

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, September 27, 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

City and School District Select Committee

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

City Operations and Neighborhood Services Committee

Supervisors McGoldrick, Dufty, Ma

Government Audit and Oversight Committee

Supervisors Peskin, Elsbernd, Daly

Land Use Committee

Supervisors Maxwell, Sandoval, McGoldrick

Rules Committee

Supervisors Alioto-Pier, Mirkarimi, Peskin

Meeting Days

Thursday
1:00 PM

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

1st and 3rd Monday
1:00 PM

2nd and 4th Monday
1:00 PM

Wednesday
1:00 PM

Wednesday
10:00 AM

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

Volume 100 Number 34

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 2:09 p.m. On the call of the roll Supervisors Alioto-Pier and Sandoval were noted absent.

*Supervisor Sandoval was noted present at 2:11 p.m.
Supervisor Alioto-Pier was noted present at 2:12 p.m.*

Quorum present.

APPROVAL OF MEETING MINUTES

Supervisor Elsbernd, seconded by Supervisor McGoldrick, moved to approve the September 6, 2005 Meeting Minutes. The motion carried by the following vote:

Ayes: 9 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin
Absent: 2 - Alioto-Pier, Sandoval

CONSENT AGENDA

Recommendations of the Budget and Finance Committee

051390 [Setting San Francisco's fiscal year 2005-2006 property tax rate and establishing pass-through rate for residential tenants]

Supervisor Peskin

Ordinance providing revenue and levying property taxes for City and County purposes and establishing pass-through rate for residential tenants pursuant to Chapter 37 of the Administrative Code for the fiscal year ending June 30, 2006.

(Fiscal impact.)

Ordinance No. 228-05

FINALLY PASSED

- 051391** [Setting San Francisco Community College District's fiscal year 2005-2006 property tax rate to be included in the City's overall property tax rate]
Supervisor Peskin

Ordinance providing revenue and levying property taxes for San Francisco Community College District purposes for the fiscal year ending June 30, 2006.

(Fiscal impact.)

Ordinance No. 227-05
FINALLY PASSED

- 051392** [Setting San Francisco Unified School District's fiscal year 2005-2006 property tax rate to be included in the City's overall property tax rate]
Supervisor Peskin

Ordinance providing revenue and levying property taxes for San Francisco Unified School District purposes for the fiscal year ending June 30, 2006.

(Fiscal impact.)

Ordinance No. 226-05
FINALLY PASSED

- 051393** [Setting San Francisco Bay Area Rapid Transit District's fiscal year 2005-2006 property tax rate to be included in the City's overall property tax rate]
Supervisor Peskin

Ordinance providing revenue and levying property taxes for San Francisco Bay Area Rapid Transit District purposes for the fiscal year ending June 30, 2006.

(Fiscal impact.)

Ordinance No. 225-05
FINALLY PASSED

- 050645** [Amendment of Contract between Ciber, Inc. and the City and County of San Francisco for Computer-related Services]
Supervisor Daly

Resolution authorizing the Committee on Information Technology and Purchaser to amend the contract between Ciber, Inc. and the City and County of San Francisco for computer-related services by increasing the amount of the contract from an amount not to exceed \$9,999,999 to an amount not to exceed \$25,000,000.

(Fiscal impact.)

Resolution No. 691-05
ADOPTED

Recommendations of the City Operations and Neighborhood Services Committee

051060 [Liquor License, 85 Campton Place]

Resolution determining that the transfer of a Type 48 on-sale general public premises license from 303 Filbert Street to 85 Campton Place to RHS Partners, LLC for 85 Campton Place 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. 717-05

ADOPTED

051336 [Street Improvements on 25th Avenue]

Supervisor McGoldrick

Resolution requesting that the Municipal Transportation Agency and Department of Public Works, work with the 25th Avenue Neighborhood Association to address, improve, and enhance conditions on 25th Avenue, and to expend funds as feasible and necessary to meet those ends.

Resolution No. 720-05

ADOPTED

051353 [Liquor License, 230 West Portal Ave.]

Supervisor Elsbernd

Resolution determining that the issuance of a Type 42 on-sale beer and wine public premises license to Eclectic Cup, LLC, for Que Syrah located at 230 West Portal Ave., 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.

Supervisor Elsbernd requested to be added as sponsor.

Resolution No. 716-05

ADOPTED

051355 [Liquor License, 50 Mason Street]

Resolution determining that the issuance of a Type 42 on-sale beer and wine public premises license to Bakhshish Kaur, for San Francisco Comedy Club located at 50 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. 715-05

ADOPTED

051373 [Parking Regulations]

Resolution enacting and rescinding parking regulations at various locations.

TOW-AWAY, NO PARKING, 10 PM TO 6 AM, EVERYDAY - ESTABLISH
Alemany Boulevard, both sides, between Sagamore and Crystal Streets.

PERPENDICULAR (90-DEGREE ANGLE) PARKING - ESTABLISH
Red Rock Way, from the driveway of #15 and #55 Red Rock Way driveway to 34 feet northerly and from the same driveway to 27 feet westerly.

NO PARKING ANYTIME - RESCIND
Wright Street, north side, from Holladay Avenue to Montcalm Street

RED (NO PARKING ANYTIME) ZONE - ESTABLISH
Montcalm Street, east side, from 126 feet north of York Street to 55 feet northerly

TOW-AWAY, NO PARKING ANYTIME - ESTABLISH
Washburn Street, east side, from 56 feet to 120 feet north of Howard Street

RESIDENTIAL PERMIT PARKING AREA "L" (2-HOUR TIME LIMIT, 8 AM - 6 PM, MONDAY THROUGH FRIDAY) - ESTABLISH
Rossi Avenue, west side, between Anza Street and Turk Boulevard (Unit block).

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH
Lincoln Way, north side, from 41st Avenue to 100 feet easterly.

RESIDENTIAL PERMIT PARKING "A" AND "C" - RESCIND
PARKING METER AREA NO. 3 (1-HOUR PARKING TIME LIMIT, 9 AM - 6 PM, MONDAY THROUGH SATURDAY) - ESTABLISH

Broadway, south side, from Powell Street to 80-feet westerly

PARKING METERS, AREA NO. 4 (1-HOUR PARKING TIME LIMIT, 9 AM - 6 PM MONDAY THROUGH SATURDAY) - RESCIND
PARKING METERS, AREA NO. 4 (1-HOUR PARKING TIME LIMIT, 7 AM - 7 PM EVERYDAY) - ESTABLISH
Bay Street, south side, between Taylor and Mason Streets.

PARKING METERS, AREA NO. 4, (1-HOUR PARKING TIME LIMIT, 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) - RESCIND
PARKING METERS, AREA NO. 3 (1-HOUR PARKING TIME LIMIT, 9 AM - 6 PM MONDAY THROUGH SATURDAY) - ESTABLISH
Mason Street, west side, from Bay Street to 65 feet southerly.

PARKING METERS, 2-HOUR, 9 AM TO 6 PM, MONDAY THROUGH FRIDAY - ESTABLISH
Bryant Street, west side, between 18th and Mariposa Streets.

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH
Larkin Street, west side, between the north and south Fulton Street crosswalks.

TOUR BUS PARKING ONLY (15- MINUTE PARKING TIME LIMIT), 8 AM - 6 PM, EVERYDAY - ESTABLISH
Fulton Street, north side, between 115 feet east of Larkin Street and 125 feet west of Hyde Street (adds time limit to existing zone). (Parking and Traffic Department)

(7/27/05: 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. 3030.)

Resolution No. 714-05

ADOPTED

051374 [STOP Intersections]

Resolution designating certain intersections as "STOP" intersections.

STOP SIGNS - ESTABLISH

20th Avenue and Pacheco Street, stopping Pacheco Street at 20th Avenue, making this intersection an All-Way STOP;

La Playa and Judah Streets, stopping northbound La Playa Street, south of the Judah intersection in front of 1400 La Playa Street; and,

La Playa and Judah Streets, stopping westbound Judah Street at La Playa Street on the south side of 1396 La Playa Street. (Parking and Traffic Department)

(7/27/05: 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. 3030.)

Resolution No. 713-05

ADOPTED

051375 [Traffic Regulations]

Resolution enacting and rescinding traffic regulations on various streets.

ONE-WAY STREET - ESTABLISH

Wright Street, from Montcalm Street to Holladay Avenue, eastbound

MULTIPLE LEFT TURN LANES - RESCIND

Main Street, northbound, at Market Street (Parking and Traffic Department)

(7/27/05: 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. 3030.)

Resolution No. 712-05

ADOPTED

051410 [Parking Regulations]

Supervisor McGoldrick

Resolution enacting and rescinding parking regulations at various locations.

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH

Stanyan Street, west side, from 118 feet to 275 feet south of Fulton Street

(8/4/05: 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.)

Resolution No. 711-05

ADOPTED

**051411 [Traffic Regulations]
Supervisor McGoldrick**

Resolution enacting and rescinding traffic regulations on various streets.

RIGHT LANE MUST TURN RIGHT - RESCIND
Stanyan Street, west side, from Fulton Street to 120 feet northerly

NO LEFT TURN, 4 PM TO 6 PM - RESCIND
NO LEFT TURN, 11 AM TO 6 PM, EVERYDAY, EXCEPT TAXIS - ESTABLISH
Fulton Street, eastbound and westbound, at Stanyan Street

NO LEFT TURN - ESTABLISH
Fulton Street, eastbound, at 10th Avenue

(8/4/05: 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.)

**Resolution No. 710-05
ADOPTED**

**051486 [STOP Intersections]
Supervisor Elsbernd**

Resolution designating certain intersections as "STOP" intersections.

STOP SIGNS - ESTABLISH
Buena Vista Avenue East at Duboce Avenue, making this intersection an All-Way STOP; and,
Teresita Boulevard and Stillings Avenue, stopping Teresita Boulevard, making this intersection an All-Way STOP. (Parking and Traffic Department)

(8/11/05: 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. 3044.)

**Resolution No. 707-05
ADOPTED**

051496 [Recurring FY2005-2006 State grant funds to the Department of Public Health from the California Department of Health Services]

Resolution authorizing the acceptance and expenditure of State grant funds by the San Francisco Department of Public Health for FY 2005-2006. (Public Health Department)

**Resolution No. 705-05
ADOPTED**

**051506 [Improve HIV/AIDS treatment and prevention services in San Francisco]
Supervisors Dufty, Ammiano**

Resolution authorizing the San Francisco Department of Public Health (SFPDH) to accept and expend retroactively a grant in the amount of \$1,488,000 from the Department of Health and Human Services, Centers for Medicare and Medicaid Services (DHHS, CMMS) to improve HIV/AIDS treatment and prevention services in San Francisco and to enter into an agreement for the use of these funds; for the period of July 1, 2005 to June 30, 2006.

Resolution No. 704-05

ADOPTED

**051507 [Contract funds to participate in the traineeship for AIDS prevention studies at the University of California at San Francisco Center on AIDS Prevention]
Supervisors Dufty, Ammiano**

Resolution authorizing the San Francisco Department of Public Health (SFPDH) to enter retroactively into an agreement with the University of California San Francisco, Center on AIDS Prevention Studies (UCSFCAPS) the primary contractor, and expend funds in the amount of \$6,624 in order to participate in the traineeship for AIDS prevention studies (TAPS) at UCSFCAPS for the two month period of July 1, 2005, through August 31, 2005.

Resolution No. 703-05

ADOPTED

**051517 [To provide trauma and burn care supplies to the San Francisco General Hospital Trauma Center cache]
Supervisor Ma**

Resolution authorizing the San Francisco Department of Public Health, San Francisco County EMS Agency (SFPDH, EMS) to accept retroactively and expend a grant in the amount of \$127,272 from the State Emergency Medical Services Authority (SEMSA) to provide trauma and burn care supplies to the San Francisco General Hospital Trauma Center cache and to enter into an agreement for the use of these funds; for the period of June 6, 2005 through October 31, 2005.

Resolution No. 702-05

ADOPTED

**051518 [To provide health education services to youth in San Francisco]
Supervisor Ma**

Resolution authorizing the San Francisco Department of Public Health (SFPDH) to accept retroactively and expend a new grant in the amount of \$127,000 from the State Office of Family Planning (SOFP) for health education services to youth in San Francisco and to enter into an agreement for the use of these funds; for the period of July 1, 2005, through June 30, 2006.

Resolution No. 701-05

ADOPTED

Recommendation of the Government Audit and Oversight Committee

**051454 [Authorizing a Change in Use of Grant Funds]
Supervisor Daly**

Ordinance authorizing a change in the use of San Francisco Convention and Facilities Department grant funds to permit the funds to be used for an affordable housing development without a proposed pavilion.

Ordinance No. 232-05
FINALLY PASSED

Recommendation of the Land Use Committee

**050829 [Requiring baby diaper-changing accommodations in new Public-Serving and Substantially Renovated Public-Serving Establishments]
Supervisor Sandoval**

Ordinance amending the Planning Code by adding Section 166 to require that new public-serving establishments and substantially renovated public-serving establishments install baby diaper-changing accommodations; and making environmental findings and findings of consistency with the priority policies of Planning Code Section 101.1 and the General Plan.

Ordinance No. 233-05
FINALLY PASSED

Recommendations of the Rules Committee

**051033 [Additional Eligibility Requirements to Participate in Public Financing Program for Candidates for the Board of Supervisors]
Supervisor Elsbernd**

Ordinance amending Article I, Chapter 1 of the San Francisco Campaign and Governmental Conduct Code, by amending section 1.140 to disqualify any candidate with outstanding fines or penalties for violations of state or local campaign finance laws from participation in the public finance program and to render ineligible for participation for five years candidates found by a court to have knowingly, willfully or intentionally violated state or local campaign finance laws.

Ordinance No. 236-05
FINALLY PASSED

The foregoing items were acted upon by the following vote:

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

Severed From the Consent AGenda

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

051467 [CalHome Application]
Supervisor Elsbernd

Resolution authorizing the submittal of an application to the California Department of Housing and Community Development for funding under the CalHome Program; the execution of a standard agreement if selected for such funding and any amendments thereto; and any related documents necessary to participate in the CalHome Program.

Amended on page 1, line 20 to replace "\$1,000,000" with "\$750,000."

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

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

Resolution No. 709-05

ADOPTED AS AMENDED by the following vote:

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

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

051151 [Application of the City's Conflict of Interest Laws to Members of Certain Advisory Bodies]
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 advisory bodies who are required to file statements of economic interests.

Supervisor Elsbernd, seconded by Supervisor Ammiano, moved that this Ordinance be RE-REFERRED to the Rules Committee. The motion carried by the following vote:

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

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Government Audit and Oversight Committee

- 051511 [To appropriate general fund reserve to the Board of Supervisors for the Budget Analyst to perform a management audit of the Office of Emergency Services]
Supervisors Peskin, Mirkarimi

Ordinance appropriating \$179,385 from the General Fund Reserve to the Board of Supervisors to pay the Budget Analyst to perform a management audit of the Office of Emergency Services for Fiscal Year 2005-2006.

Ordinance No. 231-05

FINALLY PASSED by the following vote:

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

Recommendation of the Land Use Committee

- 050456 [Planning Code - Section 311 Notification]
Supervisor McGoldrick

Ordinance amending the San Francisco Planning Code by amending Section 311 to clarify that the project notification requirements apply to building permits for demolition and change in the number of dwelling units as well as to building permits for new construction and alteration and to require that the notification package sent to neighboring property owners include specified information; adopting environmental findings and findings pursuant to Planning Code Section 302.

Ordinance No. 234-05

FINALLY PASSED by the following vote:

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

Recommendations of the Rules Committee

Recess

The Board recessed at the hour of 2:33 p.m.

Reconvening of the Board

The Board reconvened at the hour of 2:40 p.m.

Calling the Roll

The following Supervisors were noted present: Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval - 11

051005 [Cable Television Franchise Amendments]
Mayor

Ordinance amending Ordinance No. 105-64, as amended by Ordinance Nos. 528-88, 315-89, 42-91, 42-97, and 266-99, by amending sections 1, 9, 24.3, 25, 25.5, 27.2, 31, and 32 and Appendix C to extend the term of the franchise and to clarify and expand the obligations of the Comcast of California III, Inc.

*Supervisor Daly, seconded by Supervisor Sandoval, moved to amend by including labor language.
Motion to amend failed by the following vote:*

Ayes 5 - Ammiano, Daly, McGoldrick, Mirkarimi, Sandoval

Noes: 6 - Alioto-Pier, Dufty, Elsbernd, Ma, Maxwell, Peskin

Ordinance No. 237-05

FINALLY PASSED by the following vote:

Ayes: 6 - Alioto-Pier, Dufty, Elsbernd, Ma, Maxwell, Peskin

Noes: 5 - Ammiano, Daly, McGoldrick, Mirkarimi, Sandoval

051006 [Settlement of Claims - Comcast of California III, Inc.]
Mayor

Ordinance approving the settlement of certain non-litigated claims on behalf of the City and County of San Francisco against Comcast of California III, Inc.

Ordinance No. 235-05

FINALLY PASSED by the following vote:

Ayes: 6 - Alioto-Pier, Dufty, Elsbernd, Ma, Maxwell, Peskin

Noes: 5 - Ammiano, Daly, McGoldrick, Mirkarimi, Sandoval

NEW BUSINESS

Recommendations of the City Operations and Neighborhood Services Committee

051459 [Parking Restrictions]
Supervisor McGoldrick

Ordinance amending the San Francisco Traffic Code by amending Section 3.6.1 to redefine the Downtown Core area, by amending 38.B to prohibit no stopping except for the loading or unloading of passengers or freight in the Downtown Core, by amending 38.B.1 to prohibit no stopping except for the loading or unloading of passengers or freight outside of the Downtown Core, by amending 201.1 to revise the boundaries for Parking Meter Area Number One, and by amending 201.2 to revise the boundaries for Parking Meter Area Number Two.

Supervisor Daly, seconded by Supervisor Sandoval, moved to re-refer this matter to Committee.

Supervisor Sandoval withdrew his second to re-refer this matter.

Supervisor Daly, seconded by Supervisor McGoldrick, moved to re-refer this matter to Committee.

Supervisor Daly, seconded by Supervisor McGoldrick, moved that this Ordinance be RE-REFERRED to the City Operations and Neighborhood Services Committee. The motion carried by the following vote:

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

051485 [Parking Regulations]

Resolution enacting and rescinding parking regulations at various locations.

NO PARKING ANYTIME - RESCIND

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH

Harriet Street, east side, from Ahern Way to Harrison Street.

NO PARKING ANYTIME - ESTABLISH

Warren Drive, north side, from Blairwood Lane to 60 feet easterly.

TOW-AWAY, NO PARKING ANYTIME - ESTABLISH

Carolina Street, west side, from 23rd Street to 90 feet southerly.

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH

Cambridge Street, south side, from Stoneyford Avenue to 20 feet westerly (replacing the existing visibility red zone).

PERPENDICULAR (90-DEGREE ANGLE) PARKING - ESTABLISH

201 Telegraph Hill Boulevard (formally establishes perpendicular parking in front of this building);
275 to 285 Telegraph Hill Boulevard, along east side of Kearny Street right-of-way, from Telegraph Hill
Boulevard to 39 feet northerly (5 perpendicular parking spaces); and,
18th Street, north side, between Potrero Avenue and Utah Street.

RESIDENTIAL PERMIT PARKING AREA "S" (2-HOUR TIME LIMIT, 8 AM - 9 PM, MONDAY
THROUGH FRIDAY) - ESTABLISH

Gough Street, east side, between Colton and Otis Streets (Unit block).

YELLOW (COMMERCIAL LOADING) ZONES, 7 AM - 6 PM, EVERYDAY, TOW-AWAY, NO
STOPPING ALL OTHER TIMES - ESTABLISH

7th Street, east side, between Market and Stevenson Streets.

1-HOUR PARKING TIME LIMIT, 7 AM TO 6 PM, MONDAY THROUGH SATURDAY - RESCIND
GENERAL METERED PARKING AREA 1 (1-HOUR PARKING TIME LIMIT, 7 AM - 6 PM, MONDAY
THROUGH SATURDAY) - ESTABLISH

Stevenson Street, south side, between 5th and 6th Streets (400 block).

NO PARKING ANYTIME - ESTABLISH

Noriega Street, north side, from the western edge of the #616 Noriega Street driveway to the western edge of
the #624 property line.

MUNI BUS ZONE - EXTEND

Bayshore Boulevard at Marengo Street, east side, from 60 feet to 100 feet north of Marengo Street (extend
existing bus zone by 40 feet). (Parking and Traffic Department)

(Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations
where such changes do not establish a higher speed limit or result in more than a negligible increase in the use
of the street; DPT Order No. 3044.)

Resolution No. 708-05

ADOPTED by the following vote:

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

051487 [Traffic Regulations]

Resolution enacting and rescinding traffic regulations on various streets.

MID-BLOCK CROSSWALK - ESTABLISH

Alabama Street, between 24th and 25th Streets. (Parking and Traffic Department)

(8/11/05: 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. 3044.)

Resolution No. 706-05

ADOPTED by the following vote:

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

051458 [Public Works Code - landmark trees and penalties for violations]

Supervisor McGoldrick

Ordinance amending the Public Works Code by amending Section 802 to modify various definitions; amending Sections 802, 806, and 809 to redefine nuisance trees as hazard trees; amending Sections 802 and 803 authorizing the Urban Forestry Council to succeed to the powers and duties of the Tree Advisory Board; amending Sections 804, 807, 808, and 810 concerning landmark trees and procedures to designate, nominate, and remove landmark trees; amending Section 811 to create civil penalties and fines and to modify provisions on administrative penalties; and making environmental findings.

Continued to October 11, 2005

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

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

From the City Operations and Neighborhood Services Committee with Recommendation "Do Not Pass"

050689 [Public Works Code - significant trees, landmark trees, and penalties for violations]

Supervisor Daly

Ordinance amending the Public Works Code by amending Sections 802, 804, 807, and 808 and adding Section 810A to address removal, maintenance, and nomination of significant trees as defined herein; amending Sections 802, 806, and 809 to redefine nuisance trees as hazard trees; amending Sections 802 and 803 authorizing the Urban Forestry Council to succeed to the powers and duties of the Tree Advisory Board; amending Section 810 to allow the City to landmark any tree within its territorial limits; amending Section 811 to create civil penalties and fines and to modify provisions on administrative penalties; and making environmental findings.

Continued to October 11, 2005

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

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

Recommendations of the Land Use Committee**Supervisor Daly Excused From Voting**

Supervisor McGoldrick, seconded by Supervisor Alioto-Pier, moved to excuse Supervisor Daly at his request, because of possible conflict of interest, from voting. The motion carried by the following vote:

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

051521 [Designate 150 Otis Street, the Juvenile Court and Detention Home, as Landmark No. 248]

Ordinance designating 150 Otis Street, the Juvenile Court and Detention Home, as Landmark No. 248 pursuant to Article 10, Sections 1004 and 1004.4 of the Planning Code. (Planning Department)

Supervisor Ammiano, seconded by Supervisor Mirkarimi, moved that this Ordinance be RE-REFERRED to the Land Use Committee. The motion carried by the following vote:

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

051397 [Mission Bay South - Street Vacation of Portions of Fourth Street]

Resolution declaring the intention of the Board of Supervisors to vacate two (2) portions of Fourth Street within Mission Bay South from Third Street north to Channel Street; setting the hearing date for November 1, 2005 at 3:00 p.m. for all persons interested in the proposed vacation of the street area; adopting findings that the proposed vacation is consistent with the San Francisco General Plan and eight priority policies of San Francisco Planning Code Section 101.1 and the Mission Bay South Redevelopment Plan; and making environmental findings. (Public Works Department)

Resolution No. 690-05

ADOPTED by the following vote:

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

From the Land Use Committee Without Recommendation**051398 [Mission Bay South – Ordering Street Vacation of portions of Fourth Street]**

Ordinance ordering the vacation of two (2) portions of Fourth Street from Third Street north to Channel Street; authorizing a grant in fee title of the City and County of San Francisco's rights and interest in the vacated areas to FOCIL; authorizing reservations of certain utility easements in the vacated areas; adopting findings that such vacation of Fourth Street is consistent with the City General Plan and eight policies of City Planning Code Section 101.1 and the Mission Bay South Redevelopment Plan; adopting findings pursuant to the California Environmental Quality Act (CEQA); accepting Department of Public Works Order No. 175,536; and authorizing official acts in connection with this Ordinance. (Public Works Department)

(To be heard at public hearing on November 1, 2005, at 3:00 p.m.)

Amended to replace "4:00 p.m." with "3:00 p.m."

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

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

Continued to November 1, 2005 for a public hearing at 3:00 p.m.

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

Supervisor Maxwell, 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

Privilege of the Floor

Supervisor Maxwell introduced, welcomed and presented Certificates of Honor to Peter Linenthal and Abigail Johnson.

Supervisor Peskin introduced, welcomed and presented a Certificate of Honor to Michael Lane.

SPECIAL ORDER 4:00 P.M

Board of Supervisors Sitting as a Committee of the Whole

051557 [Hearing - Emergency ordinance reenacting a Disadvantaged Business Enterprise Program]

Hearing to consider the possible adoption of an Emergency ordinance reenacting a Disadvantaged Business Enterprise Program set forth in Chapter 14A of the San Francisco Administrative Code; suspending Chapter 12D.A; providing for data collection to ensure nondiscrimination in City contracting; and adopting a declaration of emergency. (Clerk of the Board)

The President inquired as to whether or not any member of the public wished to address the Board members.

The President declared the public hearing closed.

HEARD AT PUBLIC HEARING.

Committee of the Whole Adjourn and Report Without Recommendation

**051558 [Reenacting a Disadvantaged Business Enterprise Program]
Supervisor Ma**

Emergency ordinance reenacting a Disadvantaged Business Enterprise Program set forth in Chapter 14A of the San Francisco Administrative Code; suspending Chapter 12D.A; providing for data collection to ensure nondiscrimination in City contracting; and adopting a declaration of emergency.

Ordinance No. 224-05

FINALLY PASSED by the following vote:

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

SPECIAL ORDER 4:30 P.M.

051445 [Public Hearing - Appeal of Final Environmental Impact Report for 491 Bayshore Boulevard (HOME DEPOT)]

Hearing of persons interested in or objecting to the Planning Commission's July 28, 2005, certification of a Final Environmental Impact Report identified as Case No. 2001.0062E, through its Motion 17071. The proposed project would involve the demolition of the existing vacant buildings equaling approximately 107,372 square feet and the construction of approximately 140,000 square foot home improvement center (HOME DEPOT) with a separate, attached 235,597 square foot parking garage accommodating 585 parking spaces with an M-1 (Light Industrial) District, a 65-J Height and Bulk District, and the Industrial Protection Zone Special Use District, located at 491 Bayshore Boulevard, Assessor's Block 5598, Lots 8, 9, 11, 13, 15, 16, 18, 21 and 28. (Appellant: Sue C. Hestor, Attorney, on behalf of Cole Hardware).

(Date Filed: 8/11/05; companion measure to Files 051446, 051447, 051448; District 10.)

The President inquired as to whether or not any member of the public wished to address the Board members.

The President declared the public hearing closed.

Continued to October 25, 2005

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

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

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the Final Environmental Impact Report described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

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

051446 [Affirm certification of 491 Bayshore Boulevard (Home Depot) FEIR]

Motion affirming the certification by the Planning Commission of the Final Environmental Impact Report for the 491 Bayshore Boulevard (Home Depot) Project. (Clerk of the Board)

Continued to October 25, 2005

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

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

- 051447 [Disapprove certification of 491 Bayshore Boulevard (Home Depot) FEIR]**
Motion disapproving the certification by the Planning Commission of the Final Environmental Impact Report for the 491 Bayshore Boulevard (Home Depot) Project. (Clerk of the Board)

Continued to October 25, 2005

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

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

- 051448 [Preparation of findings to disapprove certification of 491 Bayshore Boulevard (Home Depot) FEIR]**
Motion directing the Clerk of the Board to prepare findings disapproving the certification by the Planning Commission of the Final Environmental Impact Report for the 491 Bayshore Boulevard (Home Depot) FEIR. (Clerk of the Board)

Continued to October 25, 2005

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

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

Supervisor McGoldrick noted absent at 3:39 p.m.

COMMITTEE REPORTS

- 051442 [Settlement of Lawsuit - Anna Maria Olmedo]**
Ordinance authorizing settlement of the lawsuit filed by Anna Maria Olmedo against the City and County of San Francisco for \$62,500; the lawsuit was filed on August 15, 1999 in San Francisco Superior Court, Case No. 314-031.

PASSED ON FIRST READING by the following vote:

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

- 051540 [Settlement of Lawsuit - Torfirio Carpenter]**
Ordinance authorizing settlement of the lawsuit filed by Torfirio Carpenter against the City and County of San Francisco for \$40,000; the lawsuit was filed on April 21, 2004 in San Francisco Superior Court, Case No. 430-718; entitled Torfirio Carpenter, et al., v. City and County of San Francisco, et al. (City Attorney)

PASSED ON FIRST READING by the following vote:

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

- 051541 [Settlement of Lawsuit - Raymond Nario]**
Ordinance authorizing settlement of the lawsuit filed by Raymond Nario against the City and County of San Francisco for \$60,000.00; the lawsuit was filed on October 20, 2003 in United States District Court, Case No. C05-1394 JSW; entitled Raymond Nario, et al., v. City and County of San Francisco, et al. (City Attorney)

PASSED ON FIRST READING by the following vote:

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

051591 [Appointment - Immigrant Rights Commission]

Resolution appointing Svetlana Kaff, Phu Nguyen and Zina Spektor, terms ending June 6, 2007, to the Immigrant Rights Commission.

Svetlana Kaff, succeeding herself, term expired, seat 7, must be an immigrant to the United States who is appointed in accordance with Section 4.101 of the Charter. In addition, members shall have a demonstrated knowledge of and interest in the health, human service, educational, or employment issues that affect immigrants residing in San Francisco, for the unexpired portion of a two-year term ending June 6, 2007. Phu Nguyen, succeeding Anthony Eke, term expired, seat 10, must be an immigrant to the United States who is appointed in accordance with Section 4.101 of the Charter. In addition, members shall have a demonstrated knowledge of and interest in the health, human service, educational, or employment issues that affect immigrants residing in San Francisco, for the unexpired portion of a two-year term ending June 6, 2007. Zina Spektor, succeeding herself, term expired, seat 11, must be an immigrant to the United States who is appointed in accordance with Section 4.101 of the Charter. In addition, members shall have a demonstrated knowledge of and interest in the health, human service, educational, or employment issues that affect immigrants residing in San Francisco, for the unexpired portion of a two-year term ending June 6, 2007.

Resolution No. 700-05

ADOPTED by the following vote:

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

Supervisors Ma, Mirkarimi and Daly Excused From Voting

Supervisor Dufty, seconded by Supervisor Alioto-Pier, moved to excuse Supervisors Ma, Mirkarimi and Daly from voting on this matter. The motion carried by the following vote:

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

051593 [Appointment - Association of Bay Area Governments Executive Board]

Resolution appointing Supervisor Fiona Ma, Supervisor Ross Mirkarimi and Supervisor Chris Daly, terms ending June 30, 2007, to the Association of Bay Area Governments Executive Board.

Supervisor Fiona Ma, succeeding herself, term expired, seat 1, must be a member of the Board of Supervisors, for the unexpired portion of a two-year term ending June 30, 2007. Supervisor Ross Mirkarimi, succeeding himself, term expired, seat 2, must be a member of the Board of Supervisors, for the unexpired portion of a two-year term ending June 30, 2007. Supervisor Chris Daly, succeeding Supervisor Mark Leno, term expired, seat 3, must be a member of the Board of Supervisors (ALTERNATE), for the unexpired portion of a two-year term ending June 30, 2007.

Resolution No. 699-05

ADOPTED by the following vote:

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

051602 [Appointment - Food Security Task Force]

Resolution appointing Gina Fromer, Ellen Stroud, Daisy Anarchy and Gail Priestley, terms indefinite, to the Food Security Task Force, residency requirement waived.

Gina Fromer (residency requirement waived), new appointment, seat 1, must be a representative of a community-based organization that provides nutritional support and increases the food security of San Francisco residents, for an indefinite term.

Ellen Stroud, new appointment, seat 2, must be a representative of a community-based organization that provides nutritional support and increases the food security of San Francisco residents, for an indefinite term.

Daisy Anarchy, new appointment, seat 3, must be a representative of a community-based organization that provides nutritional support and increases the food security of San Francisco residents, for an indefinite term.

Gail Priestley (residency requirement waived), new appointment, seat 4, must be a representative of a community-based organization that provides nutritional support and increases the food security of San Francisco residents, for an indefinite term.

Resolution No. 698-05

ADOPTED by the following vote:

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

Absent: 1 - McGoldrick

Recess

The Board recessed at the hour of 3:51 p.m.

Reconvening of the Board

The Board reconvened at the hour of 4:00 p.m.

Calling the Roll

The following Supervisors were noted present: Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, Mirkarimi, Peskin, Sandoval - 9

Supervisor McGoldrick was noted present at 4:01 p.m.

Supervisors Alioto-Pier and Sandoval were noted present at 4:02 p.m.

Appointment of President Pro Tempore

At the request of the President, Supervisor Sandoval assumed the Chair so the President could participate in the debate from the floor concerning the following item.

The President resumed the Chair shortly thereafter.

**051594 [Confirming appointment of Hunter Stern to the Municipal Transportation Agency Board of Directors]
Mayor**

Resolution confirming the appointment of Hunter Stern to the Board of Directors of the Municipal Transportation Agency, term ending March 1, 2009.

Supervisor Daly moved to continue this matter to November 15, 2005.

Motion to continue failed for lack of a second.

NOT ADOPTED by the following vote:

Ayes: 4 - Alioto-Pier, Dufty, Elsbernd, Ma

Noes: 7 - Ammiano, Daly, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

ROLL CALL FOR INTRODUCTIONS

PUBLIC COMMENT

Abdullah Megaheed; showed interest concerning the victims of the hurricane and issues with the SF Fire Department

Espanola Jackson; expressed concern relating to impacts of development on the surrounding Executive Park community

Dorcey Nunn, All of Us or None; showed interest in the passage of a proposed resolution "ban the box"

Linda Evans; showed interest in the passage of a proposed resolution "ban the box"

William Buellman; showed interest in the passage of a proposed resolution "ban the box"

Margaret Richardson; showed interest in the passage of a proposed resolution "ban the box"

Alicia Devalli; showed interest in the passage of a proposed resolution "ban the box"

John Rosen; showed interest in the passage of a proposed resolution "ban the box"

Nat Smith; showed interest in the passage of a proposed resolution "ban the box"

James Chaffee; expressed concern with SF Library issues

Donna Willmott; showed interest in the passage of a proposed resolution "ban the box"

Mary; showed interest in the passage of a proposed resolution "ban the box"

Male Speaker; expressed concern regarding the Muni cuts

Roger White; showed interest in the passage of a proposed resolution "ban the box"

Andrea Bible; showed interest in the passage of a proposed resolution "ban the box"

Linden; showed interest in the passage of a proposed resolution "ban the box"

Walter; showed interest in disaster precautions

Friends of the Library; informed the Board of the Library Book Sale

Male Speaker; showed interest in the passage of a proposed resolution "ban the box"

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.

**051615 [Housing assistance for people with HIV/AIDS displaced by the Hurricane Katrina]
Supervisors Ammiano, Dufty**

Resolution stating that the City and County of San Francisco will provide housing assistance for the 8,000 people with HIV/AIDS who have been displaced by the Hurricane Katrina disaster in Louisiana and Mississippi.

Resolution No. 725-05

ADOPTED by the following vote:

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

**051616 [Commending East Bakersfield High School Journalists]
Supervisor Ammiano**

Resolution commending East Bakersfield High School Journalism Department and student journalists for their courage in attempting to publish a series of news articles in their school newspaper on the lives of gay youth and for fighting for their first amendment rights to overturn the prohibition imposed by school administrators to censor publication of the news series.

Resolution No. 718-05

ADOPTED by the following vote:

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

**051617 [Declaring October 2005 to be "Domestic Violence Awareness Month"]
Supervisor Ma**

Resolution declaring October 2005 to be "Domestic Violence Awareness Month" in the City and County of San Francisco.

Resolution No. 697-05

ADOPTED by the following vote:

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

**051619 [Interim Report on Traffic Flow and Pedestrian Safety on Octavia Boulevard]
Supervisor Mirkarimi**

Resolution urging the San Francisco Department of Parking and Traffic to deliver an interim report by October 5, 2005 concerning traffic flow and pedestrian safety on Octavia Boulevard and its adjoining freeway off-ramp.

Resolution No. 695-05

ADOPTED by the following vote:

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

051621 [Zoning - Extension of Planning Commission Review Period - Better Neighborhoods Plan]
Supervisor McGoldrick

Resolution extending the prescribed time within which the Planning Commission may render its decision on a proposed ordinance to amend the Administrative Code to add Chapter 36 to establish uniform procedures for developing comprehensive neighborhood plans (the "Better Neighborhoods Planning and Implementation Process"); to Administrative Code Section 3.4 to provide for integrated Better Neighborhoods Plan budget documents, and to amend the Planning Code to add Section 312A regarding discretionary review for projects proposed in Better Neighborhoods Plan areas.

Resolution No. 694-05

ADOPTED by the following vote:

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

051622 [Endorsing Statewide Ballot Measure]
Supervisors Peskin, Ma

Resolution endorsing the passage of California State Proposition 79, the "Cheaper Prescription Drugs for California Act", and urging the defeat of California State Proposition 78, sponsored by major pharmaceutical manufacturers.

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

Resolution No. 722-05

ADOPTED by the following vote:

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

051623 [Honoring Michael Lane]
Supervisors Peskin, Dufty, Maxwell, Alioto-Pier, Elsbernd

Resolution honoring Michael Lane for his many contributions to the City and County of San Francisco and proclaiming October 4, 2005 as Michael Lane Day.

Resolution No. 719-05

ADOPTED by the following vote:

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

051624 [Declaring the week of October 2-9 Howl Week in the City and County of San Francisco]
Supervisor Peskin

Resolution declaring the week of October 2-9 Howl Week in the City and County of San Francisco to commemorate the 50th anniversary of the first reading of Allen Ginsberg's classic American poem about the Beat Generation.

Resolution No. 693-05

ADOPTED by the following vote:

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

**051625 [Commending the League of California Cities-Latino Caucus]
Supervisors Sandoval, Ma**

Resolution commending the League of California Cities-Latino Caucus for its work advocating for and improving the quality of life of Latinos in California and extending congratulations to Los Angeles City Council President Alex Padilla on becoming President of the League of California Cities.

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

Resolution No. 692-05

ADOPTED by the following vote:

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

Severed from Without Reference to Committee Agenda

Supervisor Alioto-Pier requested that this matter be severed so that it might be considered separately.

Suspend the Rules

Supervisor Alioto-Pier, seconded by Supervisor Ammiano, moved to suspend the Board of Supervisors Rule No. 2.11. The motion carried by the following vote:

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

**051572 [SFUSD Labor-Management Dispute]
Supervisors Ammiano, Ma**

Resolution urging the San Francisco Board of Education and the San Francisco Unified School District Superintendent, Arlene Ackerman, to seek all avenues available to resolve the current labor and management dispute, including finding a informal or local mediator and utilizing portions of Proposition H, the Public Education Enrichment Fund, to fund salaries for the lowest paid and most vulnerable School District employees.

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

Resolution No. 724-05

ADOPTED by the following vote:

Ayes: 9 - Ammiano, Daly, Duffy, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Noes: 2 - Alioto-Pier, Elsbernd

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

**051618 [Accept-Expend Gift - San Francisco Public Library]
Supervisors Mirkarimi, Sandoval, Maxwell, Ma, Elsbernd**

Resolution authorizing the Library to accept and expend up to \$16 million from the Friends of the San Francisco Public Library for furniture, fixtures, equipment and other costs related to the Branch Library Improvement Program.

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

Resolution No. 696-05

ADOPTED by the following vote:

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

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

**051620 [Tree Disclosure Statement]
Supervisor McGoldrick**

Resolution instructing the Planning Department to require a Tree Disclosure Statement as part of all building permit applications that include exterior work, demolition or grading.

Amended on page 1, line 3 to replace "instructing" with "urging"

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

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

Resolution urging the Planning Department to require a Tree Disclosure Statement as part of all building permit applications that include exterior work, demolition or grading.

Resolution No. 723-05

ADOPTED AS AMENDED by the following vote:

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

[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 Ammiano, seconded by Supervisor Dufty, moved ADOPTION of the Serious Finding. 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 Ammiano, seconded by Supervisor Dufty, moved ADOPTION of the Brown Act Finding. The motion carried by the following vote:

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

051641 [Urging Federal Action]
Supervisors Peskin, Mirkarimi, McGoldrick, Ma, Maxwell, Dufty, Ammiano

Resolution confirming the City and County of San Francisco's opposition to oil or gas exploration, and development off and on our coastline and requesting that the United States Department of the Interior refrain from the inclusion of any OCS lease tracts offshore the California coastline in its Proposed Five-year Outer Continental Shelf Leasing Program for 2007-2012.

Resolution No. 721-05

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

051460 [Subdivision Code fees]
Supervisor Dufty

Ordinance amending the Subdivision Code section 1315 to adopt new fees for air space maps, lot subdivisions, condominium conversions, parcel maps, lot merger and resubdivision maps, amended maps, lot line adjustments, lot mergers, certificates of compliance, certificates of correction, records of survey, and other mapping actions and to provide for an annual adjustment of such fees based on the relevant consumer price index; and making environmental findings.

8/16/05, RECEIVED AND ASSIGNED to Budget and Finance Committee.

9/27/05, SUBSTITUTED. Supervisor Dufty submitted a substitute ordinance bearing new title.

9/27/05, ASSIGNED to Budget and Finance Committee.

**051250 [Medical cannabis guidelines and medical cannabis dispensary zoning and permitting]
Supervisor Mirkarimi**

Ordinance amending the San Francisco Planning Code by amending Sections 209.3, 217, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 810, 811, 812, 813, 814, 815, 816, 817, and 818, and by adding Sections 790.141, and 890.131, to: define medical cannabis dispensaries; prohibit dispensaries in residential-house and residential-mixed zoning districts; permit dispensaries elsewhere subject to restrictions based on a dispensary's proximity to schools, community centers, and facilities providing substance abuse services that are licensed or certified by the State of California or funded by the Department of Public Health; require adequate ventilation in dispensaries; prohibit the sale or distribution of alcohol at dispensaries; require Planning Department notice to interested individuals and properties within 300 feet of proposed dispensaries; require dispensaries operating as of April 1, 2005 to obtain a permit within 18 months of the effective date of this legislation or must cease operations; require dispensaries beginning operation after April 1, 2005 but before the effective date of this legislation to cease operations; require a notice that permits for dispensaries are not intended to and do not authorize the violation of State or Federal law; and make environmental findings and findings of consistency with the priority policies of Planning Code Section 101.1 and the General Plan;

Amending the San Francisco Health Code by adding Sections 3200 through 3220, to: set medical cannabis possession guidelines; require a permit, business license, and business registration certificate for a medical cannabis dispensary; set out the application process for a medical cannabis permit; set out operating requirements for medical cannabis dispensaries; and set out the administrative process for imposing penalties and/or permit suspension or revocation for violations;

Amending the San Francisco Traffic Code by amending Sections 53 and 132, to create an infraction for double parking in front of a medical cannabis dispensary and set the fine at \$100; and,

Amending the San Francisco Business and Tax Regulations Code by amending Section 1, and by adding Sections 1.177 and 249.17, to authorize the Department of Health to issue medical cannabis dispensary permits and to set out the license fees for medical cannabis dispensaries.

(Fiscal impact.)

6/28/05, ASSIGNED UNDER 30 DAY RULE to Land Use Committee, expires on 7/28/2005.

7/8/05, REFERRED TO DEPARTMENT. Referred to Planning Department for review and comment.

8/30/05, RESPONSE RECEIVED. Planning Department Certificate of Determination of exemption/exclusion from environmental review.

9/7/05, TRANSFERRED to Budget and Finance Committee.

9/19/05, RESPONSE RECEIVED. Planning Commission Resolution No. 17103 with recommendation that Board adopt proposed ordinance with modifications and Planning Department executive summary.

9/27/05, SUBSTITUTED. Supervisor Mirkarimi submitted a substitute ordinance bearing new title.

9/27/05, ASSIGNED to Budget and Finance Committee.

**051637 [Subdivision Code – Planning Commission hearings on condominium conversions]
Supervisor Daly**

Ordinance amending Subdivision Code Section 1332 to require Planning Commission hearings to address General Plan consistency for all condominium conversion applications subject to Subdivision Code Sections 1396 et seq., the condominium conversion lottery; and making environmental findings.

9/27/05, ASSIGNED UNDER 30 DAY RULE to Land Use Committee, expires on 10/27/2005.

051651 [Protection of employee rights]**Supervisors Mirkarimi, Ammiano, Peskin, Duffy, Ma, Maxwell, Daly, Sandoval, McGoldrick**

Ordinance amending Section 11.55 of the Administrative Code to require franchise grantees to comply with provisions of federal law that prohibit discrimination against an employee based on an employee's decision to participate in employee organizations for the purpose of representation, and to require grantees to notify contractors and subcontractors that they must comply with these same provisions, and to prohibit discrimination against an employee, contractor or subcontractor for speaking before or filing a complaint with any government agency or court, and to ensure that company policies, handbooks, and directives are not construed to limit such activity by an employee.

9/27/05, RECEIVED AND ASSIGNED to Rules Committee.

051652 [Office of Labor Standards Enforcement]**Supervisor Ammiano**

Ordinance adding Section 2A.23 to Chapter 2 of the San Francisco Administrative Code to establish the Office of Labor Standards Enforcement within the Department of Administrative Services to enforce the Minimum Wage Ordinance, Minimum Compensation Ordinance, Health Care Accountability Ordinance, Prevailing Wage Ordinances and carry out additional duties as established by Charter or ordinance; and amending Section 6.24 of the Administrative Code to delete language duplicative of Section 2A.23.

9/27/05, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 10/27/2005.

051653 [Recreation and Park - S.F. Marina Parking]**Supervisor Alioto-Pier**

Ordinance amending the San Francisco Park Code by amending Section 12.11 to limit the number of parking spaces reserved for berth-holders.

9/27/05, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee. 10/11/05 - Referred to Parking and Traffic for determination of environmental impact.

10/11/05 - Informed by Parking and Traffic that their Dept. is not involved and item should be referred to Recreation and Park Dept.

10/18/05 - Referred to Recreation and Park Dept. for review.

10/18/05 - Referred to Planning for determination of environmental impact of fees.

Resolutions**051632 [Walk to School Day]****Supervisor Ma**

Resolution declaring October 5, 2005 as "Walk Our Children to School Day" in the City and County of San Francisco.

9/27/05, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

051633 [Adopting the National Incident Management System]**Supervisor Ma**

Resolution adopting the National Incident Management System.

9/27/05, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

**051634 [Microenterprise Development Month]
Supervisor Ma**

Resolution declaring October 2005 as "Microenterprise Development Month" in the City and County of San Francisco.

9/27/05, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**051635 [FY 2005-06 California Constitution Appropriations Limit]
Supervisor Peskin**

Resolution establishing the appropriations limit for Fiscal Year 2005-06 pursuant to California Constitution Article XIII B.

9/27/05, RECEIVED AND ASSIGNED to Budget and Finance Committee.

**051636 [Expend Federal Funding – Community Development Block Grant]
Supervisors Ammiano, Maxwell**

Resolution approving the expenditure of One Million Six Hundred Eleven Thousand Seven Hundred and Seventy-eight Dollars (\$1,611,778) of Community Development Block Grant Funds.

9/27/05, RECEIVED AND ASSIGNED to Budget and Finance Committee. MOCD requests this item be scheduled for consideration at the October 6, 2005 meeting.

**051638 [Employment Policies and Procedures Regarding Criminal History]
Supervisors Ammiano, Maxwell, Daly, Mirkarimi, Dufty**

Resolution urging the Civil Service Commission and the Department of Human Resources to review and revise current policies and procedures where appropriate so that people who have been in prison or convicted of criminal activity are not unreasonably denied City employment.

9/27/05, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**051642 [Authorizing the Teeter Tax Losses Reserve Fund to be governed by Revenue and Taxation Code Section 4703.2 for fiscal years 2004-2005 and 2005-06]
Supervisor Peskin**

Resolution authorizing the Teeter Tax Losses Reserve Fund to be governed by Revenue and Taxation Code Section 4703.2 for fiscal years ending June 30, 2005 and June 30, 2006.

9/27/05, RECEIVED AND ASSIGNED to Budget and Finance Committee.

**051655 [Declaring October 1, 2005, to be Renewable Energy Day in San Francisco]
Supervisor Elsbernd**

Resolution declaring October 1, 2005, to be Renewable Energy Day in San Francisco.

9/27/05, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 051656 [Proclaiming October 2005 as "San Francisco Disaster Preparedness Month"]**
Supervisors Ma, Dufty

Resolution proclaiming October 2005 as "San Francisco Disaster Preparedness Month".
9/27/05, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 051657 [Commending the Second Annual Loveparade San Francisco]**
Supervisor Mirkarimi

Resolution commending the success of the 2005 Loveparade San Francisco.
9/27/05, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 051658 [Shared Lane Markings on Seventh Avenue]**
Supervisor Mirkarimi

Resolution urging the Department of Parking and Traffic to complete stenciling Shared Lane Markings on Seventh Avenue between Kirkham Street and Lincoln Way.
9/27/05, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 051659 [Supporting Federal Legislation H.R. 1492 - Preservation of Historic Confinement Sites]**
Supervisors Peskin, Mirkarimi

Resolution expressing support for House Resolution 1492, federal legislation to provide for the preservation of the historic confinement sites where Japanese Americans were detained during World War II.
9/27/05, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests For Hearing

- 051643 [Fees for Minor Encroachment Permits]**
Supervisor Peskin

Hearing regarding the Department of Public Works' progress in implementing recently adopted fees for minor encroachment permits.
9/27/05, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

- 051644 [Information Technology Procurement and Maintenance]**
Supervisor Ammiano

Requesting a hearing on the Information Technology procurement and maintenance to include the Department of Telecommunication and Information Systems, the Committee on Information Technology, and the mini-IT departments that the larger departments in this City have created, including the S.F. International Airport, the Department of Public Health, the S.F. Public Utilities Commission, and the Human Services Agency.
9/27/05, RECEIVED AND ASSIGNED to Budget and Finance Committee.

051645 [Update on the Sutter/CPMC Situation]
Supervisor Ammiano

Hearing to receive an update on the Sutter/California Pacific Medical Center situation.
9/27/05, RECEIVED AND ASSIGNED to Budget and Finance Committee.

051646 [SRO Health and Safety Task Force]
Supervisor Ammiano

Hearing to allow the SRO Health and Safety Task Force to formally present their findings to the Board of Supervisors regarding Families with Children Living in Private SROs in San Francisco and proposed recommendations from the SRO Task Force to ensure adequate housing and reducing children's exposure to environmental health hazards.
9/27/05, RECEIVED AND ASSIGNED to Land Use Committee.

051647 [Qualifications for the Director of the Office of Emergency Services]
Supervisor Ammiano

Request for a hearing to inquire into Administrative Code Section 7.7 which defines the qualifications for the Director of the Office of Emergency Services.
9/27/05, RECEIVED AND ASSIGNED to Rules Committee.

051648 [Mayor's Budget Instructions to City Departments]
Supervisor Daly

Hearing on the Mayor's instructions to City Departments regarding policy fiscal objectives and policy priorities in drafting their budgets, including: (1) What fiscal constraints is the Mayor applying to budget creation? (2) What major policy objectives and strategic initiatives is the Mayor planning? (3) How will Board of Supervisors' budget priorities resolution and subsequent restorations for FY 06-07 be considered in these instructions? (4) What are the Mayor's plans to respond to the epidemic of homicides affecting many San Francisco neighborhoods?
9/27/05, RECEIVED AND ASSIGNED to Budget and Finance Committee.

051649 [Allegations of illegal evictions at the Hunters View Public Housing Development site]
Supervisor Maxwell

Hearing to discuss recent allegations of illegal evictions at the Hunters View Public Housing Development site. The S.F. Housing Authority should come prepared to respond to these allegations as well as provide the Board of Supervisors information on the following: (1) An update on the Hunters View revitalization plan; (2) An explanation of 200 plus vacant units that became available to Kartina victims and how this affects people who are currently on the Housing Authority waiting list; (3) Information on how they prioritize maintenance and upkeep throughout their site in the City, what procedures are in place to respond to requests; and (4) How are these requests prioritized.
9/27/05, RECEIVED AND ASSIGNED to Land Use Committee.

**051650 [S.F. Fire Department's plans to coordinate emergency aid in the event of a major disaster]
Supervisor Sandoval**

Hearing on the S.F. Fire Department's plans to coordinate emergency aid from other jurisdictions in the event of a major disaster, and steps being taken to ensure that engines from other jurisdictions will be able to access and utilize San Francisco fire hydrants.

9/27/05, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

Motion

**051631 [Needle Exchange Emergency]
Supervisors Ammiano, Daly, Peskin, McGoldrick, Maxwell, Duffy, Mirkarimi**

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

9/27/05, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

PROPOSED ORDINANCES

**051554 [Abolition of legislated setback for 301-323 14th Avenue]
Supervisor McGoldrick**

Ordinance amending the San Francisco Planning Code by abolishing the legislated front setback of the southeastern portion of the property located at 301-323 14th Avenue, identified as Assessor's Block No. 1446, Lot No. 054 (formerly Lots 001, 004, 006, 053), as shown on Block Book Map No. 1446 of the City and County of San Francisco, Volume 12; and adopting General Plan, Planning Code Section 101.1(b), and environmental findings. (Planning Department)

9/12/05, RECEIVED AND ASSIGNED to Land Use Committee.

9/22/05, Supervisor McGoldrick requested to be added as sponsor.

051583 [Settlement of Lawsuit - Frederick Meiswinkel, Inc. v. Hunt Construction Group, et. al]

Ordinance authorizing settlement of the lawsuit filed by Frederick Meiswinkel, Inc. for \$1,800,000 against the Hunt Construction Group, Inc. and Hunt cross-complaint against the City and County of San Francisco seeking indemnity from the claims brought by Meiswinkel; the lawsuit was filed on March 2, 2004 in San Francisco Superior Court, Case No. CGC -04-429249; entitled, Frederick Meiswinkel, Inc. v. Hunt Construction Group, et. al; other material terms of said settlement are nonmaterial terms. (City Attorney)

9/19/05, RECEIVED AND ASSIGNED to Rules Committee.

051584 [Settlement of Lawsuit - Kaiser Foundation Hospitals]

Ordinance authorizing settlement of the lawsuit filed by Kaiser Foundation Hospitals against the City and County of San Francisco for \$67,500.00; the lawsuit was filed on May 4, 2005 in San Francisco Superior Court, Case No. 429-909; entitled Kaiser Foundation Hospitals v. City and County of San Francisco. (City Attorney)

9/19/05, RECEIVED AND ASSIGNED to Rules Committee.

- 051590** [Designating a portion of Lot 1 in Assessor's Block 1700 (Golden Gate Park), the Music Concourse, as a Landmark under Planning Code Article 10]
Supervisors Mirkarimi, Maxwell

Ordinance designating a portion of Lot 1 in Assessor's Block 1700 (Golden Gate Park), the Music Concourse, as Landmark No. 249, pursuant to Article 10, Sections 1004 and 1004.4 of the Planning Code. (Planning Department)

9/13/05, RECEIVED AND ASSIGNED to Land Use Committee.

PROPOSED RESOLUTIONS

- 051553** [Supporting the City's application for Prop 63 Mental Health Funding]
Supervisor Ma

Resolution supporting the City's application to the State of California for the Mental Health Services Act (MHSA). (Public Health Department)

9/19/05, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

- 051581** [Street Artist Winter Holiday Spaces]

Resolution approving temporary selling spaces in the Downtown area and at Harvey Milk Plaza for street artists certified by the Arts Commission, City and County of San Francisco, for the winter holiday season, 2005, beginning on November 15, 2005 and ending on January 15, 2006. (Arts Commission)

9/19/05, RECEIVED AND ASSIGNED to Land Use Committee.

- 051595** [Mission Bay South City Construction and Slope Maintenance, Easement]

Resolution approving exercise of option to extend an easement agreement for temporary rights to the City to construct improvements, maintain certain slopes for street improvements until such time as those slopes are no longer needed to support the street and authorizing other official actions. (Public Works Department)

9/15/05, RECEIVED AND ASSIGNED to Land Use Committee.

- 051596** [Contract Amendment for Muni Metro East Light Rail Facility]

Resolution authorizing the Director of Transportation to execute the Tenth Amendment to San Francisco Municipal Railway Contract No. CS-116, Design and Construction Support Services for Muni Metro East Light Rail Vehicle Maintenance and Operations Facility with Gannett Fleming, Inc. for an amount not to exceed \$3,313,629, for a total contract amount not to exceed \$12,262,990, and for a contract extension of two and one-half years, for a total contract term of ten years. (Municipal Transportation Agency)

(Fiscal impact.)

9/15/05, RECEIVED AND ASSIGNED to Budget and Finance Committee.

Requests Granted

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing the trash bags on Clayton Street between Haight Street and Waller Street and the tree branches and other yard waste at the corner of Clayton and Waller Streets.

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the feasibility of regularly emptying the public trash receptacles in the Haight-Ashbury neighborhood on Sundays, particularly on Haight Street between Stanyan Street and Masonic Street, and on Belvedere Street between Haight Street and Waller Street.

From: Supervisor Mirkarimi

To: Director, Department of Parking and Traffic

Requesting/Inquiring: Requesting that the Department of Parking and Traffic report on the status of putting up the official street signs for identifying the intersecting streets along Octavia Blvd. between Hayes and Market Streets.

From: Supervisor Mirkarimi

To: City Attorney

Requesting/Inquiring: Requesting that the City Attorney advise on introducing colored pavement to designate the continuation of the bike lane across the intersection of Market Street and Octavia Street as expressed in the resolution passed by the Board of Supervisors on August 2004, file #040912; using the adoption of "Shared Lane Marking" as an example.

From: Supervisor Ammiano

To: Members, San Francisco Police Commission

Requesting/Inquiring: Requesting a letter of inquiry to be delivered to all members of the San Francisco Police Commission to inquire into the recent creation of the Firearms Review Advisory Board.

From: Supervisor Sandoval

To: Director, Public Utilities Commission

Requesting/Inquiring: Requesting a letter to the Public Utilities Commission inquiring about the feasibility of improving the lighting on Persia Street at Dublin Street and Prague Street. Residents waiting at bus stops located on Persia Street have been targets of crime due to poor lighting and close proximity to McLaren Park.

From: Supervisor Sandoval

To: Chief Joanne Hayes White, San Francisco Fire Department

Requesting/Inquiring: Requesting a copy of the request for a Committee hearing on the San Francisco Fire Department's plans to coordinate emergency aid from other jurisdictions in the event of a major disaster, and steps being taken to ensure that engines from other jurisdictions will be able to access and utilize San Francisco fire hydrants be sent to Chief Joanne Hayes White.

In Memoriams

Deputy Carthell Lewis - Supervisor Dufty

Lily Cuneo - Supervisors Dufty and Alioto-Pier

Salud Orate - Supervisor Peskin

Robert Anthony Awad - Supervisors Ammiano, Elsbernd, and Dufty

Jack Riordan - Supervisor Elsbernd

ADJOURNMENT

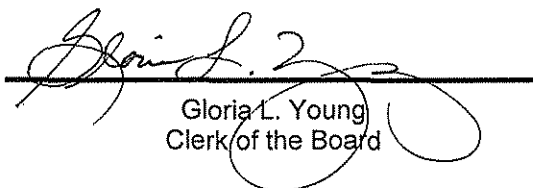
There being no further business the Board adjourned at the hour of 5:45 p.m.

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 October 25, 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