Commendatory Finding]

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

Supervisor Daly, seconded by Supervisor Yee, moved ADOPTION of the commendatory finding. The motion carried by the following vote:

Ayes: 6 - Ammiano, Daly, Gonzalez, Hall, Maxwell, Yee
Absent: 5 - Leno, McGoldrick, Newsom, Peskin, Sandoval

[Brown Act Finding]

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

Supervisor Daly, seconded by Supervisor Yee, moved ADOPTION of the Brown Act finding. The motion carried by the following vote:

Ayes: 6 - Ammiano, Daly, Gonzalez, Hall, Maxwell, Yee
Absent: 5 - Leno, McGoldrick, Newsom, Peskin, Sandoval

Imperative Resolution

021140 [Commending San Francisco Fog]
Supervisor Leno

Resolution commending the San Francisco Fog for the establishment of the Mark Kendall Bingham Cup Invitational Rugby Tournament and Festival, the world's first international gay rugby tournament.

Supervisor Leno presented for immediate adoption.

Resolution No. 463-02

ADOPTED by the following vote:

Ayes: 6 - Ammiano, Daly, Gonzalez, Hall, Maxwell, Yee
Absent: 5 - Leno, McGoldrick, Newsom, Peskin, Sandoval

OFF-AGENDA LEGISLATION

Introduced by Supervisors or Mavor**Ordinances****021141 [Agreement for Stadium Advertising]
Supervisor Maxwell**

Ordinance approving and authorizing an agreement with the San Francisco Forty Niners, Ltd., for stadium advertising and naming rights and for the performance of certain capital repairs at the stadium located at Candlestick Point.

6/24/02, RECEIVED AND ASSIGNED to Finance Committee. Sponsor requests this item be scheduled for consideration at the July 17, 2002 Finance Committee meeting.

**021142 [Motorcycle Parking Zones]
Supervisor Gonzalez**

Ordinance amending San Francisco Traffic Code Sections 27 and 219 to allow the removal of non-motorcycles from designated motorcycle parking zones and to encourage the designation of new motorcycle parking zones.

6/24/02, ASSIGNED UNDER 30 DAY RULE to Transportation and Commerce Committee, expires on 7/24/2002.

Resolutions**021143 [Accept a gift of a comprehensive breast center and associated equipment]
Supervisor Newsom**

Resolution authorizing the Department of Public Health, San Francisco General Hospital to accept a gift of a comprehensive breast center and associated equipment, valued at \$3,598,000, donated by the Avon Products Foundation through the San Francisco General Hospital Foundation, and approving the naming of the center "The Avon Foundation Comprehensive Breast Center".

6/24/02, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**021144 [Presidio Trust Management Plan]
Supervisors Newsom, Yee**

Resolution urging the Presidio Trust to delay action on the Presidio Trust Management Plan to August 21, 2002.

6/24/02, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**021145 [Urging passage of AB 2242]
Supervisor Leno**

Resolution urging the California State Legislature to pass and Governor Gray Davis to sign AB 2242 which will preserve the purchasing power of the state minimum wage.

6/24/02, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**021146 [Urging Passage of AB 1080]
Supervisor Leno**

Resolution urging the California State Legislature to pass and Governor Gray Davis to sign AB 1080 which requires state contractors to provide equal benefits to gay and lesbian employees with domestic partners.

6/24/02, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**021147 [Commending Jack Martens]
Supervisors Leno, Newsom**

Resolution commending Jack Martens for his outstanding dedication to the education of generations of San Francisco school children and congratulate him as the recipient of this year's Agnes Albert Prize for Excellence in Music Education from the San Francisco Symphony.

6/24/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**021148 [Commending the Asian and Pacific Islander Business and Information Services]
Supervisors Daly, Peskin, Leno, Newsom**

Resolution commending the Asian and Pacific Islander Business and Information Services for providing important free services and advice to the Asian and Pacific Islander communities.

6/24/02, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**021149 [Commending the San Francisco Gay Men's Chorus]
Supervisors Daly, Leno, Newsom**

Resolution commending the upcoming 25th Anniversary of the San Francisco Gay Men's Chorus and its continuing contributions to the community and the music world.

6/24/02, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**021158 [Reappointment to Telecommunications Commission]
Mayor**

Resolution approving the Mayor's reappointment of Major General James M. Myatt to the Telecommunications Commission, for the term ending July 1, 2005. (Mayor)

6/24/02, RECEIVED AND ASSIGNED to Rules and Audits Committee.

**021101 [Accept-Expend State Grant]
Supervisor Sandoval**

Resolution authorizing the Sheriff's Department to accept and expend a grant in the amount of \$30,000 from the State of California Controller's Office for funding technology-related acquisitions to enhance public safety.
6/17/02, RECEIVED AND ASSIGNED to Public Works and Public Protection Committee.
6/24/02, CALLED FROM COMMITTEE. Supervisor Sandoval requested this matter be scheduled for the July 1, 2002 Board meeting.

Motions

**021150 [Appointments, Planning Commission]
Supervisor Ammiano**

Motion approving the Board of Supervisors President's nomination of Lisa Feldstein, Kevin Hughes, and Marylyn Sue Lee to the Planning Commission, terms to be determined by lot.

Lisa Feldstein, Seat 1, new position, must be nominated by the President of the Board of Supervisors, term to be determined by lot.
Kevin Hughes, Seat 2, new position, must be nominated by the President of the Board of Supervisors, term to be determined by lot.
Marylyn Sue Lee, Seat 3, new position, must be nominated by the President of the Board of Supervisors, term to be determined by lot.
6/24/02, RECEIVED AND ASSIGNED to Rules and Audits Committee.

**021151 [Appointments, Planning Commission]
Supervisor Ammiano**

Motion rejecting the Board of Supervisors President's appointment of Lisa Feldstein, Kevin Hughes, and Marylyn Sue Lee to the Planning Commission.
6/24/02, RECEIVED AND ASSIGNED to Rules and Audits Committee.

**021152 [Appointments, Board of Appeals]
Supervisor Ammiano**

Motion approving the Board of Supervisors President's nomination of Doug Shoemaker and Hisashi Sugaya to the Board of Appeals, terms to be determined by lot.

Doug Shoemaker, Seat 1, new position, must be nominated by the President of the Board of Supervisors, term to be determined by lot.
Hisashi Sugaya, Seat 2, new position, must be nominated by the President of the Board of Supervisors, term to be determined by lot.
(Appointment of Doug Shoemaker, seat 1, recommended. Supervisor Hall dissenting.)
(Appointment of Hisashi Sugaya, seat 2, recommended.)
6/24/02, RECEIVED AND ASSIGNED to Rules and Audits Committee.

021153 [Appointments, Board of Appeals]
Supervisor Ammiano

Motion rejecting the Board of Supervisors President's appointment of Doug Shoemaker and Hisashi Sugaya to the Board of Appeals.

6/24/02, RECEIVED AND ASSIGNED to Rules and Audits Committee.

021154 [Appointments, Board of Appeals]
Mayor

Motion approving the Mayor's nomination of Arnold Chin, John McInerney, and Sabrina Saunders to the Board of Appeals, terms to be determined by lot. (Mayor)

Arnold Chin, Seat 3, new position, must be nominated by the Mayor, term to be determined by lot.
John McInerney, Seat 4, new position, must be nominated by the Mayor, term to be determined by lot.
Sabrina Saunders, Seat 5, new position, must be nominated by the Mayor, term to be determined by lot.
6/24/02, RECEIVED AND ASSIGNED to Rules and Audits Committee.

021155 [Appointments, Board of Appeals]
Mayor

Motion rejecting the Mayor's appointments of Arnold Chin, John McInerney, and Sabrina Saunders to the Board of Appeals. (Mayor)

6/24/02, RECEIVED AND ASSIGNED to Finance Committee.

021156 [Appointments, Planning Commission]
Mayor

Motion approving the Mayor's nomination of Jon Ballesteros, Hector Chinchilla, Dr. William Fay, and Frances Lee to the Planning Commission, terms to be determined by lot. (Mayor)

Jon Ballesteros, Seat 4, new position, must be nominated by the Mayor, term to be determined by lot.
Hector Chinchilla, Seat 5, new position, must be nominated by the Mayor, term to be determined by lot.
Dr. William Fay, Seat 6, new position, must be nominated by the Mayor, term to be determined by lot.
Frances Lee, Seat 7, new position, must be nominated by the Mayor, term to be determined by lot.
6/24/02, RECEIVED AND ASSIGNED to Rules and Audits Committee.

021157 [Appointments, Planning Commission]
Mayor

Motion rejecting the Mayor's appointments of Jon Ballesteros, Hector Chinchilla, Dr. William Fay, and Frances Lee to the Planning Commission. (Mayor)

6/24/02, RECEIVED AND ASSIGNED to Rules and Audits Committee.

Introduced by the President at the Request of Departments

PROPOSED ORDINANCES

021045 [Settlement of Lawsuit]

Ordinance authorizing settlement of the lawsuit filed by Yun Fong Kwan, et al., against the City and County of San Francisco for \$90,000; the lawsuit was filed on March 22, 1999 in Superior Court, Case No. 302-154; entitled Kwan, et al. v. City and County of San Francisco, et al. (City Attorney)

(Public Benefit Recipient.)

6/18/02, RECEIVED AND ASSIGNED to Rules and Audits Committee.

021125 [Settlement of Lawsuit]

Ordinance authorizing settlement of the lawsuits filed by one hundred and one individual plaintiffs, in two separate lawsuits known as Rooker, et al. and Weaver, et al. against the City and County of San Francisco, for \$862,581.63 in back overtime wages, \$137,951.82 in interest payments and \$378,043.46 in attorneys' fees and costs; the Rooker lawsuit was filed on March 9, 1999 in United States District Court, Case No. C99-1095 VRW, entitled Rooker, et al. v. City and County of San Francisco; the Weaver lawsuit was filed on June 27, 2000 in the United States District Court, Case No. C00-2271 VRW, entitled Weaver, et al. v. City and County of San Francisco. (City Attorney)

(Public Benefit Recipient.)

6/19/02, RECEIVED AND ASSIGNED to Rules and Audits Committee.

021127 [Setting Fees for City Day Camps]

Ordinance amending the San Francisco Park Code by adding Section 12.15, setting fees for participating in day camps run by the Recreation and Park Department. (Mayor)

6/19/02, RECEIVED AND ASSIGNED to Budget Committee.

PROPOSED RESOLUTIONS

021039 [Settlement of Claim]

Resolution approving the settlement of the unlitigated claim filed by Alyce M. Satten against San Francisco for \$40,000; claim was filed on June 4, 2001. (City Attorney)

(Public Benefit Recipient.)

6/18/02, RECEIVED AND ASSIGNED to Rules and Audits Committee.

021072 [Accept-Expend California Integrated Waste Management Board Local Government Household Hazardous Waste Grant, Fiscal Year 2002/2003]

Resolution authorizing the Department of the Environment to accept and expend a grant in the amount of \$69,507.24 from the California Integrated Waste Management Board for educating San Francisco residents and Conditionally Exempt Small Quantity Generators (CESQGs) about the proper disposal of universal waste lamps and to expand opportunities for residential disposal of universal waste lamps. (Environment)

6/14/02, RECEIVED AND ASSIGNED to Health and Human Services Committee.

021124 [Settlement of Claim]

Resolution approving the settlement of the unlitigated claim filed by Arnulfo O. Felin against San Francisco for \$27,619.65; claim was filed on April 16, 2001; additional material terms of said settlement are none. (City Attorney)

(Public Benefit Recipient.)

6/19/02, RECEIVED AND ASSIGNED to Rules and Audits Committee.

021126 [Third Amendment to Lease of SFPUC Property for Operation of a Gravel Quarry]

Resolution authorizing a Third Amendment to Lease of Public Utilities Commission Land between the City and County of San Francisco and Santa Clara Sand and Gravel, in Alameda County. (Public Utilities Commission)

6/18/02, RECEIVED AND ASSIGNED to Finance Committee.

021130 [Approval of Lease with the U.S. Customs Service in West Field Cargo Building 1]

Resolution approving and authorizing the execution of a Lease with the U.S. Customs Service for space in West Field Cargo Building 1. (Airport Commission)

6/19/02, RECEIVED AND ASSIGNED to Finance Committee.

Requests Granted*Requests Granted*

From: Supervisor Maxwell

To: Director, Department of Parking and Traffic

Requesting/Inquiring: To investigate and report on the feasibility of installing a stop sign at the corner of LaSalle Avenue and Cashmere Street.

Due: July 30, 2002

From: Supervisor Hall

To: Director, Planning Department

Requesting/Inquiring: To report on the scope of the Environmental Impact Report for the proposed Stonestown development in the areas of geology/topography, population, noise, and utilities/public services.

From: Supervisor Sandoval

To: Director, Norcal Waste Systems, Inc.

Requesting/Inquiring: To report on the feasibility of waiving the fees for one bulky item dropped-off per month for every San Francisco household.

From: Supervisor Newsom

To: Chief, Fire Department

Requesting/Inquiring: To report on past incidents of gas line ruptures and irregularities in gas flow due to seismic activity in San Francisco; including empirical data regarding previous ruptures due to seismic activity and dates and specifics of these incidents, and on the feasibility and necessity of the instillation of seismic gas valves in new and existing residential buildings. Supervisor Newsom would appreciate an expeditious response to this inquiry.

From: Supervisor Gonzalez

To: Public Defender

Requesting/Inquiring: To report on all cases in the department, specifically: for each case, give the name of the attorney assigned to the case, the case name, the court number, what the charge is, and the current status of the case.

In Memoriams

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Barbara Wheatland (Supervisor Ammiano)

Agnes Albert (Supervisor Leno)

Chester Chin (Supervisor Hall)

John M. Maughan (Supervisor Hall)

ADJOURNMENT

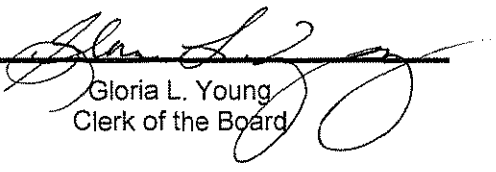
There being no further business, the Board at the hour of 7:33 p.m. adjourned.

Gloria L. Young, Clerk

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

Approved by the Board of Supervisors on August 19, 2002

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


Gloria L. Young
Clerk of the Board

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