

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, May 10, 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, Daly, Elsbernd, Ma, McGoldrick

Budget and Finance Subcommittee

Supervisors Ammiano, Daly, 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, Mirkarimi

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.

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 2:03 p.m. On the call of the roll Supervisors Daly and Dufty were noted absent.

Quorum present.

*Supervisor Dufty was noted present at 2:05 p.m.
Supervisor Daly was noted present at 2:06 p.m.*

APPROVAL OF MEETING MINUTES

Supervisor Elsbernd, seconded by Supervisor Mirkarimi, moved to approve the April 12, 2005 Meeting Minutes. The motion carried by the following vote:

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

AGENDA CHANGES

COMMUNICATIONS

CONSENT AGENDA

Recommendations of the City Operations and Neighborhood Services Committee

**050553 [Subcontract agreement funds for a chronic hepatitis electronic registry system]
Supervisor Dufty**

Resolution authorizing the San Francisco Department of Public Health (SFDPH) to enter retroactively into a subcontract agreement in the amount of \$108,944 with Public Health Foundation Enterprises Inc. (PHFE), the primary contractor, to fund a chronic hepatitis electronic registry system; for the period of December 30, 2004, through December 29, 2005.

**Resolution No. 339-05
ADOPTED**

**050642 [Contract funds to evaluate the integration of buprenorphine treatment into the SFGH AIDS Program, Year 1]
Supervisor Dufty**

Resolution authorizing the San Francisco Department of Public Health, Community Behavioral Health Services (SFDPH, CBHS), to enter retroactively into the first year of an agreement with the University of California San Francisco (UCSF), the primary contractor, and expend funds in the amount of \$52,190 to provide local and multi-site evaluation of the integration of buprenorphine treatment into the SFGH AIDS Program; for the period of September 1, 2004 to August 31, 2005.

**Resolution No. 341-05
ADOPTED**

Recommendations of the Rules Committee

050548 [Settlement of Lawsuit - ARCO et al.]

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

PASSED, ON FIRST READING

050567 [Settlement of Lawsuit - Tamyra D'Ippolito]

Ordinance authorizing settlement of the lawsuit filed by Tamyra D'Ippolito against the City and County of San Francisco for \$35,000; the lawsuit was filed on July 23, 2001 in San Francisco Superior Court, Case No. 323-130; entitled Tamyra D'Ippolito, et al., v. City and County of San Francisco, et al. (City Attorney)

PASSED, ON FIRST READING

050568 [Settlement of Lawsuit - Bryan Ketron]

Ordinance authorizing settlement of the lawsuit filed by Bryan Ketron against the City and County of San Francisco for \$57,500 and the lawsuit filed by Alisa Vincent against the City and County of San Francisco for \$25,000; the cases have been consolidated under Bryan Ketron v. City and County of San Francisco, et al., Superior Court, Case No. 414-357. The Ketron lawsuit was filed on November 4, 2002 in Superior Court, Case No. 414-357 the Vincent lawsuit was filed on March 21, 2003 in Superior Court, Case No. 418-577. (City Attorney)

PASSED, ON FIRST READING

050571 [Settlement of Lawsuit - Teri Smith]

Ordinance authorizing settlement of the lawsuit filed by Teri Smith against the City and County of San Francisco for an agreement to spend an amount not to exceed \$1,100,000.00 to make certain disability access improvements at the San Francisco Zoo; the lawsuit was filed on June 19, 2002 in US District Court (Case No C02-2936 PJH).

PASSED, ON FIRST READING

050582 [Settlement of Lawsuit - Pacific Gas and Electric Company]

Ordinance approving settlement of litigation by Pacific Gas and Electric Company against City and County of San Francisco for \$3,000.

PASSED, ON FIRST READING

050657 [Settlement of Lawsuit - Nicholas Holley]

Ordinance authorizing settlement of the lawsuit filed by Nicholas Holley against the City and County of San Francisco for the payment of \$50,000; the lawsuit was filed on January 23, 2004, in San Francisco Superior Court, Case No. 428-216; entitled Nicholas Holley v. City and County of San Francisco, et al. (City Attorney)

PASSED, ON FIRST READING

050656 [Settlement of Claim - Fremont Group Management LP]

Resolution approving the settlement of the unlitigated Claim for Tax Refund File No. 05-02753 filed by Fremont Group Management LP on February 23, 2005, against the City and County of San Francisco for \$97,135.09. (City Attorney)

Resolution No. 342-05

ADOPTED

050580 [Settlement of Equal Employment Opportunity Commission (EEOC) Claim - Julie Yee]

Resolution approving settlement of EEOC Charge No. 370A300288, filed by Julie Yee December 18, 2002 against the City and County of San Francisco for \$40,642.78. Other material term of said settlement is that Yee shall release all her claims, including a release of any right she may have to file suit based upon the allegations in her EEOC Charge. (City Attorney)

Resolution No. 340-05

ADOPTED

050706 [Appointment - Bicycle Advisory Committee]

Resolution appointing Susan King and Hitesh Soneji, terms ending November 19, 2006, to the Bicycle Advisory Committee.

Susan King, succeeding Bridget May, term expired, seat 5, must be a nominee of District 5 Supervisor. The member must serve a two-year term or for the tenure of the supervisor who nominated the member, whichever is shorter in duration, for the unexpired portion of a two-year term ending November 19, 2006.

Hitesh Soneji, succeeding Dale Butler, term expired, seat 6, must be a nominee of District 6 Supervisor. The member must serve a two-year term or for the tenure of the supervisor who nominated the member, whichever is shorter in duration, for the unexpired portion of a two-year term ending November 19, 2006.

Resolution No. 345-05

ADOPTED

050707 [Appointment - Back Streets Business Advisory Board]

Resolution appointing Louis Guidry, Jr., term ending November 16, 2006, to the Back Streets Business Advisory Board.

Louis Guidry, Jr., new appointment, seat 2, must be a current or former owner, operator, or officer of a medium PDR Back Streets business located in San Francisco, for the unexpired portion of a term ending November 16, 2006.

Resolution No. 346-05

ADOPTED

050766 [Appointment - Back Streets Business Advisory Board]

Resolution appointing Robert Legallet, term ending November 16, 2006, to the Back Streets Business Advisory Board; residency requirement waived.

Robert Legallet (residency requirement waived), new appointment, seat 1, must be a current or former owner, operator, or officer of a light PDR Back Streets business located in San Francisco, for the unexpired portion of a two-year term ending November 16, 2006.

Resolution No. 347-05

ADOPTED

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

REGULAR AGENDA

NEW BUSINESS

Recommendations of the City Operations and Neighborhood Services Committee

Appointment of President Pro Tempore

At the request of the President, Supervisor Ammiano 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.

**050655 [Condemning Homophobia and Misogyny]
Supervisor Peskin**

Resolution condemning homophobic and misogynistic public remarks by the Executive Director and certain members of the Residential Builders Association of San Francisco and urging that all City meetings be conducted with respect and decorum.

Resolution No. 375-05

ADOPTED by the following vote:

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

**050675 [Allocation of Mental Health Services Act Funds]
Supervisors Maxwell, Ammiano, Daly, Mirkarimi, Ma**

Resolution establishing mental health services for San Franciscans exposed to gun and gang violence and for youth in the juvenile justice system as policy priorities in the Board of Supervisors' review of the City's submission to the State for Mental Health Services Act funds.

Resolution No. 378-05

ADOPTED by the following vote:

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

Recommendations of the Rules Committee

**041570 [Conflict of Interest Code Amendments]
Supervisor Daly**

Ordinance amending Chapter 1 of Article III of the Campaign and Governmental Conduct Code by amending sections 3.1-109, 3.1-110, 3.1-120, 3.1-140, 3.1-145, 3.1-150, 3.1-155, 3.1-170, 3.1-175, 3.1-195, 3.1-205, 3.1-218, 3.1-230, 3.1-245, 3.1-265, 3.1-270, 3.1-275, 3.1-280, 3.1-285, 3.1-310, 3.1-315, 3.1-325, 3.1-335, 3.1-340, 3.1-345, 3.1-350, 3.1-365, 3.1-375, 3.1-390, 3.1-395, 3.1-410, 3.1-420, 3.1-430, 3.1-435, and 3.1-440; deleting sections 3.1-255 and 3.1-268; and adding section 3.1-222 to update the list of designated employees who must file financial disclosure statements and to modify the applicable disclosure categories.

4/27/05 Amendment of the Whole bearing same title.

Supervisor Daly requested to be added as sponsor.

PASSED ON FIRST READING by the following vote:

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

**050434 [Establishing Graffiti Violation Rewards and Clarifying Uses of Littering and Nuisance Reward Fund Monies]
Supervisor Ma**

Ordinance amending the San Francisco Administrative Code by amending Section 10.100-234, the Public Works Littering and Nuisance Violation Reward Fund, to reward persons who have provided information leading to the arrest and conviction of persons under California Penal Code Sec. 594 for graffiti vandalism and to clarify uses of fund where a reward is inapplicable or unclaimed.

PASSED ON FIRST READING by the following vote:

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

**050643 [Extension of San Francisco Museum and Historical Society Advisory Committee's operations for one year]
Supervisor Peskin**

Ordinance amending Section 2A.166 of the San Francisco Administrative Code in order to extend the operations of the San Francisco Museum and Historical Society Advisory Committee for one year, until June 1, 2006.

PASSED ON FIRST READING by the following vote:

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

Supervisor Mirkarimi Excused From Voting

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

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

050767 [Appointment - Children and Families First Commission]

Resolution appointing Supervisor Ross Mirkarimi, term indefinite, to the Children and Families First Commission.

Supervisor Ross Mirkarimi, succeeding Supervisor Chris Daly, resigned, seat 3, must be a member of the Board of Supervisors, for an indefinite term.

(Supervisor Mirkarimi excused from voting)

Resolution No. 348-05

ADOPTED by the following vote:

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

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.)

Continued to June 14, 2005

Supervisor Daly, seconded by Supervisor Mirkarimi, 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

**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.

Continued to June 14, 2005

Supervisor Daly, seconded by Supervisor Mirkarimi, 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

**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.

Continued to June 14, 2005

Supervisor Daly, seconded by Supervisor Mirkarimi, 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

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

Privilege of the Floor

Supervisor Maxwell, seconded by Supervisor Ma, 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 Maxwell introduced, welcomed and presented a Certificate of Honor to Michelle Byrnes, Director of Honoring Emancipated Youth" (HAY).

Supervisor Ma introduced, welcomed and presented a Certificate of Honor to the Principal of Lawton Alternative School and members of the Muar! Project.

Supervisor McGoldrick introduced, welcomed and presented a Certificate of Honor to Nancy DeStefanis.

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)

President inquired as to whether or not any member of the public wished to address the Board. Roger Random; opposed the Redevelopment Plan

Continued to June 14, 2005

Supervisor Maxwell, seconded by Supervisor Alioto-Pier, 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

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.)

Continued to June 14, 2005

Supervisor Maxwell, seconded by Supervisor Alioto-Pier, 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

Recess

*The Board recessed at the hour of 4:24 p.m.
Reconvening of the Board*

The Board at the hour of 4:30 p.m. reconvened.

Calling the Roll

*On call of the roll, the following Supervisors were noted present:
Supervisors Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma,
Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval - 11*

Quorum present.

SPECIAL ORDER 4:30 P.M.

Board of Supervisors Sitting as a Committee of the Whole

Supervisor Maxwell noted absent at 4:39 p.m.

050670 [Hearing - Ground Lease of Redevelopment Agency Land for 10th and Mission Family 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 3508, Lots 26 and 27, commonly known as 10th and Mission Streets, San Francisco, California (the "Site") in the Mid-Market Redevelopment Survey Area, to Mercy Housing California XIV, L.P., a California Limited Partnership, for 65 years for the purpose of developing housing for very low income family households, including formerly chronically homeless households. (Clerk of the Board)

*President inquired as to whether or not any member of the public wished to address the Board.
Olson Lee, Executive Deputy Director, Redevelopment Agency, reviewed the projects with the Board members.
Representative from Mercy Housing California, Project Developer*

The President declared the public hearing closed.

HEARD AT PUBLIC HEARING.

Committee of the Whole Adjourn and Report Without Recommendation

050671 [Ground Lease of Redevelopment Agency Land for 10th and Mission Family Housing]
Mayor

Resolution approving the Redevelopment Agency of the City and County of San Francisco's lease of land at Assessor's Block 3508, Lots 26 and 27, commonly known as 10th and Mission Streets, San Francisco, California (the "Site") in the Mid-Market Redevelopment Survey Area, to Mercy Housing California XIV, L.P., a California Limited Partnership, for 65 years for the purpose of developing housing for very low income family households, including formerly chronically homeless households.

(Fiscal impact.)

Resolution No. 343-05

ADOPTED by the following vote:

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

Board of Supervisors Sitting as a Committee of the Whole

050672 [Hearing - Ground Lease of Redevelopment Agency Land for 9th and Jessie Senior 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 3508, Lot 51, commonly known as 9th and Jessie Streets, San Francisco, California (the "Site") in the Mid-Market Redevelopment Survey Area, to MERCY HOUSING CALIFORNIA, a California nonprofit public benefit corporation, for 55 years for the purpose of developing housing for very low income senior households. (Clerk of the Board)

*The President inquired as to whether or not any member of the public wished to address the Board.
Olson Lee, Executive Deputy Director, Redevelopment Agency, reviewed the projects with the Board members.
Representative from Mercy Housing California, Project Developer*

The President declared the public hearing closed.

HEARD AT PUBLIC HEARING.

Committee of the Whole Adjourn and Report Without Recommendation

050673 [Ground Lease of Redevelopment Agency Land for 9th and Jessie Senior Housing]

Mayor, Supervisor Daly

Resolution approving the Redevelopment Agency of the City and County of San Francisco's lease of land at Assessor's Block 3508, Lot 51, commonly known as 10th and Mission Streets, San Francisco, California (the "Site") in the Mid-Market Redevelopment Survey Area, to MERCY HOUSING CALIFORNIA, a California nonprofit public benefit corporation, for 55 years for the purpose of developing housing for very low income senior households.

(Fiscal impact.)

Amended on page 1, line 4, by replacing "10th Street" with "9th Street"; and on line 13, by replacing "10th and Mission Streets" with "9th Street and Jessie Streets."

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

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

Resolution approving the Redevelopment Agency of the City and County of San Francisco's lease of land at Assessor's Block 3508, Lot 51, commonly known as 9th Street and Jessie Street, San Francisco, California (the "Site") in the Mid-Market Redevelopment Survey Area, to MERCY HOUSING CALIFORNIA, a California nonprofit public benefit corporation, for 55 years for the purpose of developing housing for very low income senior households.

Resolution No. 344-05

ADOPTED AS AMENDED by the following vote:

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

Recess

*The Board recessed at the hour of 4:40 p.m.
Reconvening of the Board*

The Board at the hour of 5:02 p.m. reconvened.

Calling the Roll

*On call of the roll, the following Supervisors were noted present:
Supervisors Alioto-Pier, Ammiano, Dufty, Elsbernd, Ma,
Maxwell, McGoldrick, Mirkarimi, Peskin, - 9*

Supervisor Daly noted present at 5:04 p.m.

Quorum present.

SPECIAL ORDER 5:00 P.M.**Board of Supervisors Sitting as a Committee of the Whole****050776 [Hearing - 6 Month Extension of Interim Moratorium on Medical Cannabis Dispensaries]**

Hearing to consider the possible adoption of an urgency ordinance approving a 6 month extension of the interim zoning moratorium throughout the City on clubs or dispensaries where marijuana is grown, purchased or distributed with a medical recommendation and making required findings, including findings of consistency with the priority policies of Planning Code Section 101.1 and environmental findings. (Clerk of the Board)

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

Larry Badiner, Planning Department reviewed the implementation of this legislation with the Board members.

Arthur Evans; opposed to the proposed legislation

Bill Cansini; West of Twin Peaks Council, requested reclassification of areas for Medical Cannabis Dispensary distribution

Roger Random; opposed to the proposed legislation

Male Speaker; showed interest in the proposed legislation

Marilyn Amini; expressed concern regarding the classification and designations

Continued to May 17, 2005

HEARD AT PUBLIC HEARING.

Committee of the Whole Adjourn and Report Without Recommendation

Supervisor Sandoval noted absent at 5:02 p.m.

**050773 [Zoning - 6 Month Extension of Interim Moratorium on Medical Cannabis Dispensaries]
Supervisor Mirkarimi**

Urgency ordinance approving a 60 day extension of the interim zoning moratorium throughout the City on clubs or dispensaries where marijuana is grown, purchased or distributed with a medical recommendation and making required findings, including findings of consistency with the priority policies of Planning Code Section 101.1 and environmental findings.

*Supervisor Mirkarimi, seconded by Supervisor Elsbernd, moved an amendment of the whole.
The motion to amend was carried without objection.*

*Supervisor McGoldrick, seconded by Alioto-Pier, moved to amend on page 1, line 3, by replacing "60 days extension" to "6 month extension"; and on page 6, line 2, by replacing "40 days" with "160 days"; on line 6, by replacing "50 days" with "170 days."
The motion to amend was carried without objection.*

*Supervisor Elsbernd, seconded by Supervisor Alioto-Pier, moved to amend on page 5, line 5, by adding "provided that nothing in this ordinance shall be construed to allow MCD's in locations or through an alternate process than is otherwise currently allowed under the Planning Code."
The motion to amend was carried without objection.*

Continued to May 17, 2005

Supervisor Mirkarimi, seconded by Supervisor Daly, moved that this Ordinance be CONTINUED AS AMENDED ON FINAL PASSAGE. The motion carried by the following vote:

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

ROLL CALL FOR INTRODUCTIONS

PUBLIC COMMENT

*Elizabeth Creely; showed interest in Roe vs Wade decision and the women's right to choose
Marilyn Amini; requested that Item 34 be referred to Committee*

Ms. Peace Moore; expressed concern over police violence and harassment

Female speaker; expressed concern over general issues

Peter Warfield; expressed concern relating to an issues at UC Berkely

Male speaker; expressed concern of responses from Supervisors to their constituents

Eugene Gordon, Jr; showed interest in a legal ballot "Abbreviated Ballot Measure"

Female speaker; expressed concern relating to SFUSD lack of training for teachers in recognizing child abuse

Male speaker; showed interest in recreational and City issues and expressed gratitude to the Board members

James Chaffee; expressed concern relating to SF Library issues

Female speaker ; expressed concern with general issues

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.

050775 [Committee of the Whole - May 10, 2005, at 5:00 p.m.]
Supervisor Mirkarimi

Motion for the Board of Supervisors to convene as a committee of the whole on May 10, 2005, at 5:00 p.m. to accept public testimony concerning the possible adoption of an urgency ordinance extending an interim zoning moratorium throughout the City for 60 days on clubs or dispensaries where marijuana is grown, purchased or distributed with a medical recommendation and making required findings, including findings of consistency with the priority policies of Planning Code Section 101.1 and environmental findings.

Motion No. M05-70
APPROVED

050787 [Drinking Water Week]
Supervisor Ma

Resolution recognizing May 1-7, 2005 as "Drinking Water Week" in the City and County of San Francisco.

Resolution No. 350-05
ADOPTED

050788 [Commending Homeless Mothers in San Francisco]
Supervisor Mirkarimi

Resolution commending the homeless mothers who are struggling to raise families in San Francisco in the midst of a housing crisis.

Resolution No. 379-05
ADOPTED

050789 [Public Works Week]
Supervisors Peskin, Ma

Resolution declaring May 16 through 20, 2005, as Public Works Week.

Supervisor Ma requested to be a co-sponsor.

Resolution No. 351-05
ADOPTED

050790 [Honoring Bay Area Holocaust Survivors]
Supervisors Sandoval, Peskin, Dufty, Ma, Elsbernd

Resolution honoring Bay Area Holocaust Survivors on the 60th Anniversary of their liberation, and commending them for their contributions to the San Francisco and Bay Area community.

Supervisors Ma and Elsbernd requested to be co-sponsors.

Resolution No. 352-05
ADOPTED

050772 [California's Day of the Teacher]
Supervisors Ammiano, Daly, Mirkarimi, Ma, Elsbernd

Resolution declaring May 11, 2005 as California's Day of the Teacher in the City and County of San Francisco.

Supervisors Ma and Elsbernd requested to be co-sponsors.

Resolution No. 349-05

ADOPTED

050762 [Final Map for a 2 Lot Merger and 5 Lot Resubdivision Project - 226 Oneida Avenue]

Motion approving Final Map of Oneida Avenue, A 2 Lot Merger and 5 Lot Resubdivision Project, being a resubdivision of Lots 8B and 9D in Assessor's Block No. 6951, and adopting findings pursuant to Planning Code Section 101.1.

(DPW Order No. 175,373; District 11.)

Motion No. M05-68

APPROVED

The foregoing items were acted upon by the following vote:

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

Severed from Without Committee Reference Agenda

Supervisor Mirkarimi requested that this matter be severed so that they might be considered separately.

050774 [Report for Interim Moratorium on Clubs or Dispensaries Where Marijuana is Grown, Purchased or Distributed With a Medical Recommendation]
Supervisor Mirkarimi

Motion issuing the Planning Department's report concerning the Board's urgency Ordinance that imposed a 45-day interim moratorium on clubs or dispensaries where marijuana is grown, purchased or distributed with a medical recommendation.

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

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

Motion No. M05-69

APPROVED AS AMENDED by the following vote:

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

050791 [Nova Knits Inc.]
Supervisors McGoldrick, Peskin, Maxwell, Sandoval, Mirkarimi, Ammiano, Daly, Alioto-Pier, Dufty

Resolution urging Nova Knits Inc. to comply with the Worker Adjustment and Retraining Notification (WARN) Act and the legitimate requests of its laid off workers and to ensure that its laid off workers are able to access transitional employment benefits through Unemployment Insurance, the Workforce Investment Act (WIA) and the Trade Adjustment Assistance Act (TAA).

Supervisor McGoldrick, seconded by Supervisor Elsbernd, moved an amendment of the whole; further amended on page 2, line 20 by adding "WHEREAS, The Gap has launched an internal investigation."

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

Supervisor McGoldrick, 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. 380-05

ADOPTED AS AMENDED by the following vote:

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

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

050760 [Final Map for a 6 Unit Residential Condominium Project - 400-402-404-406-408-410 Vallejo Street]
 Motion approving Final Map of 400-402-404-406-408-410 Vallejo Street, A Residential Condominium Project, being a subdivision of Lot 11 in Assessor's Block No. 133, and adopting findings pursuant to Planning Code Section 101.1.

(DPW Order No. 175,357; District 3.)

Continued to May 17, 2005

Supervisor Daly, seconded by Supervisor Mirkarimi, 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

OFF-AGENDA LEGISLATION

Introduced by Supervisors or Mayor

Ordinances

**050215 [Revision of the recourse hearing procedures for public work prevailing wage violations]
Supervisors Ammiano, Peskin**

Ordinance amending San Francisco Administrative Code Section 6.22, at subsection 6.22(E)(8)(c), to revise the recourse hearing procedures for contractors challenging forfeitures for prevailing wage violations on public work projects.

2/8/05, RECEIVED AND ASSIGNED to Rules Committee.

2/10/05, REFERRED TO DEPARTMENT. Referred to Small Business Commission for review and recommendation.

3/22/05, RESPONSE RECEIVED. Small Business Commission unanimously supports ordinance as is.

3/31/05, TRANSFERRED to Budget and Finance Committee.

5/10/05, RECEIVED AND ASSIGNED to Budget and Finance Committee. Supervisor Ammiano submitted a substitute ordinance bearing new title.

**050817 [Designating rent and tax credits as "public monies" for purposes of Fiscal Feasibility Ordinance]
Supervisors Peskin, Maxwell, Alioto-Pier**

Ordinance amending the San Francisco Administrative Code by amending Sections 29.1, 29.3, 29.4, and 29.7, to: exempt voter-approved projects from the Fiscal Feasibility Ordinance; include rent credits and City-granted Mills Act tax credits as "public monies" for purposes of the Ordinance; require additional information from applicants for environmental review; set a deadline for Board action; and, suspend application to certain projects undergoing environmental review.

5/10/05, RECEIVED AND ASSIGNED to Rules Committee.

**050822 [Reenacting a Disadvantaged Business Enterprise Program]
Supervisor Ammiano**

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.

5/10/05, ASSIGNED to Board of Supervisors.

**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.

5/10/05, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee. 05/23/05 - Referred to Health Department for review and comment.

**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.

5/10/05, RECEIVED AND ASSIGNED to Land Use Committee.

**050830 [Zoning – Allow Tourist Hotels of 75 Rooms or Less in the SSO District]
Supervisor Daly**

Ordinance amending the San Francisco Planning Code by amending Section 818 and adding Section 818.78 to Table 818 to allow a tourist hotel of 75 rooms or less as a principal permitted use in the SSO (Service/Secondary Office District); adopting findings.
5/10/05, RECEIVED AND ASSIGNED to Land Use Committee.

Resolutions

**050819 [Extending Early Retirement Program]
Supervisor Ma**

Resolution extending Early Retirement Program for and through fiscal year 2005-06.

(Fiscal impact.)

5/10/05, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING. 5/12/05 - Received correspondence from Clare M. Murphy, Retirement System Executive Director and Acting Actuary, regarding: 1) Effect of Proposed Resolution, and 2) Cost of the Early Retirement Program through January 31, 2005. Copy distributed to each member of the Board.

**050824 [Contract funds to participate in the development of a national violent death reporting system]
Supervisor Maxwell**

Resolution authorizing the San Francisco Department of Public Health (SFDPH) to enter retroactively into an agreement with the California Department of Health Services (CDHS), the primary contractor, and expend funds in the amount of up to \$70,000 in order to participate in the development of a national violent death reporting system, and to add one 0.5 position funded under this agreement; for the period of January 1, 2005, through September 29, 2009.

5/10/05, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

**050831 [Rescind FDA Sperm Donor Recommendations]
Supervisors Ammiano, Dufty**

Resolution urging the Federal Food and Drug Administration (FDA) to rescind its policy recommendations for anonymous sperm donors which bar gay and bisexual men from being prospective donors, and further urging the FDA to adopt community recommendations to institute a non-discriminatory policy based on sexual behavior rather than sexual orientation.

5/10/05, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**050832 [Nurses Day - May 12, 2005]
Supervisors Ammiano, Elsbernd, Sandoval**

Resolution declaring May 12, 2005 as "Nurses Day" in the City and County of San Francisco.

5/10/05, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

050833 [Ninth Taiwanese Cultural Festival]
Supervisor Ammiano

Resolution recognizing the Ninth Taiwanese Cultural Festival in San Francisco and commending the Taiwanese American Federation of Northern California and its many volunteers on this 21st day of May, 2005, for contributing to the recognition of Taiwanese Americans in the City and County of San Francisco.
5/10/05, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

050834 [Classified Employees Week]
Supervisor Ammiano

Resolution supporting the negotiations in good faith between Service Employees International Union (SEIU) and United Educators of San Francisco (UESF) to ensure classified employees are adequately honored and appreciated for the invaluable service they provide to the children of San Francisco and further honoring and recognizing May 15 through May 21, 2005 as Classified Employees Week.
5/10/05, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

050835 [AB 1612-Cigarette Pollution and Litter Prevention Act of 2005]
Supervisor Alioto-Pier

Resolution in support of AB 1612, the Cigarette Pollution and Litter Prevention Act of 2005, by the City and County of San Francisco.
5/10/05, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

050836 [Commending Joe Matranga]
Supervisor Elsbernd

Resolution commending Joe Matranga on the celebration of his 21 years of service to The City and County of San Francisco.
5/10/05, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

050837 [Mural Awareness Month]
Supervisor Ma

Resolution recognizing May 2005 as "Mural Awareness Month" in the City and County of San Francisco.
5/10/05, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

050838 [Hydrogen Vehicle Feasibility Study]
Supervisor Ma

Resolution urging the Department of Administrative Services to conduct a feasibility study on the use of hydrogen engine vehicles in the City vehicle fleet.
5/10/05, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**050839 [Supporting H.R. 1712 and S 880]
Supervisor McGoldrick**

Resolution supporting H.R. 1712 and S880 which intends to expand the boundaries of the Gulf of the Farallones National Marine Sanctuary and the Cordell Bank National Marine Sanctuary.
5/10/05, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**050840 [San Francisco Nature Education Day]
Supervisor McGoldrick**

Resolution declaring May 20, 2005 as San Francisco Nature Education Day.
5/10/05, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**050841 [Commending the Women of Sister's Tea]
Supervisor Maxwell**

Resolution commending the Women Extraordinary awardees of the Sister's Tea.
5/10/05, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**050842 [Extending the Asthma Task Force to June 30, 2008]
Supervisor Maxwell**

Resolution extending the Asthma Task Force to June 30, 2008.
5/10/05, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**050843 [Accept-Expend Federal Grant - 2005 After-School Snack Pilot Program]
Supervisor Maxwell**

Resolution authorizing the Department of Children, Youth and Their Families to accept and expend a grant in the amount of \$196,453 from the United States Department of Agriculture for the 2005 After-School Snack Pilot Program.
5/10/05, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**050844 [Accept-Expend Grant Awarded to the San Francisco Department of the Environment by Golden Gate University School of Law, Environmental Law and Justice Clinic]
Supervisors Maxwell, Peskin, Ammiano, Daly**

Resolution authorizing the San Francisco Department of the Environment to accept and expend a grant in the amount of \$23,000 from the Environmental Law and Justice Clinic of the Golden Gate University School of Law for administrative and outreach services relating to a Clean Air Act educational workshop and an Environmental Justice conference to bring together governmental agencies, community groups, activists and academic institutions.
5/10/05, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**050845 [Supporting Conscientious Objection to the Iraq War and Occupation]
Supervisors Mirkarimi, Daly, McGoldrick, Ammiano**

Resolution supporting Conscientious Objection to the Iraq War and Occupation.
5/10/05, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**050846 [Opposing Special Election]
Supervisor Peskin**

Resolution opposing Governor Arnold Schwarzenegger's proposal for a special election.
5/10/05, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**050847 [Grant to develop and implement a local infrastructure to augment the current activities of the S.F. Childhood Lead Prevention Program]
Supervisor Peskin**

Resolution authorizing the San Francisco Department of Public Health (SFDPH) to accept and expend a new grant in the amount of \$52,550 from the State Department of Health Services (SDHS) Lead Hazard Reduction Compliance and Enforcement Program, to enter into an agreement for the use of these funds, and to add one 0.1 position funded through this grant; for the period of July 1, 2005, to June 30, 2006.
5/10/05, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**050848 [Accept-Expend Federal Grant - Department of Public Works]
Supervisor Peskin**

Resolution authorizing the Department of Public Works to accept and expend a grant of federal Surface Transportation funds in the amount of \$2,000,000 through the Metropolitan Transportation Commission's Transportation for Livable Communities Program for Broadway Streetscape Improvements Project, Phase II, and stating the assurance of the San Francisco Department of Public Works to complete the project.

(Fiscal impact.)

5/10/05, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

050823 [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)

5/10/05, ASSIGNED to Board of Supervisors. Pursuant to File 050821, Board to sit as a Committee of the Whole May 24, 2005 at 4:00 p.m.

**050826 [Community Policing]
Supervisor Mirkarimi**

Hearing on the practice and efficacy of "Community Policing" (state of art term) throughout San Francisco's diverse communities as well as identifying new and accountable strategies for improving Community Policing as well as determining how its function intersects with the needs of the community, referring to: housing and land use, employment, truancy, alternative day-evening youth programs vocational training opportunities, public works' code enforcement, public/mental health, children day-care, and criminal recidivism. Further requesting presentation by the SFPD chief Heather Fong and Office of Legislative Analyst on the practice of community policing in San Francisco and elsewhere.

5/11/05, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

**050827 [Maintenance of McLaren Park]
Supervisors Sandoval, Maxwell**

Hearing on the maintenance of McLaren Park, particularly the medians along Mansell Street and the weeds throughout the park.

5/10/05, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

Motions

**050815 [Needle Exchange Emergency]
Supervisors Ammiano, Daly, Peskin, McGoldrick, Maxwell, Duffy**

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

5/10/05, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**050816 [Confirming Edwin Lee as City Administrator]
Mayor, Supervisor Elsbernd**

Motion confirming Edwin Lee as City Administrator.

5/10/05, RECEIVED AND ASSIGNED to Rules Committee.

**050820 [Off-Site Government Audit and Oversight Committee Meeting on June 18, 2005, 2:00 p.m. to 4:00 p.m.,
at the California State Building Auditorium, 455 Golden Gate Avenue]
Supervisor Peskin**

Motion scheduling a special off-site meeting of the Government Audits and Oversight Committee on Saturday, June 11th at 1:00 p.m. for the purpose of receiving community input regarding the status of Laguna Honda Hospital.

5/10/05, RECEIVED AND ASSIGNED to Rules Committee.

**050821 [Emergency Disadvantaged Business Enterprise Program - May 24, 2005, Committee of the Whole]
Supervisor Ammiano**

Motion for the Board of Supervisors to convene as a committee of the whole on May 24, 2005, at 4:00 p.m. to accept public testimony concerning 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.

5/10/05, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**050828 [Certain Commission candidates must file Statements of Economic Interests prior to Board consideration]
Supervisors Peskin, Ammiano, Elsbernd**

Motion amending the Board's Rules of Order to add Rule 2.32, requiring each candidate for a Board, Commission or advisory body appointment or confirmation who would be required to file a Form 700 (Statement of Economic Interests) to submit such a Statement to the Clerk of the Board of Supervisors prior to Board Consideration of the appointment or confirmation, and allowing the Board to consider appointments or confirmations, despite the failure of an applicant to file a completed Form 700, if the time for Board consideration is about to expire.

5/10/05, RECEIVED AND ASSIGNED to Rules Committee.

Charter Amendment

**050818 [Charter Amendment - Dividing appointments to the Municipal Transportation Agency's Board of Directors between the Mayor and the Board of Supervisors]
Supervisor Ammiano**

Charter amendment (First Draft) to amend Section 8A.102, to divide appointments to the Municipal Transportation Agency's Board of Directors between the Mayor and the Board of Supervisors.

5/10/05, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 6/9/2005. 5/16/05 - Referred to Controller; Mayor; City Attorney; Ethics Commission; City Administrator; Administrative Services Director; Planning, Environmental Review Officer; Budget Analyst; Clerk of the Board; MTA.

PROPOSED ORDINANCES

PROPOSED RESOLUTIONS

050763 [Lease of Real Property - One South Van Ness Avenue]

Resolution authorizing the exercise of an option to lease 66,317 square feet of space and extending the term of an existing lease at One South Van Ness Avenue for the Municipal Transportation Agency of the City and County of San Francisco. (Real Estate Department)

(Fiscal impact.)

5/2/05, RECEIVED AND ASSIGNED to Budget and Finance Committee.

Requests Granted

From: Supervisor Sandoval

To: Director, Public Utilities Commission

Requesting/Inquiring: To investigate the feasibility of relocating a utility pole currently on Cotter at Mission Street in front of the Excelsior Library windows, five feet so that the pole is closer to Mission Street. A photo of the pole in question is attached.

Cc: Marian C. Taylor

Friends of the San Francisco Library

391 Grove Street

San Francisco, CA 94102

From: Supervisor McGoldrick

To: City Attorney

Requesting/Inquiring: To prepare legislation that requires the City to provide legal representation at the Board of Appeals to the Planning Department, the Planning Commission and the Department of Building Inspections for permits that are issued by such departments.

From: Supervisor Elsbernd

To: Director, Department of Economic and Workforce Development

To: Director, Department of Recreation and Park

Requesting/Inquiring: Can the University of California Berkeley's football program relocate to Candlestick Park while their stadium undergoes renovation? If the University of California Berkeley's football program temporarily relocated to play their home games at SBC Park, what type of revenue would the Cal Bears football program bring to surrounding neighborhoods of SBC Park?

From: Supervisor Mirkarimi

To: Chief of Police, SFPD

To: Office of Legislative Analyst

Requesting/Inquiring: To make presentations on the practice of community policing in San Francisco and elsewhere. Matter to be considered in Government Audit & Oversight Committee.

In Memoriams

Bruce Franks (Entire Board)

Luis Cervantes (Supervisor Ammiano)

John Holub (Supervisor Mirkarimi)

Vernon Demars (Supervisors Peskin, McGoldrick)

Miguel Contreras (Supervisor Sandoval)

Brendon Yih Wen (Supervisor Sandoval)

ADJOURNMENT

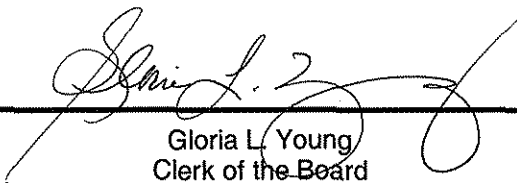
There being no further business, the Board adjourned at the hour of 5:55 p.m.

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 June 7, 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