

BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

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

MEETING MINUTES

Tuesday, June 14, 2005 2:00 PM

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

Regular Meeting

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

BOARD COMMITTEES

Committee Membership

Budget and Finance Committee

Supervisors Ammiano, Mirkarimi, Elsbernd, Ma, McGoldrick

Budget and Finance Subcommittee

Supervisors Ammiano, Mirkarimi, Elsbernd

City and School District Select Committee

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

City Operations and Neighborhood Services Committee

Supervisors McGoldrick, Dufty, Ma

Government Audit and Oversight Committee

Supervisors Peskin, Elsbernd, Daly

Land Use Committee

Supervisors Maxwell, Sandoval, McGoldrick

Rules Committee

Supervisors Alioto-Pier, Mirkarimi, Peskin

Meeting Days

Thursday
1:00 PM

Thursday
11:00 AM

2nd Monday (Bi-Monthly)
4:00 PM

1st and 3rd Monday
1:00 PM

2nd and 4th Monday
1:00 PM

Wednesday
1:00 PM

Wednesday
10:00 AM

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

Volume 100 Number 22

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

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:02 p.m.

Quorum present.

AGENDA CHANGES

COMMUNICATIONS

CONSENT AGENDA

Recommendations of the City Operations and Neighborhood Services Committee

050825 [Homeless Death Form]
Supervisors Dufty, Daly, Mirkarimi

Ordinance amending the San Francisco Health Code by adding Sections 220 through 226, requiring those registering deaths with the Health Department to file a Homeless Death Form.

Ordinance No. 120-05

FINALLY PASSED

050721 [Liquor License, 238 Sansome Street]

Resolution determining that the transfer of a Type 21 off-sale general alcoholic beverage control license to Zain Azzghayer for business located at 238 Sansome Street, Suite 110 from 333 O'Farrell Street will serve the public convenience and necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code, with conditions.

Resolution No. 445-05

ADOPTED

050765 [Liquor License, 57 New Montgomery Street]

Resolution determining that the transfer of a Type 20 off-sale beer and wine license to Mokles Hanna and Suhail Hanna for F-M Smokes & Wine located at 57 New Montgomery Street from 1560 Mason Street will serve the public convenience and necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code, with conditions.

Resolution No. 447-05

ADOPTED

050905 [Acceptance of Gift - Police Department's K-9 Unit]

Resolution authorizing the Chief of Police to accept, on behalf of the San Francisco Police Department, the gift of fifty thousand (\$50,000.00) to use for the betterment of dogs in the Department's K-9 Units. (Police Department)

Resolution No. 449-05

ADOPTED

Recommendations of the Land Use Committee**050724 [Zoning Map Amendment in connection with the Alabama and 18th Streets Affordable Housing Special Use District]**

Ordinance amending the Sectional Zoning Map No. 7SU of the San Francisco Planning Code to incorporate the Alabama and 18th Streets Affordable Housing Special Use District as being applicable to the block bounded by 18th, 19th, Alabama, and Florida Streets (Assessor's Block 4021, Lot 001); adopting findings. (Planning Department)

Ordinance No. 117-05

FINALLY PASSED

050725 [Alabama and 18th Streets Affordable Housing Special Use District]

Ordinance amending the San Francisco Planning Code by adding Section 249.27 to create the Alabama and 18th Streets Affordable Housing Special Use District applicable to the block bounded by 18th, 19th, Alabama, and Florida Streets (Assessor's Block 4021, Lot 001); adopting findings. (Planning Department)

Ordinance No. 118-05

FINALLY PASSED

Recommendations of the Rules Committee**050855 [Settlement of Lawsuit - Klara Khaimskaya]**

Ordinance authorizing settlement of the lawsuit filed by Klara Khaimskaya against the City and County of San Francisco on October 16, 2003 in San Francisco Superior Court, Case No. 425-488, entitled Klara Khaimskaya, et al., v. City and County of San Francisco, et al. and authorizing a payment of \$1,020,000. (City Attorney)

Ordinance No. 116-05

FINALLY PASSED

050856 [Settlement of Lawsuit - Nydia Rosales]

Ordinance authorizing settlement of the lawsuit filed by Nydia Rosales against the City and County of San Francisco for \$40,000; the lawsuit was filed on March 24, 2003 in San Francisco Superior Court, Case No. 418-728; entitled Nydia Rosales, et al., v. City and County of San Francisco, et al. (City Attorney)

Ordinance No. 121-05

FINALLY PASSED

050857 [Settlement of Lawsuit - Nancy Enciso]

Ordinance authorizing settlement of the lawsuit filed by Nancy Enciso against the City and County of San Francisco for \$200,000.00; the lawsuit was filed on August 18, 2004, in the Superior Court of the State of California, County of San Francisco, Case No. 433-927; entitled Nancy Enciso v. The City and County of San Francisco, Hugo Aguilera, et al. (City Attorney)

Ordinance No. 122-05

FINALLY PASSED

050726 [Settlement of Claims - Pacific Gas & Electric Company]

Ordinance approving the settlement of telephone users tax refund claim asserted by Pacific Gas & Electric Company against the City and County of San Francisco in a claim for refund, then in Pacific Gas & Electric Company v. City and County of San Francisco, United States Bankruptcy Court, Northern District of California, Case No. 01-30923-DM and Adv. No 04-3071 DM. (City Attorney)

Ordinance No. 119-05

FINALLY PASSED

050975 [Settlement of claim filed by PG&E before the Federal Energy Regulatory Commission]

Ordinance authorizing settlement of the Scheduling Coordinator Services Tariff case filed by Pacific Gas & Electric Company before the Federal Energy Regulatory Commission in Docket Nos. ER00-565-000 et al., ER04-1233-000 et al., and ER05-480-000. (City Attorney)

PASSED, ON FIRST READING

The foregoing items were acted upon by the following vote:

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

REGULAR AGENDA**UNFINISHED BUSINESS****Recommendation of the City Operations and Neighborhood Services Committee**

**050595 [Environmentally Preferable Purchasing for Commodities]
Supervisors Maxwell, Daly, Mirkarimi, Ma, Ammiano**

Ordinance repealing Chapter 2 of the Environment Code which established an environmentally preferable purchasing pilot program and sections 507, 508 and 512 of Chapter 5 and Chapter 9 of the Environment Code which pertain to purchasing certain environmentally preferable commodities and enacting a new Chapter 2 of the Environment Code to establish a comprehensive City-wide Environmentally Preferable Purchasing Program for purchases of commodities; and making conforming changes in Environment Code sections 501, 506 and 511 and Administrative Code sections 21.16 and 21.30.

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

Ordinance No. 115-05

FINALLY PASSED by the following vote:

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

Recommendations of the Land Use Committee

**050181 [General Plan amendments in connection with the Transbay Redevelopment Plan]
Mayor, Supervisor Daly**

Ordinance amending the San Francisco General Plan in connection with the Transbay Redevelopment Plan and adopting environmental findings and findings that the amendments are consistent with the General Plan and eight priority policies of Planning Code Section 101.1.

(Companion measure to Files 050181, 050182, 050183, and 050184.)

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

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

PASSED ON FIRST READING AS AMENDED by the following vote:

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

**050182 [Zoning – Planning Code amendments in connection with the Transbay Redevelopment Plan]
Mayor, Supervisor Daly**

Ordinance amending the Planning Code to add Sections 249.27, 263.18, 825, and 825.1 to establish special zoning controls in connection with the Transbay Redevelopment Plan; amending Planning Code Section 270 to reflect the new zoning changes to bulk controls set forth in Section 263.18; adopting environmental findings and findings that the amendments are consistent with the General Plan and eight priority policies of Planning Code Section 101.1.

RE-REFERRED to the Land Use Committee by the following vote:

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

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

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

RE-REFERRED to the Land Use Committee by the following vote:

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

NEW BUSINESS

From the Budget and Finance Committee Without Recommendation

**051071 [Annual Appropriation Ordinance for Municipal Transportation Agency, as of May 1, 2005, Fiscal Year 2005-2006]
Mayor**

Ordinance appropriating all estimated receipts and all estimated expenditures for the Municipal Transportation Agency of the City and County of San Francisco as of May 1, 2005 for the fiscal year ending June 30, 2006.

(Fiscal impact)
(Supervisors Daly, Ma dissenting in Committee.)

PASSED ON FIRST READING by the following vote:

Ayes: 8 - Alioto-Pier, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Peskin, Sandoval
Noes: 3 - Ammiano, Daly, Mirkarimi

**051072 [Annual Salary Ordinance for the Municipal Transportation Agency, as of May 1, 2005, Fiscal Year 2005-2006]
Mayor**

Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the Municipal Transportation Agency of the City and County of San Francisco as of May 1, 2005, for the Fiscal Year ending June 30, 2006, 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.

(Fiscal impact)
(Supervisors Daly, Ma dissenting in Committee.)

PASSED ON FIRST READING by the following vote:

Ayes: 8 - Alioto-Pier, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Peskin, Sandoval
Noes: 3 - Ammiano, Daly, Mirkarimi

Recommendations of the City Operations and Neighborhood Services Committee**050744 [Supporting SB 437 and AB 772 - California Healthy Kids Insurance Program]
Mayor, Supervisors Ma, Dufty, McGoldrick, Ammiano**

Resolution supporting Senate Bill 437 and Assembly Bill 772, which would create the California Healthy Kids Insurance Program and extend all health insurance to low income children in California.

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

Resolution No. 446-05

ADOPTED by the following vote:

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

050427 [Liquor License, 301 Randolph Street]

Resolution disapproving the request for the transfer of a Type 21 off-sale general alcoholic beverage control license for Jacqueline Badenhausen and Abdo Alkasmy for Brotherhood Market & Deli from 308 Randolph Street to 301 Randolph Street, and determining that it will not serve the public convenience and necessity of the people of the City and County of San Francisco, in accordance with section 23958.4 of the California Business and Professions Code.

Resolution No. 444-05

ADOPTED by the following vote:

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

Recommendations of the Rules Committee**051010 [Appointment - Entertainment Commission, Jordan Shlain]**

Motion approving the Mayor's nomination for appointment of Jordan Shlain to the Entertainment Commission, term ending July 1, 2009. (Clerk of the Board)

(Section 4.117 of the City Charter provides that this nomination is subject to approval by the Board of Supervisors and shall be the subject of a public hearing and vote within 60 days from the date the nomination is transmitted to the Clerk of the Board. If the Board fails to act on the nomination within 60 days of the date the nomination is transmitted to the Clerk then the nominee shall be deemed approved.)

Transmittal date - May 31, 2005

Motion No. M05-90

APPROVED by the following vote:

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

**050356 [Charter Amendment - Moving the Election Date of the Public Defender and Assessor/Recorder]
Supervisors Mirkarimi, Alioto-Pier**

Charter amendment (First Draft) to amend Section 13.101 to move the election date of the Public Defender and Assessor-Recorder from the Statewide Primary Election in June to the following General Municipal Election in November.

Continued to June 21, 2005.

CONTINUED by the following vote:

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

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

Privilege of the Floor

Supervisor Sandoval, seconded by Supervisor Elsbernd, 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 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Supervisor Sandoval introduced, welcomed, and presented a Certificate of Honor to Dioscoro R. Recio.

Supervisor Daly introduced, welcomed, and presented a Certificate of Honor to the Trinity Plaza Tenants Association.

SPECIAL ORDER 4:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

050770 [Hearing - Redevelopment Plan for the Transbay Redevelopment Project Area]

Hearing to consider possible adoption of an Ordinance approving and adopting the Redevelopment Plan for the Transbay Redevelopment Project area; adopting findings pursuant to the California Environmental Quality Act; adopting findings that the Redevelopment Plan and related documents and agreements (including a Tax Increment Allocation and Sales Proceeds Pledge Agreement and an Option Agreement with the Redevelopment Agency of the City and County of San Francisco and the Transbay Joint Powers Authority) are consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; adopting other findings pursuant to the California Community Redevelopment Law, including findings pursuant to Sections 33445 and 33679; authorizing official acts (including the execution of agreements) in furtherance of this ordinance. (Clerk of the Board)

The President inquired as to whether members of the public wished to address the Board.

Public Speakers: none.

The President declared the public hearing closed.

HEARD AT PUBLIC HEARING.

Committee of the Whole Adjourn and Report Without Recommendation

From the Budget and Finance Subcommittee and Committee of the Whole

**050184 [Adopting the Redevelopment Plan for the Transbay Redevelopment Project]
Mayor, Supervisor Daly**

Ordinance approving and adopting the Redevelopment Plan for the Transbay Redevelopment Project area; adopting findings pursuant to the California Environmental Quality Act; adopting findings that the Redevelopment Plan and related documents and agreements (including a Tax Increment Allocation and Sales Proceeds Pledge Agreement and an Option Agreement with the Redevelopment Agency of the City and County of San Francisco and the Transbay Joint Powers Authority) are consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; adopting other findings pursuant to the California Community Redevelopment Law, including findings pursuant to Sections 33445 and 33679; authorizing official acts (including the execution of agreements) in furtherance of this ordinance.

(Fiscal impact.)

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

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

Ordinance approving and adopting the Redevelopment Plan for the Transbay Redevelopment Project area; adopting findings pursuant to the California Environmental Quality Act; adopting findings that the Redevelopment Plan is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; adopting other findings pursuant to the California Community Redevelopment Law; authorizing official acts in furtherance of this ordinance.

(Fiscal impact.)

Order to be heard by the Board of Supervisors sitting as a Committee of the Whole on June 21, 2005 as a Special Order at 4:00 p.m. The public hearing will only address the amendments introduced at the June 14, 2005 Board of Supervisors' Meeting.

PASSED ON FIRST READING AS AMENDED by the following vote:

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

SPECIAL ORDER 4:30 P.M.

Board of Supervisors Sitting as a Committee of the Whole

050933 [Hearing - Ground Lease of Redevelopment Agency Land for 275 10th Street Supportive Housing]
Hearing of persons interested in or objecting to proposed resolution approving the Redevelopment Agency of the City and County of San Francisco's lease of land at Assessor's Block 3518, Lots 14, 17 and 29, which is located on the southeast corner of Folsom and Dore Streets and fronts 10th Street, San Francisco, California (the "Site"), to EPISCOPAL COMMUNITY SERVICES OF SAN FRANCISCO, a California nonprofit public benefit corporation, for 65 years for the purpose of developing housing for very low income households; adopting findings pursuant to Section 33433 of the California Community Redevelopment Law. (Clerk of the Board)

The President inquired as to whether members of the public wished to address the Board. Olsen Lee representing the Redevelopment Agency summarized the issue.

Public Speakers:

Kelly Wilkenson

Male speaker

The President declared the public hearing closed.

HEARD AT PUBLIC HEARING.

Committee of the Whole Adjourn and Report Without Recommendation

050934 [Ground Lease of Redevelopment Agency Land for 275 10th Street Supportive Housing]
Supervisor Daly

Resolution approving the Redevelopment Agency of the City and County of San Francisco's lease of land at Assessor's Block 3518, Lots 14, 17 and 29, San Francisco, California (the "Site"), to EPISCOPAL COMMUNITY SERVICES OF SAN FRANCISCO, a California nonprofit public benefit corporation, for 65 years for the purpose of developing housing for very low income households; adopting findings pursuant to Section 33433 of the California Community Redevelopment Law.

Resolution No. 450-05

ADOPTED by the following vote:

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

COMMITTEE REPORTS

050915 [Appropriate funding from the General Fund Reserve to fund Homeless Drop-In Services for the Department of Human Services for fiscal year 2004-05]
Supervisor Daly

Ordinance appropriating \$51,000 from the General Fund Reserve to fund Homeless Drop-In Services for the Department of Human Services for fiscal year 2004-05.

PASSED ON FIRST READING by the following vote:

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

**050882 [Street Resurfacing, Pedestrian Safety and Access Improvement General Obligation Bonds]
Supervisors Ammiano, Peskin**

Resolution determining and declaring that the public interest and necessity demand the acquisition, construction or completion of street reconstruction, pavement renovation, disabled access curb ramp construction, sidewalk and street improvements, street structure rehabilitation and improvements, pedestrian safety street and signal improvements, street improvements for bicycle use and all other structures and improvements necessary or convenient for the foregoing purposes; finding that the estimated cost of \$208,000,000 for such improvements is and will be too great to be paid out of the ordinary annual income and revenue of said City and County and will require the incurring of a bonded indebtedness; finding the proposed project is in conformity with the priority policies of Planning Code Section 101.1(b) and with the General Plan consistency requirement of Administrative Code Section 2A.53.

(Fiscal impact.)

Resolution No. 448-05

ADOPTED by the following vote:

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

ROLL CALL FOR INTRODUCTIONS

PUBLIC COMMENT

Gilbert Griswall; expressed concerns for traffic safety issues

James Chaffe; expressed concerns of library issues

Female speaker; expressed concerns of public housing issues

Male speaker; expressed concerns of foods program and family therapy

Male speaker; expressed views of religious issues

Eugene Bosilan Jr.; expressed concerns of fiscal issue and market speculation

Female speaker; translating for various speakers of the Mission Resource Center

Male speaker; expressed concerns of the status of the Mission Resource Center

Male speaker; expressed concerns for public housing

Norm DePov; expressed concerns for the Center for Public Health and housing resource centers

Male speaker; expressed concerns for the Mission Resource Center

David Rumsy; expressed concerns for the Black Rock Desert Coal Power Plant in Nevada

Male speaker; expressed concerns for the Black Rock Desert Coal Power Plant in Nevada

Female speaker; expressed concerns for the Black Rock Desert Coal Power Plant in Nevada

Mr. Boya, expressed concerns for fund raising and budget issues

Deborah Hardy, expressed concerns for the Municipal Transportation Agency budget

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.

**051042 [Accept-Expend Regional Grant - Department of the Environment]
Supervisor Daly**

Resolution authorizing the Department of the Environment to accept and expend a grant in the amount of \$350,000 from the Bay Area Air Quality Management District to install a Diesel Emission Control (DEC) equipment on thirty-three (33) solid waste collection vehicles (SWCV).

Resolution No. 451-05

ADOPTED

**051043 [Solidarity with Iraqi Democratic Labor Movement]
Supervisor Peskin**

Resolution welcoming Iraqi labor leaders to San Francisco and declaring solidarity with the people of Iraq in their quest for peace, democracy, sovereignty and self-determination, and in particular with the democratic labor movement of Iraq.

Resolution No. 452-05

ADOPTED

**051046 [Commending Winnie Tang]
Supervisor Dufty**

Resolution commending Winnie Tang on the occasion of her retirement.

Resolution No. 453-05

ADOPTED

051047 [Condemning the offensive and discriminatory training video shown to San Francisco 49er players and staff and urging the San Francisco 49ers to work cooperatively and diligently with the Human Rights Commission]

Supervisors Dufty, Ammiano, Ma, Maxwell, Daly, Mirkarimi

Resolution condemning the offensive and discriminatory training video shown to San Francisco 49er players and staff and urging the San Francisco 49ers to work cooperatively and diligently with the Human Rights Commission to address issues of discrimination and to develop a plan of action for preventing future discrimination.

Resolution No. 454-05

ADOPTED

**051104 [Commending Armando Cervantes]
Supervisors Dufty, Maxwell, Elsbernd, Ma, Sandoval**

Resolution commending Armando Cervantes for his career as Adult Probation Chief.

Supervisors Elsbernd, Ma and Sandoval requested to be added as co-sponsors.

Resolution No. 455-05

ADOPTED

**051106 [Accept-Expend Federal Grant - Police Department]
Supervisors Dufty, Ma**

Resolution authorizing the Chief of Police for the City and County of San Francisco to accept and expend grant funds made available through the U.S. Department of Justice – Office of Justice Programs for a project entitled “DNA Backlog Reduction Program.”

Resolution No. 457-05

ADOPTED

**051107 [Accept-Expend Federal Grant - Police Department]
Supervisors Dufty, Ma**

Resolution authorizing the Chief of Police for the City and County of San Francisco to accept and expend grant funds made available through the U.S. Department of Justice – Office of Justice Programs for a project entitled “DNA Capacity Enhancement Program.”

Resolution No. 458-05

ADOPTED

**051108 [Accept-Expend State Grant - Police Department]
Supervisors Elsbernd, Ma**

Resolution authorizing the Chief of Police for the City and County of San Francisco to accept and expend grant funds made available through the California Office of Traffic Safety, a State agency, for a project entitled “California Seat Belt Compliance Campaign”.

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

Resolution No. 459-05

ADOPTED

**051109 [1939-1945 Ocean Avenue Medical Cannabis Dispensary]
Supervisors Elsbernd, Sandoval, Ma**

Resolution urging the City Attorney to diligently pursue code enforcement actions in order to address a medical cannabis dispensary at 1939-1945 Ocean Avenue which is in violation of the Planning Code.

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

Resolution No. 460-05

ADOPTED

**051110 [Commending the California Japanese American Community Leadership Counsel]
Supervisor Mirkarimi**

Resolution commending the California Japanese American Community Leadership Counsel for their work on developing the California Japantown Landmark.

Resolution No. 461-05

ADOPTED

**051112 [Endorsing Assembly Bill 1391- Reporting Loopholes Used by Campaign Committees]
Supervisors Mirkarimi, Sandoval, McGoldrick**

Resolution endorsing Assemblymember Leno's AB 1391 which would close reporting loopholes used by campaign committees that classify themselves as state or county committees to avoid more stringent city campaign finance disclosure requirements in local campaigns.

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

Resolution No. 462-05

ADOPTED

**051114 [Commending the Rebuilding San Francisco Project on their efforts to produce a documentary detailing the story of rebuilding San Francisco after the Great Earthquake]
Supervisors Ma, Dufty**

Resolution commending the Rebuilding San Francisco Project on their efforts to produce a documentary detailing the story of rebuilding San Francisco after the Great Earthquake of 1906.

Resolution No. 463-05

ADOPTED

**051115 [Accept-Expend State Grant - Police Department]
Supervisors Ma, Dufty**

Resolution authorizing the Chief of Police for the City and County of San Francisco to retroactively accept and expend grant funds made available through the California Office of Traffic Safety (OTS), a State agency, for a project entitled "Sobriety Checkpoint Program for Local Law Enforcement Agencies."

Resolution No. 464-05

ADOPTED

**051116 [Urging the Port to facilitate PG&E's construction of the Potrero-Hunters Point 115KV Cable Project and PG&E to obtain tenancy in good standing with the Port]
Supervisors Maxwell, Alioto-Pier, Ammiano, Dufty, Ma, McGoldrick, Peskin**

Resolution urging the Port to facilitate PG&E's construction of the Potrero-Hunters Point 115KV Cable Project and PG&E to obtain tenancy in good standing with the Port.

Resolution No. 465-05

ADOPTED

**051118 [Opposing Coal-Fired Power Plant]
Supervisors Peskin, Mirkarimi, Ammiano, Alioto-Pier**

Resolution opposing the proposed Sempra coal fired power plant in northern Nevada's Black Rock Desert and urging the City of Los Angeles to oppose Sempra's application to the Los Angeles Department of Water and Power to tap the Pacific Direct Current Intertie to carry electricity generated by the proposed plant.

Supervisor Alioto-Pier requested to be added as a co-sponsor.

Resolution No. 466-05

ADOPTED

**051119 [Accept-Expend Federal Grant - Department of Public Works]
Supervisors Peskin, Elsbernd**

Resolution authorizing the Director of the Department of Public Works to accept and expend federal Surfacing Transportation Program funds totaling \$2,100,000 for the North Point Street Pavement Renovation Project and the Monterey Boulevard Pavement Renovation Project.

Resolution No. 467-05

ADOPTED

**051026 [Needle Exchange]
Supervisors Ammiano, Daly, Peskin, McGoldrick, Maxwell, Dufty**

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

Motion No. M05-91

APPROVED

051097 [Final Map for a 139 Unit Mixed Use Condominium Project - 333 First Street]

Motion approving Final Map of 333 First Street, A Mixed Use Condominium Project, being a subdivision of Lot 34 in Assessor's Block No. 3748, and adopting findings pursuant to Planning Code Section 101.1. (Public Works Department)

(DPW Order No. 175,402; District 6.)

Motion No. M05-88

APPROVED

The foregoing items were acted upon by the following vote:

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

Absent: 1 - Daly

051098 [Final Map for a 206 Unit Residential Condominium Project - 355 First Street]

Motion approving Final Map of 355 First Street, A Residential Condominium Project, being a subdivision of Lot 35 in Assessor's Block No. 3748, and adopting findings pursuant to Planning Code Section 101.1. (Public Works Department)

(DPW Order No. 175,403; District 6.)

Motion No. M05-89

APPROVED

Severed from Without Committee Reference

- 051105 [Commending the San Francisco Human Rights Commission for its findings of discrimination against SF Badlands and urging relevant agencies to impose penalties to the fullest extent of the law]
Supervisors Dufty, Ammiano, Maxwell, Alioto-Pier, Daly, Elsbernd, Ma, McGoldrick, Mirkarimi, Peskin, Sandoval

Resolution commending the San Francisco Human Rights Commission for its findings of discrimination against SF Badlands and urging relevant agencies to impose penalties to the fullest extent of the law.

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

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

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

Resolution No. 456-05

ADOPTED AS AMENDED by the following vote:

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

- 051111 [Urging the CPUC to impose the mitigation measures necessary to ensure that the proposed merger of SBC and AT&T is beneficial to the City and its residents and businesses]
Supervisors Mirkarimi, McGoldrick, Ammiano, Daly, Alioto-Pier

Resolution urging the California Public Utilities Commission (CPUC) to impose the mitigation measures necessary to prevent adverse consequences from the proposed merger of SBC and AT&T and to ensure that the merger is beneficial to the City of San Francisco and the State of California and their respective residents and businesses.

Supervisor Elsbernd requested that this matter be severed so that it might be referred to committee.

Supervisor Alioto-Pier requested to be added as a co-sponsor.

REFERRED to the City Operations and Neighborhood Services Committee.

- 051113 [Urging Support of the Permanent Berthing of the U.S.S. Iowa as a Museum at the Port of San Francisco]
Supervisors Ma, Elsbernd, Alioto-Pier

Resolution urging the San Francisco Congressional delegation to support the permanent berthing of the U.S.S. Iowa as a Museum at the Port of San Francisco.

Supervisor Ammiano requested that this matter be severed so that it might be referred to committee.

REFERRED to the Land Use Committee.

- 051117 [Urging the California Public Utilities Commission to order PG&E to pay a substantial fine and to take necessary corrective measures to prevent future indoor substation fires and outages]
Supervisors McGoldrick, Mirkarimi, Maxwell, Ammiano

Resolution urging the California Public Utilities Commission (CPUC) to require PG&E to take all measures necessary to ensure that PG&E substations are safe and reliable, urging the CPUC to impose a substantial fine on PG&E for allowing unsafe and unreliable conditions to develop and persist at the Mission Substation, and calling on PG&E to compensate all persons, businesses and governmental entities that suffered economic harm as a result of any PG&E electrical outages.

Supervisor Ma requested that this matter be severed so that it might be referred to committee.

REFERRED to the City Operations and Neighborhood Services Committee.

**051048 [Endorsing the bill of rights established by the San Francisco Children of Incarcerated Parents Partnership and urging relevant city agencies to work together towards its implementation]
Supervisors Dufty, Maxwell, Alioto-Pier, Sandoval**

Resolution endorsing the bill of rights established by the San Francisco Children of Incarcerated Parents Partnership and urging relevant city agencies to work together its implementation to reduce recidivism for parents and improve outcomes for children.

Supervisor Ammiano requested that this matter be severed so that it might be referred to committee.

Supervisors Alioto-Pier and Sandoval requested to be added as co-sponsors.

REFERRED to the City Operations and Neighborhood Services Committee.

IMPERATIVE AGENDA

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

[Serious Injury Finding]

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

Supervisor Mirkarimi, seconded by Supervisor Elsbernd, moved ADOPTION of the Serious Injury Findings. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, 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 Mirkarimi, seconded by Supervisor Elsbernd, moved ADOPTION of the Brown Act Findings. The motion carried by the following vote:

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

- 051132 [Urging support of the Hinchey-Rohrbacher amendment to the Science, State, Justice and Commerce (SSJC) Appropriations bill to prohibit federal medicinal cannabis enforcement]
Supervisor Mirkarimi**

Resolution urging U.S. Representative of the 8th Congressional District of California and Minority Leader of the United States Congress Nancy Pelosi to use all resources at her disposal to pass the Hinchey-Rohrbacher amendment to the Science, State, Justice and Commerce (SSJC) Appropriations bill.

Version.

Resolution No. 468-05

ADOPTED by the following vote:

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

OFF-AGENDA LEGISLATION

Introduced by Supervisors or Mayor

Ordinances

- 051130 [Government Funding, Fiscal Year 2005-2006]
Mayor**

Consolidated Budget and Annual Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures for the City and County of San Francisco for fiscal year ending June 30, 2006.

(Fiscal impact.)

6/14/05, RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 051131 [Public Employment, Fiscal Year 2005-2006]
Mayor**

Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the Fiscal Year ending June 30, 2006, 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.

(Fiscal impact.)

6/14/05, RECEIVED AND ASSIGNED to Budget and Finance Committee.

**051133 [Repealing Revolving Fund for Commission on the Status of Women]
Mayor**

Ordinance amending the Administrative Code by repealing section 10.169-11 to eliminate the Commission on the Status of Women's revolving fund.

6/14/05, RECEIVED AND ASSIGNED to Budget and Finance Committee. The Mayor requests this item be heard before the Budget & Finance Committee in the process of the Board's consideration of the Mayor's proposed budget for FY 2005-06.

**051135 [Requiring City departments to report to the Board of Supervisors each quarter on those appropriations items where the department is spending at a rate that would exhaust the appropriation before the end of the fiscal year]
Mayor**

Ordinance amending the San Francisco Administrative Code by adding Section 10.19-5, to require City departments to report to the Board of Supervisors each quarter on those appropriations items where the department is spending at a rate that would exhaust the appropriation before the end of the fiscal year.

6/14/05, RECEIVED AND ASSIGNED to Budget and Finance Committee. The Mayor requests this item be heard before the Budget & Finance Committee in the process of the Board's consideration of the Mayor's proposed budget for FY 2005-06.

**051136 [Establishing the San Francisco City Services Preservation Fund to receive donations from employees and private donors in order to offset the City's deficit and preserve City services]
Mayor**

Ordinance amending the San Francisco Administrative Code by adding Section 10.100-290, to establish the San Francisco City Services Preservation Fund to receive donations from employees and private donors in order to offset the City's deficit and preserve City services.

6/14/05, RECEIVED AND ASSIGNED to Budget and Finance Committee. The Mayor requests this item be heard before the Budget & Finance Committee in the process of the Board's consideration of the Mayor's proposed budget for FY 2005-06.

**051137 [Prohibiting the Department of Human Services from requiring fingerprint imaging of clients, unless required by grant programs, by state or federal law, by voter initiative, or by the County Adult Assistance Programs]
Mayor**

Ordinance amending the San Francisco Administrative Code by adding Section 20.30, to prohibit the Department of Human Services from requiring fingerprint imaging of clients, unless required by grant programs, by state or federal law, by voter initiative, or by the County Adult Assistance Programs.

6/14/05, RECEIVED AND ASSIGNED to Budget and Finance Committee. The Mayor requests this item be heard before the Budget & Finance Committee in the process of the Board's consideration of the Mayor's proposed budget for FY 2005-06.

**051138 [Authorizing department heads to accept and expend donations from recognized non-profit organizations for specified improvements to City-owned recreation, library, cultural or health facilities]
Mayor**

Ordinance amending the San Francisco Administrative Code by adding Section 10.88, to authorize department heads to accept and expend donations from recognized non-profit organizations to augment approved seismic upgrading, provide equipment, facility improvements or expansion and/or modification of City-owned recreation, library, cultural or health facilities.

6/14/05, RECEIVED AND ASSIGNED to Budget and Finance Committee. The Mayor requests this item be heard before the Budget & Finance Committee in the process of the Board's consideration of the Mayor's proposed budget for FY 2005-06.

**051139 [Authorizing the Sheriff and Police Departments to implement a booking fee and seek State reimbursement; providing for cost recovery]
Mayor**

Ordinance amending the San Francisco Administrative Code by adding Section 8.27-1, to authorize the Sheriff and Police Departments to implement a booking fee and seek State reimbursement and to direct the Controller to provide for full cost recovery between the departments.

6/14/05, RECEIVED AND ASSIGNED to Budget and Finance Committee. The Mayor requests this item be heard before the Budget & Finance Committee in the process of the Board's consideration of the Mayor's proposed budget for FY 2005-06.

**051141 [Public Works Construction - Use of Recycled Content Materials]
Mayor, Supervisor Ma**

Ordinance amending Chapter 6 of the Administrative Code by amending section 6.4 to require recycled content materials to be used in public works and improvements to the maximum extent feasible.

6/14/05, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

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

Ordinance amending the Building Code by adding Section 106.3.2.6; amending the Health Code by adding Sections 288 and 288.1; and amending the Environment Code by adding Chapter 13, entitled Construction and Demolition Debris Recovery Ordinance, to establish a comprehensive program to require the recovery rather than landfill disposal of construction and demolition debris generated in San Francisco by prohibiting disposal of such debris with garbage; imposing requirements and conditions in building permits; establishing a program to register construction and demolition debris transporters and processing facilities; and establishing enforcement mechanisms including penalties.

6/14/05, ASSIGNED UNDER 30 DAY RULE to Land Use Committee, expires on 7/14/2005.

**051150 [Parking Meter Rates]
Supervisor McGoldrick**

Ordinance amending the San Francisco Traffic Code by amending Section 203.1 to increase the rate for parking meters in Parking Meter Area Number One to three dollars and fifty cents (\$3.50) an hour.

6/14/05, RECEIVED AND ASSIGNED to Budget and Finance Committee.

**051151 [Application of the City's Conflict of Interest Laws To Members Of The Landmarks Preservation Advisory Body]
Supervisor Peskin**

Ordinance amending the San Francisco Campaign and Governmental Conduct Code by adding section 3.203 to apply the City's conflict of interest laws to members of the Landmarks Preservation Advisory Body.
6/14/05, RECEIVED AND ASSIGNED to Rules Committee.

Resolutions

**051134 [Plan to spend additional funds from Human Services Care Fund]
Mayor**

Resolution submitting plan from the Human Services Agency explaining how it intends to spend revenues received by the Human Services Care Fund in excess of \$11.9 million authorized by the Fund.
6/14/05, RECEIVED AND ASSIGNED to Budget and Finance Committee. The Mayor requests this item be heard before the Budget & Finance Committee in the process of the Board's consideration of the Mayor's proposed budget for FY 2005-06. This resolution must be passed before the Board approval of the annual appropriation ordinance. See Line 19 - 20, page 1.

**051140 [Proposition J Contract/Museum Security Guard Services for Asian Art Museum/Fiscal Emergency]
Mayor**

Resolution concurring with the Controller's certification that security guard services for the Asian Art Museum can be performed by private contractor for a lower cost than similar work performed by City and County employees.

(Supervisors Elsbernd and Ma Dissenting in Committee)

6/14/05, RECEIVED AND ASSIGNED to Budget and Finance Committee. The Mayor requests this item be heard before the Budget & Finance Committee in the process of the Board's consideration of the Mayor's proposed budget for FY 2005-06.

**051143 [Proposition J Contract/Camp Mather Operations for Recreation and Parks Department/Fiscal Emergency]
Mayor**

Resolution concurring with the Controller's certification that Camp Mather Operations for Recreation and Parks Department can be performed by private contractor for a lower cost than similar work performed by City and County employees.

6/14/05, RECEIVED AND ASSIGNED to Budget and Finance Committee. The Mayor requests this item be heard before the Budget & Finance Committee in the process of the Board's consideration of the Mayor's proposed budget for FY 2005-06.

**051144 [Proposition J Contract/Sign Posting for Events for Police Department/Fiscal Emergency]
Mayor**

Resolution concurring with the Controller's certification that sign posting for various events for the Police Department can be performed by private contractor for a lower cost than similar work performed by City and County employees.

6/14/05, RECEIVED AND ASSIGNED to Budget and Finance Committee. The Mayor requests this item be heard before the Budget & Finance Committee in the process of the Board's consideration of the Mayor's proposed budget for FY 2005-06.

**051145 [Proposition J Contract/Certification of Specified Contracted-Out Services Previously Approved]
Mayor**

Resolution concurring with the Controller's certification that services previously approved under Proposition J can be performed by private contractor for a lower cost than similar work performed by City and County employees, for the following services: central shops security and convention facilities management services (Admin Services); shuttle bus and information booth services (Airport); budget analyst (Board of Supervisors); paratransit services (Municipal Railway); citation information, coin counting and collection, janitorial and landscaping, security, and towing services (Parking & Traffic); security services (Public Works); Project S.A.F.E. (Police); janitorial and security services (Port); and jail food services (Sheriff).

6/14/05, RECEIVED AND ASSIGNED to Budget and Finance Committee. The Mayor requests this item be heard before the Budget & Finance Committee in the process of the Board's consideration of the Mayor's proposed budget for FY 2005-06.

**051146 [Proposition J Contract/City Hall Events Security/Fiscal Emergency]
Mayor**

Resolution concurring with the Controller's certification that City Hall events security can be performed by private contractor for a lower cost than similar work performed by City and County employees.

6/14/05, RECEIVED AND ASSIGNED to Budget and Finance Committee. The Mayor requests this item be heard before the Budget & Finance Committee in the process of the Board's consideration of the Mayor's proposed budget for FY 2005-06.

**051147 [Proposition J Contract/Body Removal Services For Medical Examiner's Office/Fiscal Emergency]
Mayor**

Resolution concurring with the Controller's certification that body removal services for the Medical Examiner's Office, Department of Administrative Services can be performed by private contractor for a lower cost than similar work performed by City and County employees.

6/14/05, RECEIVED AND ASSIGNED to Budget and Finance Committee. The Mayor requests this item be heard before the Budget & Finance Committee in the process of the Board's consideration of the Mayor's proposed budget for FY 2005-06.

**051148 [Public Education Enrichment Fund]
Supervisor Ammiano**

Resolution approving the San Francisco Unified School District and the First Five Commission's expenditure plans for the Public Education Enrichment Fund.

6/14/05, RECEIVED AND ASSIGNED to Budget and Finance Committee.

**051159 [Accept and Expend Gift - Robin and Marsha Williams]
Supervisor Alioto-Pier**

Resolution accepting a gift in the amount of \$80,000 from Robin and Marsha Williams and authorizing its expenditure to repair and improve a retaining wall and median strip on Seacliff Avenue.

6/14/05, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**051160 [Accept-Expend State Grant - Recreation and Park Department]
Supervisor Alioto-Pier**

Resolution authorizing the San Francisco Recreation and Park Department to accept and expend local assistance funds in the amount of \$25,000 available under the Waste Tire Playground Cover Grant Program FY 2004-2005, through the California Integrated Waste Management Board, for Alta Plaza Park.

6/14/05, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**051161 [Supporting the right of women to breastfeed in public]
Supervisors Alioto-Pier, Dufty, Elsbernd, Maxwell, Daly, Ma, Mirkarimi**

Resolution supporting the right of women to breastfeed in public.

6/14/05, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**051162 [Trinity Plaza Development Agreement]
Supervisor Daly**

Resolution stating as a matter of policy of the Board of Supervisors that any Development Agreement presented to the Board for approval concerning the proposed Trinity Plaza development project at 1177 Market Street should contain specified unit affordability, tenant protection provisions, and required project amenities comparable to those currently enjoyed at 1169 Market Street.

6/14/05, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**051163 [Urging Representatives Nancy Pelosi and Tom Lantos to add their names to the list of Representatives sponsoring H.Con.Res.35, to call on the President to withdraw U.S. troops from Iraq]
Supervisors Daly, Mirkarimi, Sandoval, Ammiano, Peskin, McGoldrick**

Resolution urging Representatives Nancy Pelosi and Tom Lantos to add their names to the list of Representatives sponsoring H.Con.Res.35, introduced by Representative Lynn Woolsey.

6/14/05, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**051164 [Ground Lease of Redevelopment Agency Land for Parkview Terraces Senior Housing]
Supervisor Daly**

Resolution approving the Redevelopment Agency of the City and County of San Francisco's lease of land at Assessor's Block 761, Lot 29, commonly known as 871-881 Turk Street, southeast corner of Turk and Gough Streets, San Francisco, California (the "Site") in the Western Addition A-2 Redevelopment Project Area, to PARKVIEW TERRACE PARTNERS, L.P., a California limited partnership, for 60 years for the purpose of developing housing for very low-income senior households.

6/14/05, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**051165 [Commending Yvette Stuart]
Supervisor Dufty**

Resolution commending Yvette Stuart on the occasion of her retirement.

6/14/05, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**051166 [Commending Dennis Smith]
Supervisors Dufty, Maxwell, Alioto-Pier**

Resolution commending Dennis Smith upon his graduation from Mission High School and recognizing his many outstanding accomplishments, and wishing him well in his recovery.

6/14/05, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**051167 [Commending Natalie Berg]
Supervisors Dufty, Peskin, Elsbernd, Ma**

Resolution commending Natalie Berg on her outstanding community leadership and the successful completion of her two-year term as President of the Jewish Community Relations Council.

6/14/05, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**051168 [Commending the students involved in the COLAGE Youth Leadership and Action Program]
Supervisors Dufty, Ammiano, Ma**

Resolution commending the students involved in the COLAGE Youth Leadership and Action Program for their efforts to promote awareness and acceptance about issues related to youth with LGBT parents.

6/14/05, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**051169 [Recognizing June 2005 as "National Safety Month" in San Francisco]
Supervisor Ma**

Resolution recognizing June 2005 as "National Safety Month" in San Francisco.

6/14/05, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**051170 [Commending the Stern Grove Festival Association]
Supervisors Ma, Elsbernd**

Resolution commending the Stern Grove Festival Association for its work planning and organizing the 68th Annual Stern Grove Festival in San Francisco and congratulating the Association on the rededication of new facilities at Sigmund Stern Grove and the Rhoda Goldman Concert Meadow.

6/14/05, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**051171 [Commending Mati Bates]
Supervisors Maxwell, Dufty**

Resolution commending Mati Bates for a successful career with the City and county of San Francisco, and wishing her a happy retirement.

6/14/05, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**051172 [Accept-Expend State Grant - Mayor's Office of Criminal Justice]
Supervisors Maxwell, Dufty**

Resolution authorizing the Mayor's Office of Criminal Justice to retroactively accept and expend a grant in the amount of \$116,941 from the State Board of Corrections for the purpose of implementing local juvenile justice accountability measures through the Juvenile Accountability Block Grant (JABG).

6/14/05, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**051173 [Accept-Expend State Grant - Mayor's Office of Criminal Justice]
Supervisor Maxwell**

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

6/14/05, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**051174 [Accept-Expend State Grant - Mayor's Office of Criminal Justice]
Supervisors Maxwell, Dufty**

Resolution authorizing the Mayor's Office of Criminal Justice (MOCJ) to accept and expend funds in the amount of \$2,187,092 from the State Board of Corrections (BOC), from funds made available under Senate Bill 736 – known as the Juvenile Justice Crime Prevention Act (JJCPA) – for programs and approaches that have been demonstrated to be effective in reducing delinquency.

6/14/05, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**051175 [Commending Intersection for the Arts 40th Anniversary]
Supervisors Mirkarimi, Daly**

Resolution commending the Intersection for the Arts on the occasion of their 40th anniversary of providing an alternative, independent art space and eclectic, diverse arts programming to San Francisco's communities.
6/14/05, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**051176 [Urging California Legislature to draft and pass a bill concerning exposure to depleted uranium by members of the armed forces]
Supervisor Mirkarimi**

Resolution urging California Legislature to draft and pass a bill concerning exposure to depleted uranium by members of the armed forces who return to California after service in the military.
6/14/05, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**051177 [Declaring June 20, 2005 Judy Finelli Day in San Francisco]
Supervisor Peskin**

Resolution declaring June 20, 2005 Judy Finelli Day in San Francisco.
6/14/05, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**051178 [Accept-Expend State Grant - Recreation and Park Department]
Supervisors Sandoval, Ma**

Resolution authorizing the San Francisco Recreation and Park Department to accept and expend local assistance funds in the amount of \$2,314,500 available under the Murray-Hayden Grant Program in the California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Act of 2002 for the Minnie and Lovie Ward Recreation Center Renovation Project.
6/14/05, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

050977 [Committee of the Whole - Bielson Hearing]

Hearing to consider the Department of Public Health's budget eliminating or reducing medical services. (Bielson Hearing) (See Public Notice posted outside the Clerk of the Board's Office, Room 244, City Hall)
6/14/05, SCHEDULED FOR PUBLIC HEARING. Pursuant to File 050886, Board to sit as a Committee of the Whole on June 21, 2005 at 3:00 p.m.
6/3/05 - Received electronic communication from Director of Health informing that DPH posted written public notice of the FY 2005-2006 Budget reductions pursuant to Ca. Health & Safety Code 1442.5 (a) subject to Bielson Hearing.
6/3/05 - Public Notice posted on Board of Supervisors kiosk.

**051152 [2004-2005 Civil Grand Jury Report - What is the Difference Between a Contract and a Grant?]
Supervisor Peskin**

Hearing on the recently published 2004-2005 Civil Grand Jury report regarding what is the difference between a contract and a grant.

6/14/05, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

**051153 [2004-2005 Civil Grand Jury Report - City Contracting and Affirmative Action]
Supervisor Peskin**

Hearing on the recently published 2004-2005 Civil Grand Jury report regarding City contracting and affirmative action.

5/14/05, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

**051154 [Youth Commission's Annual Report]
Supervisor McGoldrick**

Hearing to consider the Youth Commission's Annual Report.

6/14/05, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

**051155 [Update on the Proposition 63]
Supervisor Dufty**

Hearing to provide an update on the Proposition 63 planning process and expected allocation of resources for San Francisco.

6/14/05, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

**051156 [Programs and Policies for Dislocated Workers]
Supervisor Maxwell**

Hearing on the City's policies and programs for dislocated workers, particularly those in the blue-collar industries.

6/14/05, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

051158 [Hearing - Redevelopment Plan for the Transbay Redevelopment Project]

Hearing to allow public comment regarding amendments made on June 14 to File No. 050184, an ordinance adopting the Transbay Redevelopment Plan. (Clerk of the Board)

6/14/05, ASSIGNED to Board of Supervisors. Pursuant to File No. 050184, Board to sit as a Committee of the Whole June 21, 2005, at 4:00 p.m.

Motions

**051149 [Webpage maintenance by individual members of the Board of Supervisors]
Supervisor Daly**

Motion amending the Rules of Order of the Board of Supervisors by amending Rule 6.22 to expressly permit individual members of the Board of Supervisors to maintain and update Webpages hosted on the Website of the Board of Supervisors.

6/14/05, RECEIVED AND ASSIGNED to Rules Committee.

**051157 [Legislative Analyst Request - Dislocated Workers]
Supervisor Maxwell**

Motion requesting the Legislative Analyst to research and report on the types/models adopted by cities across the country to address the transition of dislocated workers of manufacturing industries such as garment, electronics, and food into new careers.

6/14/05, ASSIGNED to Board of Supervisors. Scheduled for consideration June 21, 2005.

Charter Amendment

**050918 [Charter Amendment - Requiring that one-time revenues be spent only for one-time uses, unless otherwise authorized by the Board of Supervisors]
Supervisor Elsbernd**

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

5/24/05, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 6/23/2005. 6/3/05 - Referred to Controller; Mayor; City Attorney; Ethics Commission; City Administrator; Administrative Services Director; Planning, Environmental Review Officer; Budget Analyst.

6/14/05, SUBSTITUTED. Supervisor Elsbernd submitted a substitute Charter Amendment (Second Draft) bearing same title.

6/14/05, ASSIGNED to Rules Committee.

PROPOSED ORDINANCES

051096 [Extension of as-needed architectural services agreements for various public work projects]

Ordinance approving extension of As-Needed Architectural Services agreements with (1) Joe Chow & Associates for completion of the San Francisco General Hospital SwissRay Digital Chest Installation Project (Specification No. 6299A), the San Francisco General Hospital Orthopedic Room Renovation 3M (Specification No. 6288A), the San Francisco General Hospital 1x65 Radiology Department Remodel (Specification No. 6377A), the San Francisco General Hospital TBI Bathroom Remodel 4B (Specification No. 6246A), (2) Carey & Co., for completion of the Tom Waddell Health Center Elevator Replacement (Specification No. 6126A), and (3) Levy Design for the completion of the Coffman Pool Reconstruction Project (Specification No. 6214A), under Administrative Code Chapter 6, section 6.64. (Public Works Department)

6/6/05, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

6/15/05, TRANSFERRED to Government Audit and Oversight Committee.

- 051099 [Authorizing Payment of Attorney's Fees and Costs After Appeal]**
Ordinance authorizing the payment of \$37,240.25 in attorney's fees and costs after the appeal in the lawsuit filed by John Baba, Philip Brady, Sergio Iantorno, John Zanghi, and Arnold W. Evje, II, against the Board of Supervisors of the City and County of San Francisco, the Residential Rent Stabilization and Arbitration Board of the City of the City and County of San Francisco, and the City and County of San Francisco. The lawsuit was filed on August 30, 2002, and the motion for attorney's fees and costs on appeal was filed on May 9, 2005, in San Francisco Superior Court (Case No. CPF-02-501589). (City Attorney)
6/6/05, RECEIVED AND ASSIGNED to Rules Committee.
- 051100 [Settlement of Lawsuit - Francine Davis]**
Ordinance authorizing settlement of the lawsuit filed by Francine Davis against the City and County of San Francisco for \$170,000; the lawsuit was filed on May 28, 2004 in San Francisco Superior Court, Case No. 431-854; entitled Francine Davis, et al., v. City and County of San Francisco, et al. (City Attorney)
6/6/05, RECEIVED AND ASSIGNED to Rules Committee.
- 051101 [Settlement of Lawsuit - San Francisco Unified School District]**
Ordinance authorizing settlement of the lawsuit filed by the San Francisco Unified School District against the City and County of San Francisco by provision of credits and rate reductions not to exceed \$225,000 on past sewer service and future sewer and water service, for FY 2004-06; the lawsuit was filed on November 12, 2004 in San Francisco Superior Court, Case No. 436-240; entitled San Francisco Unified School District, et al., v. City and County of San Francisco, et al. (City Attorney)
6/6/05, RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED RESOLUTIONS

- 050978 [Accept-Expend Regional Grant]**
Resolution authorizing the Airport Commission to accept and expend four (4) grants totaling \$276,070 from the Bay Area Air Quality Management District (Air District) for acquisition of clean air vehicles by Airport transportation operators. (Airport Commission)
6/3/05, RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 050979 [Contract funds to participate in the HIV Prevention Trials Unit Protocol 039 study]
Supervisor Dufty**
Resolution authorizing the San Francisco Department of Public Health (SFDPH) to enter retroactively into an agreement with PHFE Management Solutions (PHFE), the primary contractor, and expend funds in the amount of \$51,934 in order to participate in the HIV Prevention Trials Unit Protocol 039 study; for the period of July 1, 2004, to June 30, 2005. (Public Health Department)
6/2/05, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

**051056 [STOP Intersections]
Supervisor Elsbernd**

Resolution designating certain intersections as "STOP" intersections.

STOP SIGNS - ESTABLISH

Haight and Shrader Street, stopping Haight Street at Shrader Street, making this an All-Way STOP;
Gladstone Drive at Maynard Street, stopping Gladstone Drive at Maynard Street;
Christopher and Warren Drives, stopping Christopher Drive approaching Warren Drive, the stem of this T-intersection;
Bryant and Ritch Streets, stopping Ritch Street at Bryant Street, the stem of this T-intersection;
Bryant and Zoe Streets, stopping Zoe Street at Bryant Street, the stem of this T-intersection;
16th Avenue at Moraga Streets, stopping southbound 16th Avenue at Moraga Street, making this T-intersection an All-Way STOP;
San Aleso Avenue at Darien Way, making this 2-Way STOP-controlled intersection an All-Way STOP;
San Aleso Avenue at Upland Drive, stopping the southbound direction of San Aleso Avenue; and,
Manor Drive at Upland Drive, stopping Manor Drive at Upland Drive, making this uncontrolled intersection a 2-Way STOP. (Parking and Traffic Department)

(6/3/05: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPT Order No. 3012.)

6/6/05, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee. Supervisor Elsbernd requested to be added as a co-sponsor.

06/27/05 - Parking and Traffic notified to post notices and ad place in the 07/2/05 edition of the SF Chronicle.

051057 [Traffic Regulations]

Resolution enacting and rescinding traffic regulations on various streets.

BICYCLE LANES - ESTABLISH

Bayshore Boulevard, southbound, between Industrial Street and Silver Avenue.

BICYCLE LANES - ESTABLISH

John Muir Drive, both sides, between Lake Merced Boulevard and the east property line of the Lakewood Apartments.

NO LEFT TURN ON RED, 6 AM TO 6 PM, MONDAY THROUGH FRIDAY - ESTABLISH

Fremont Street, northbound, at Howard Street

ONE-WAY (NORTHBOUND) TRAFFIC DESIGNATION - RESCIND

Arago Street, between Havelock and Paulding Streets

NO LEFT TURN - ESTABLISH

Westbound Paulding Street to southbound Arago Street (makes existing regulations permanent)

NO RIGHT TURN - ESTABLISH

Eastbound Paulding Street to southbound Arago Street (makes existing regulations permanent)

RIGHT LANE MUST TURN RIGHT EXCEPT BUSES - ESTABLISH

Geary Boulevard, westbound, at Presidio Park Boulevard (Parking and Traffic Department)

(6/3/05: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPT Order No. 3012.)

6/6/05, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee. 06/27/05 - Parking and Traffic notified to post notices and ad place in the 07/2/05 edition of the SF Chronicle.

051058 [Parking Regulations]

Resolution enacting and rescinding parking regulations at various locations.

PERPENDICULAR (90-DEGREE ANGLE) PARKING - ESTABLISH

Rhode Island Street, east side, from 17th Street to 190 feet northerly.

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH

Bayshore Boulevard, west side, from Industrial Street to Silver Avenue (to allow installation of bicycle lanes).

UNMETERED MOTORCYCLE PARKING - ESTABLISH

49-51 and 55 Norfolk Street, between the driveways of 49-51 and 55 Norfolk Street (12-foot space accommodating 2 motorcycle spaces).

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

2700 and 2730 Mission Street, between 23rd and 24th Streets (adds specific addresses only, no signs will be posted on this block).

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

Moraga Street, both sides, between 12th Avenue and Funston Street (600 Block).

2-HOUR PARKING TIME LIMIT, 9 AM TO 6 PM, EXCEPT SUNDAY - ESTABLISH

Kansas Street, east side, between 16th and 17th Streets (300 Block). (Parking and Traffic Department)

(6/3/05: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPT Order No. 3012.)

6/6/05, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee. 06/27/05 - Parking and Traffic notified to post notices and ad place in the 07/2/05 edition of the SF Chronicle.

Requests Granted

From: Supervisor Mirkarimi

To: Director, Planning Department

To: Director, Department of Public Health

To: Director, Municipal Transportation Agency

Requesting/Inquiring: Requesting that the Planning Department, in consultation with the Department of Public Health and the Municipal Transportation Agency determine the full social, operational, and environmental costs of curb cuts for auto access/egress on city streets designated as transit preferential streets, and to recommend a fee structure that offsets these public costs.

In Memoriams

Theresa Gleeson - Supervisor Sean Elsbernd

Brian Jennings - Supervisor Bevan Dufty

Tasnika Cato - Supervisor Bevan Dufty

George Norian, Jr. - Supervisor Gerardo Sandoval

ADJOURNMENT

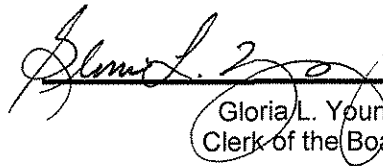
There being no further business, the Board adjourned at the hour of 4:38 p.m.

Gloria L. Young, Clerk of the Board

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

Approved by the Board of Supervisors on July 12, 2005.

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