

Board of Supervisors

City and County of San Francisco

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



AGENDA

**Tuesday, July 20, 2004
2:00 PM**

Regular Meeting

**MATT GONZALEZ, PRESIDENT
MICHELA ALIOTO-PIER, TOM AMMIANO, CHRIS DALY,
BEVAN DUFTY, TONY HALL, FIONA MA, SOPHIE MAXWELL,
JAKE MCGOLDRICK, AARON PESKIN, GERARDO SANDOVAL**

Gloria L. Young, Clerk of the Board

ROLL CALL AND PLEDGE OF ALLEGIANCE

APPROVAL OF MEETING MINUTES

AGENDA CHANGES

COMMUNICATIONS

*Note: Each item on the Consent or Regular agenda may include the following documents:
1) Legislation*

- 2) Budget Analyst report
 - 3) Legislative Analyst report
 - 4) Department or Agency cover letter and/or report
 - 5) Public correspondence
- These items will be available for review at City Hall, Room 244, Reception Desk.*

CONSENT AGENDA

All matters listed hereunder constitute a Consent Agenda, are considered to be routine by the Board of Supervisors and will be acted upon by a single roll call vote of the Board. There will be no separate discussion of these items unless a member of the Board so requests, in which event the matter shall be removed from the Consent Agenda and considered as a separate item.

Items 1 through 7

Recommendation of the City Services Committee

Present: Supervisors Dufty, Ma, Hall

1. **040913** **[Study of at-risk and HIV positive youth in San Francisco]** **Supervisor Dufty**
Resolution authorizing the San Francisco Department of Public Health (SFDPH) to enter retroactively into an agreement in the amount of \$19,800 with The Regents of the University of California San Francisco (UCSF), the primary contractor, to participate in a study of at-risk and HIV positive youth in San Francisco, for the period of March 1, 2004, to February 28, 2005.

Question: Shall this Resolution be ADOPTED?

Recommendations of the Finance and Audits Committee

Present: Supervisors Daly, Ammiano

2. **040737** **[Creating Working Families Credit Program and Fund]** **Supervisors Ammiano, Daly, Dufty**
Ordinance amending the San Francisco Administrative Code by adding Section 12S.1, to establish the Working Families Credit Program, and by adding Section 10.100-347, to create the Working Families Credit Program Fund. (Mayor)

7/13/2004, AMENDED. Amended on page 2, line 10, after "Chapter 12S" by adding "beginning with the tax year 2004." Supervisor Dufty requested to be added as a co-sponsor.

7/13/2004, PASSED ON FIRST READING AS AMENDED.

Question: Shall this Ordinance be FINALLY PASSED?

3. 040741 [Eligibility of boards and commissions for health benefits]

Ordinance amending the San Francisco Administrative Code by amending Section 16.700 to: (1) conform to prior amendments to the Charter and Administrative Code that made members of certain additional boards and commissions eligible for membership in the Health Service System, and (2) authorize the governing board of the Treasure Island Development Authority to enroll its employees in the Health Service System. (Mayor)

(Fiscal impact.)

7/13/2004, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Present: Supervisors Daly, Peskin

4. 040766 [Ordinance prohibiting the grant of permits and licenses to those more than 90 days in arrears in making the payments required by Chapter 10B]

Ordinance amending Administrative Code Chapter 10B to add Section 10B.20 to prohibit granting permits and licenses to those more than 90 days in arrears in making the payments required by Chapter 10B. (Mayor)

7/13/2004, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Present: Supervisors Daly, Peskin, Ammiano

5. 040876 [Department of Human Services Cash Revolving Fund] Mayor

Ordinance amending San Francisco Administrative Code Section 10.157 to reduce amount of Department of Human Services Cash Revolving Fund.

7/13/2004, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Rules Committee

Present: Supervisors Maxwell, Gonzalez

6. 040639 [Appointment - Ballot Simplification Committee]

Resolution appointing Suzanne Strassevitch, term ending November 30, 2004, to the Ballot Simplification Committee.

Suzanne Strassevitch, succeeding Phyllis Smith, term expired, seat 3, must represent the League of Women Voters of San Francisco, for the unexpired portion of a two-year term

ending November 30, 2004.

Question: Shall this Resolution be ADOPTED?

Present: Supervisors Maxwell, Alioto-Pier, Gonzalez

7. 041019 [Appointment - Ballot Simplification Committee]

Resolution appointing Alma Carroll, term ending November 30, 2004, to the Ballot Simplification Committee.

Alma Carroll, succeeding John Odell, resigned, Seat 1, must represent the National Academy of Television Arts and Sciences, Northern California Chapter or the Northern California Broadcasters Association, for the unexpired portion of a two-year term ending November 30, 2004.

Question: Shall this Resolution be ADOPTED?

*Questions on the For Adoption Without Committee Reference
Agenda: _____*

REGULAR AGENDA

UNFINISHED BUSINESS

From the Clerk

8. 040970 [Adopting findings related to the conditional use appeal on property located at 3372-3378 Mission Street (aka 3350 Mission Street)]

Motion adopting findings related to the appeal of the Planning Commission's approval of Conditional Use Authorization No. 16782 (which approved the installation of a wireless telecommunications system facility consisting of six (6) pole mounted panel antennas on the roof of the Safeway grocery store structure, and related backup equipment, pursuant to Planning Code Sections 712.83 and 790.80, within an NC-3 (Moderate-Scale Neighborhood Commercial) District and a 40-X Height and Bulk District on property located at 3372-3378 Mission Street (aka 3350 Mission Street) dba "Safeway"; West side between 29th and 30th Streets; (Lot 055 in Assessor's Block 6635). (Clerk of the Board)

(Companion measure to Files 040862, 040863, 040864, 040865.

7/9/2004, REFERRED to Board of Supervisors.

Question: Shall this Motion be ADOPTED?

Recommendations of the Budget Committee

Present: Supervisors Sandoval, Daly, McGoldrick

- 9. 040781 [Annual Budget, Fiscal Year 2004-05] Supervisor Sandoval**
Motion approving Annual Budget for the City and County of San Francisco for Fiscal Year 2004-2005.
Supervisor Daly dissented in Committee.
(Charter Section 9.100 provides the Board shall not adopt the Budget earlier than July 15, 2004 nor later than August 1, 2004.)

7/13/2004, CONTINUED. Continued to July 20, 2004
Question: Shall this Motion be ADOPTED?
- 10. 040725 [Government Funding for Fiscal Year 2004-2005]**
Annual Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures for the City and County of San Francisco for fiscal year ending June 30, 2005. (Mayor)
(Fiscal impact.)
Supervisor Daly dissented in Committee.
(Charter Section 9.100 provides the Board shall not adopt the Budget earlier than July 15, 2004 nor later than August 1, 2004.)

7/13/2004, CONTINUED. Continued to July 20, 2004
Question: Shall this Ordinance be PASSED ON FIRST READING?
- 11. 040726 [Public Employment, Fiscal Year 2004-2005]**
Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the Fiscal Year ending June 30, 2005, continuing, creating or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefor. (Mayor)
Supervisor Daly dissented in Committee.
(Charter Section 9.100 provides the Board shall not adopt the Budget earlier than July 15, 2004 nor later than August 1, 2004.)

7/13/2004, CONTINUED. Continued to July 20, 2004
Question: Shall this Ordinance be PASSED ON FIRST READING?

Present: Supervisors Sandoval, McGoldrick

12. **040730** **[Establishing Arts Commission Civic Design Review Fees]**
Ordinance amending the San Francisco Administrative Code by adding a new section 3.19A establishing administrative fees for Arts Commission civic design review and making environmental findings. (Mayor)

7/13/2004, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?
13. **040732** **[Chlorofluorocarbon Recovery and Recycling Fees]**
Ordinance amending Sections 1406 and 1412 of San Francisco Health Code Article 24 to change the term of a permit for Chlorofluorocarbon Recovery and Recycling operations from two years to one year; to increase fees for permitting and inspections by the Department of Public Health; and to provide for subsequent fee adjustments to ensure that such fees cover program costs; and making environmental findings. (Mayor)

7/13/2004, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?
14. **040733** **[Hazardous Waste Management Fees]**
Ordinance amending Section 1204 of San Francisco Health Code Article 22 to increase fees for hazardous waste generators and inspections by the Department of Public Health and to provide for subsequent fee adjustments to ensure that such fees cover program costs; and making environmental findings. (Mayor)

7/13/2004, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?
15. **040734** **[Medical Waste Generator Registration, Permitting, Inspections Fees]**
Ordinance amending Sections 1504 through 1509, 1513, and 1514 and adding 1515 to San Francisco Health Code Article 25 to increase registration and permit fees for persons who generate, store, haul and treat medical waste and for inspections by the Department of Public Health; and to provide for subsequent fee adjustments to ensure that such fees cover program costs; and making environmental findings. (Mayor)

7/13/2004, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?
16. **040735** **[Risk Management Program Fees]**
Ordinance amending Section 1191 of San Francisco Health Code Article 21A to increase fees for Risk Management Plans and inspections of stationary sources by the Department of Public Health and to provide for subsequent fee adjustments to ensure that such fees cover program costs; and making environmental findings. (Mayor)

7/13/2004, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?
17. **040736** **[Reducing the number of false fire alarms before the**

City charges a response fee, and reducing the number of false fire alarms before the City increases the response fee]

Ordinance amending Section 106.4 of the San Francisco Fire Code to reduce from five to two the number of false fire alarms allowed before the City assesses a response fee, and reducing from ten to five the number of false alarms before the response fee increases from \$250 to \$500. (Mayor)

7/13/2004, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

18. 040738 [Amending the San Francisco Fire Code to Increase Fees for Service]

Ordinance amending Section 106.8 and Table 106-B of the San Francisco Fire Code to adjust fees for Fire Department Services. (Mayor)

7/13/2004, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

19. 040739 [Revising Annual Fire Department Permit Fees]

Ordinance amending Sections 90, 93, 93.1, 94, 236, 237, 238, 239, 240, 241,242, 242.1, 243, 244, 245, 246, 247 of the Business and Tax Regulations Code to increase certain annual licensing fees for permits from the Fire Department such that all annual licensing fees for permits from the Fire Department are set at \$240 per year, to become operative on January 1, 2005. (Mayor)

7/13/2004, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

20. 040743 [Setting parking fees for City parking facilities]

Ordinance amending the San Francisco Administrative Code, by adding Section 4.24 to set a parking fee for City facilities, and making environmental findings. (Mayor)

7/13/2004, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

21. 040747 [Hazardous Materials Fees]

Ordinance amending Section 1176 of San Francisco Health Code Article 21 to increase fees for hazardous materials registration, storage, handling and inspections by the Department of Public Health; to add new fees for oversight of voluntary cleanups; and to provide for subsequent fee adjustments to ensure that such fees cover program costs; and making environmental findings. (Mayor)

7/13/2004, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

22. 040748 [Patient Rates]

Ordinance amending Section 128 of the San Francisco Health Code to set patient rates and charges for other services provided by the Department of Public Health, effective July 1,

2004; and making environmental findings. (Mayor)

7/13/2004, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

23. 040757 [Increasing the Emergency Response Fee imposed on telephone subscribers]

Ordinance amending Article 10A of the Business and Tax Regulations Code by amending Sections 753 and 755 to increase the per-line Emergency Response Fee imposed on telephone subscribers, as well as the maximum total fee that may be imposed on a subscriber, and making environmental findings. (Mayor)

7/13/2004, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

24. 040759 [Eliminating the Dept. of Consumer Assurance, Regulatory Compliance and Agricultural Standards, and transferring the office of County Agricultural Commissioner and Sealer of Weights and

Ordinance amending the San Francisco Administrative Code by amending the title of Article XIII, repealing section 2A.220 and amending sections 1.13-9, 1.15.1, 2A.221, 21.33 and 91.2, and amending the San Francisco Police Code by amending sections 674, 4903, 4904, 4905, 4908 and 4910, to eliminate the Department of Consumer Assurance, Regulatory Compliance and Agricultural Standards, give the Director of the Department of Public Health power to appoint the County Agricultural Commissioner-Sealer of Weights and Measures, and make conforming changes to the Equal Access to Services ordinance and ordinances governing agreements with the State for pest detection, the establishment of fees for testing weighing and measuring devices, the inspection of commodities supplied to the City by contractors, the regulation of tobacco advertising, and the requirement that parking stations have Revenue Control Equipment. (Mayor)

7/13/2004, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

25. 040764 [Board of Appeals surcharge for certain permit renewals issued by the Police Department, the Entertainment Commission, and the Taxi Commission]

Ordinance amending the San Francisco Administrative Code, by amending Section 10G.1, to apply the Board of Appeals surcharge to certain permits renewals issued by the Police Department, the Entertainment Commission, and the Taxi Commission under Police Code Sections 2.27 and 2.27.1, and making environmental findings. (Mayor)

7/13/2004, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Present: Supervisors Sandoval, Daly, McGoldrick

26. **040767** **[Making environmental findings and amending, effective July 1, 2004, Section 9A.7 of the San Francisco Administrative Code to increase Farmers' Market vendor fees for certified and**
Ordinance making environmental findings and amending, effective July 1, 2004, Section 9A.7 of the San Francisco Administrative Code to increase Farmers' Market vendor fees for certified and non-certified producers. (Mayor)
7/13/2004, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

Present: Supervisors Sandoval, McGoldrick
27. **040239** **[Extending provisional appointments]**
Resolution approving extension to January 31, 2005 of provisional appointments of employees in classifications 1237 Training Coordinator, 1410 Chief Clerk, 1842 Management Assistant, 2998 Representative, Commission on Status of Women, 3280 Assistant Recreation Director, 3284 Recreation Director, 4321 Cashier 2, 5278 Planner 2, 5283 Planner 5, 5293 Planner 4, 5608 Senior Energy Specialist, 9343 Roofer, and H-30 Captain (Fire Department) and 60 promotive provisional appointments in classifications 0922 Manager I, 0923 Manager II, 0931 Manager III, 0932 Manager IV, 0933 Manager V, 0941 Manager VI, 0942 Manager VII, and 0943 Manager VIII. (Human Resources Department)
7/13/2004, CONTINUED. Continued to July 20, 2004
Question: Shall this Resolution be ADOPTED?
28. **040491** **[Extending provisional appointments]**
Resolution approving extension to January 31, 2005 of 42 entrance provisional appointments in classifications 0922 Manager I, 0923 Manager II, 0931 Manager III, 0932 Manager IV, 0933 Manager V, 0941 Manager VI, and 0943 Manager VIII.
7/13/2004, CONTINUED. Continued to July 20, 2004
Question: Shall this Resolution be ADOPTED?
29. **040785** **[Fiscal Emergency Proposition J Contract - Mainframe Support]** **Mayor**
Resolution concurring with the Mayor's determination of a fiscal emergency and with the Controller's certification that mainframe support can be practically performed by a private contractor at a lower cost than by City and County employees.
7/13/2004, CONTINUED. Continued to July 20, 2004
Question: Shall this Resolution be ADOPTED?

From the Budget Committee "Without Recommendation"

Present: Supervisors Sandoval, Daly, McGoldrick

30. **040729** **[Waiver of storage fees for stolen vehicles owned by residents]**
Ordinance repealing San Francisco Municipal Administrative Code Section 10C.8-1, providing for waiver of vehicle storage fees for vehicles reported stolen, which are owned by residents of the City and County of San Francisco. (Mayor)

7/13/2004, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

31. **040746** **[Economic and Workforce Development Department]**
Ordinance amending the San Francisco Administrative Code, Chapter 2A to add Article XVI, section 2A.240 to establish and describe the responsibilities of the Economic and Workforce Development Department. (Mayor)

7/13/2004, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Finance and Audits Committee

Present: Supervisors Daly, Peskin, Ammiano

32. **040540** **[Prevailing wages in contracts for moving services; nonprofit organizations exclusion]** **Supervisors Ammiano, Daly**
Ordinance adding Section 21.25-x to the Administrative Code requiring prevailing wages in contracts for moving services, but exempting nonprofit organizations.

7/13/2004, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Present: Supervisors Daly, Peskin

33. **040745** **[Modifying Residential Rent Ordinance annual fee per unit procedure, Controller-determined fee still billed to owners but Board of Supervisors no longer required to enact periodic]**
Ordinance amending Administrative Code Chapter 37A "Residential Rent Stabilization and Arbitration Fee" by amending Sections 37A.2 and 37A.6: to provide that the annual Rent Board fee per unit billed to the owners will continue to be determined by the City Controller based on the total projected annual cost of funding the Rent Board divided by the number of rental units required to pay the fee, but that the Board of Supervisors would no longer be required to periodically enact a statutory maximum fee per unit; to eliminate the two-year sunset provision enacted in 2002 and provide that an owner may instead recover up to 50% of the annual fee for each unit from the occupants of the unit, instead of permitting recovery of \$21.50 per unit as provided during the last two years and instead of permitting recovery of 100% as provided in prior years; and, making environmental findings. (Mayor)

7/13/2004, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Present: Supervisors Daly, Peskin, Ammiano

34. 040909 [Neighborhood Historical Resources Preservation Bonds] Supervisors Peskin, McGoldrick, Sandoval, Hall

Ordinance calling and providing for a special election to be held in the City and County of San Francisco on Tuesday, November 2, 2004, for the purpose of submitting to the voters of the City and County of San Francisco a proposition to incur the following bonded debt of the City and County: Sixty Million Dollars (\$60,000,000) for the acquisition, rehabilitation, renovation, improvement, construction or preservation of certain historical resources, and structures benefiting historical resources, owned, or to be owned, by the City and County and/or the San Francisco Unified School District and paying all other costs necessary and convenient for effectuating those purposes and authorizing landlords to passthrough fifty percent (50%) of the resulting property tax increase to residential tenants in accordance with Chapter 37 of the San Francisco Administrative Code; finding that the estimated cost of such proposed project is and will be too great to be paid out of the ordinary annual income and revenue of the City and County and will require expenditures greater than the amount allowed therefor by the annual tax levy; reciting the estimated cost of such proposed project; fixing the date of election and the manner of holding such election and the procedure for voting for or against the proposition; fixing the maximum rate of interest on such bonds and providing for the levy and collection of taxes to pay both principal and interest thereof; prescribing notice to be given of such election; finding the proposed project is excluded from the California Environmental Quality Act, and is in conformity with the priority policies of Planning Code Section 101.1(b) and with the General Plan consistency requirement of Administrative Code Section 2A.53; consolidating the special election with the general election; establishing the election precincts, voting places and officers for the election; waiving the word limitation on ballot propositions imposed by San Francisco Municipal Elections Code Section 510; complying with Section 53410 of the California Government Code; incorporating the provisions of Article V of Chapter V of the San Francisco Administrative Code; and requiring the passage of an implementation ordinance prior to the sale of the bonds.

(Fiscal impact.)

7/13/2004, PASSED ON FIRST READING. Supervisors McGoldrick, Sandoval and Hall requested to be added as co-sponsors.

Question: Shall this Ordinance be FINALLY PASSED?

35. 040944 [Payment of Reward] Mayor

Ordinance authorizing payment of reward to Jane Doe for supplying information leading to the arrest and conviction of the perpetrator who murdered Shayne Worcester on May 26, 1999.

7/13/2004, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Rules Committee

Present: Supervisors Maxwell, Alioto-Pier, Gonzalez

36. 040642 [Charter Amendment - Authorizing health plans for City residents] Supervisor Daly

Charter amendment (First Draft) by amending Section 12.200 of the Charter and Section A8.421 of Appendix A of the Charter to authorize the Health Service Board to offer health plans to City residents.

(Fiscal impact.)

7/13/2004, CONTINUED. Continued to July 20, 2004

Question: Shall this Charter Amendment be SUBMITTED?

37. 040645 [Charter Amendment - Non-Citizen Voting in School Board Elections] Supervisors Gonzalez, Ammiano, Daly, Maxwell, McGoldrick

Charter amendment (Second Draft) adding Section 13.111 to authorize San Francisco residents 18 years of age or older either who have children in the San Francisco Unified School District or who serve as legal guardians or caregivers for children in the San Francisco Unified School District to vote in elections for the Board of Education, regardless of whether the resident is a United States citizen, and to direct the Board of Supervisors implement, by ordinance, non-citizen voting in School Board elections.

7/13/2004, CONTINUED. Continued to July 20, 2004

Question: Shall this Charter Amendment be SUBMITTED?

Present: Supervisors Maxwell, Gonzalez

38. 040646 [Charter Amendment - Increasing the retirement benefits payable to the qualified survivors of certain police officers and firefighters who die in the line of duty] Supervisor Hall

Charter amendment (First Draft) by amending Sections A8.586-4, A8.588-4, A8.597-4 and A8.598-4 to increase the benefits payable to the qualified survivors of certain police officers and firefighters who die in the line of duty.

(Fiscal impact.)

7/13/2004, CONTINUED. Continued to July 20, 2004

Question: Shall this Charter Amendment be SUBMITTED?

From the Rules Committee "Without" Recommendation

Present: Supervisors Maxwell, Alioto-Pier, Gonzalez

39. 040643 [Charter Amendment - Health Service System] Supervisor Daly

employment and removal as Director of the San Francisco Department of Elections. (City Attorney)

6/8/2004, CONTINUED. Continued to June 22, 2004

6/22/2004, CONTINUED. Continued to July 13, 2004

7/13/2004, DIVIDED. Supervisor Sandoval, seconded by Supervisor Ammiano, moved to divide the question regarding the attorney's fee for Department of Elections and the attorney's for the Civil Service Commission. See File No. 041028 for the question regarding payment for attorney fees for the Civil Service Commission.

7/13/2004, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

43. 041028 [Payment of Attorneys Fees]

Ordinance authorizing payment of attorneys fees and costs incurred by the Civil Service Commission by the City in lawsuits and administrative proceedings arising from Tammy Haygood's employment and removal as Director of the San Francisco Department of Elections.

7/13/2004, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

From the Rules Committee with Recommendation "Do Not Pass"

Present: Supervisors Maxwell, Alioto-Pier, Gonzalez

44. 040573 [Settlement of Lawsuits]

Ordinance authorizing settlement of federal and state lawsuits and administrative proceedings between the City and County of San Francisco and Tammy Haygood filed in connection with her employment and removal as Director of the Department of Elections including a lawsuit filed on July 17, 2002 in Superior Court, State of California, Case No. CPF 02-501387, entitled City and County of San Francisco, Petitioner v. Civil Service Commission of the City and County of San Francisco, Respondent, Tammy B. Haygood, Real Party in Interest, and a lawsuit filed on July 17, 2002 in United States District Court, Case No. C02-3433 WHA, entitled Tammy B. Haygood v. Michael Mendelson, et al. The material terms of the settlement are Haygood will dismiss with prejudice all claims against San Francisco in these lawsuits and all complaints filed with the California Department of Fair Employment and Housing, the Department of Labor and any other administrative action, and Haygood will reimburse the City for payments of certain wages and benefits if she returns to City employment on or before January 17, 2007. (City Attorney)

Supervisor Maxwell dissented in Committee.

6/8/2004, CONTINUED. Continued to June 22, 2004

6/22/2004, CONTINUED. Continued to July 13, 2004

7/13/2004, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

CALLED FROM COMMITTEE

45. **040592** **[Payroll Expense Tax Exclusion for Biotechnology Business]** **Supervisors Alioto-Pier, Ma**
Business]
Ordinance amending the Payroll Expense Tax Ordinance to establish a tax exclusion for biotechnology businesses, as specified.
- 6/29/2004, CALLED FROM COMMITTEE. Pursuant to Rule 5.31, Supervisor Alioto-Pier called this measure from the Finance and Audits Committee for Board consideration July 13, 2004. 7/6/04: Notice of Matter Called out of Committee mailed and faxed.
- 7/13/2004, CONTINUED. Continued to July 20, 2004
- Question: Shall this Ordinance be PASSED ON FIRST READING?**

NEW BUSINESS

Recommendations of the City Services Committee

Present: Supervisors Dufty, Ma, Hall

46. **040421** **[Supporting AB 2146]** **Supervisor Peskin**
Resolution urging the California State Legislature to support AB 2146, legislation establishing a pilot program to limit the number of Dungeness crab traps allowed on each commercial fishing vessel and give authority to the Fish and Game Commission to regulate the Dungeness crab industry.
- 4/13/2004, REFERRED to City Services Committee. Supervisor Hall requested that this matter be referred to Committee.
- Question: Shall this Resolution be ADOPTED?**
47. **040699** **[Design-Build Agreement for a Solar Power Plant at Southeast Water Pollution Control Plant]**
Resolution authorizing the San Francisco Public Utilities Commission's General Manager to sign a Design-Build Agreement (DBA) for \$1.8 million between the San Francisco Public Utilities Commission and Sierra Electric, for the turnkey design and construction of a solar power plant at the San Francisco Public Utilities Commission's Southeast Water Pollution Control Plant (SEWPCP). (Public Utilities Commission)
- (Fiscal impact.)
- Question: Shall this Resolution be ADOPTED?**

From the Finance and Audits Committee "Without Recommendation"

Present: Supervisors Daly, Peskin, Ammiano

48. **040744** **[Interdepartmental jurisdictional transfer of surplus]** **Supervisors Peskin, McGoldrick**

property]

Ordinance transferring jurisdiction from the Public Utilities Commission to the Real Estate Division of the Administrative Services Department over certain portions of former municipal railway right-of-way property located in San Mateo County for the purpose of disposing of such property at fair market value and transferring the net proceeds to the City's General Fund. (Mayor)

Question: Shall this Ordinance be PASSED ON FIRST READING?

Recommendations of the Land Use Committee

Present: Supervisors McGoldrick, Peskin

- 49. 040141 [Transit Impact Development Fee] Supervisor McGoldrick**
Ordinance repealing San Francisco Administrative Code Chapter 38 (Transit Impact Development Fee) and replacing it with a new Chapter 38 (Sections 38.1, through 38.14), to enact a new Transit Impact Development Fee.

Question: Shall this Ordinance be PASSED ON FIRST READING?

- 50. 040144 [Basic Floor Area Ratio Limit for C-M Zoning Districts] Supervisor Daly**
Ordinance amending the San Francisco Planning Code by amending Section 124(a) to provide that the basic floor area ratio limit for C-M Zoning Districts is 3.0 to 1; adopting findings.

Question: Shall this Ordinance be PASSED ON FIRST READING?

- 51. 040661 [Zoning Map amendment reclassifying the height and bulk limits of Assessor's Block 3701, Lot 063]**
Ordinance amending Zoning Map Sheet 7H of the City and County of San Francisco to reclassify the height and bulk limits of the property at 55 Ninth Street, Lot 063 in Assessor's Block 3701, from 120-X to 200-S, adopting findings pursuant to the California Environmental Quality Act, and making findings of consistency with the priority policies of Planning code Section 101.1 and the General Plan. (Planning Department)
(Companion measure to File No. 040633.)

Question: Shall this Ordinance be PASSED ON FIRST READING?

- 52. 040633 [General Plan Amendment in connection with 55 Ninth Street]**
Ordinance amending the San Francisco General Plan in connection with approvals for the proposed State Compensation Workers Fund office building at 55 Ninth Street; adopting findings pursuant to the California Environmental Quality Act; and adopting findings that the General Plan amendments is consistent with the eight Priority Policies of Planning Code Section 101.1. (Planning Department)
(Companion measure to File No. 040661.)

Question: Shall this Ordinance be PASSED ON FIRST READING?

Recommendations of the Rules Committee

Present: Supervisors Maxwell, Alioto-Pier

- 53. 040752 [Dissolving the Telecommunications Commission]**
Ordinance amending the San Francisco Administrative Code by amending Sections 11.84, 11.85, and 11.86, and repealing Sections 11.87, 11.88, and 11.89, to dissolve the Telecommunications Commission. (Mayor)

Question: Shall this Ordinance be PASSED ON FIRST READING?

- 54. 040754 [Office of the City Administrator]**
Ordinance amending the San Francisco Administrative Code by adding Section 2A.25 and amending Section 2A.30 to establish the Office of the City Administrator as a City department. (Mayor)

Question: Shall this Ordinance be PASSED ON FIRST READING?

- 55. 040755 [Department of Convention Facilities] Mayor**
Ordinance amending the San Francisco Administrative Code, Chapter 2A to add Article XVIII, section 2A.260 to establish and describe the responsibilities of the Department of Convention Facilities.

Question: Shall this Ordinance be PASSED ON FIRST READING?

- 56. 040760 [Department of the Medical Examiner] Mayor**
Ordinance amending the San Francisco Administrative Code, Chapter 2A to add Article XVII, section 2A.250 to establish and describe the responsibilities of the Department of the Medical Examiner.

Question: Shall this Ordinance be PASSED ON FIRST READING?

From the Rules Committee "Without Recommendation"

Present: Supervisors Maxwell, Alioto-Pier, Peskin

- 57. 040951 [Appointment, Board of Appeals]**
Motion approving the Board of Supervisors President's appointment of Randall Knox to the Board of Appeals for the term ending July 1, 2006. (Clerk of the Board)

(Section 4.106 of the City Charter provides that this nomination is subject to approval by the Board of Supervisors and shall be the subject of a public hearing and vote within 60 days from the date the nomination is transmitted to the Clerk of the Board. If the Board fails to act on the nomination within 60 days of the date the nomination is transmitted to the Clerk then the nominee shall be deemed approved.)
Transmittal date - June 29, 2004

Question: Shall this Motion be ADOPTED?

SPECIAL ORDER - 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

Recommendation of the Finance and Audits Committee

Present: Supervisors Daly, Peskin, Ammiano

- 58. 040954 [Supportive and Affordable Rental Housing and Homeownership Bonds Special Election] Supervisors Ammiano, Peskin, Daly, Gonzalez, Maxwell, Dufty, McGoldrick, Alioto-Pier, Sandoval**

Ordinance calling and providing for a special election to be held in the City and County of San Francisco (the "City") on November 2, 2004, for the purpose of submitting to the qualified voters of the City a proposition for the issuance of bonds or other forms of indebtedness by the City (or one of its agencies, departments or enterprises) in the principal amount of Two-Hundred Million Dollars (\$200,000,000) to finance the costs of the acquisition, construction and/or rehabilitation of supportive housing for homeless individuals and families or persons at risk of becoming homeless who are extremely low income, to finance the costs of the acquisition, construction and/or rehabilitation of affordable rental housing for qualifying low and very low income individuals and/or families, to finance the costs of construction of homeownership developments for qualifying low and moderate income individuals and families, and to provide financial assistance for a home ownership program to qualifying low and moderate income homebuyers, and authorizing landlords to passthrough fifty percent (50%) of the resulting property tax increase to residential tenants in accordance with Chapter 37 of the San Francisco Administrative Code; finding that the estimated cost of the project is and will be too great to be paid out of the ordinary annual income and revenue of the City and will require expenditures greater than the amount allowed therefor by the annual tax levy; reciting the estimated cost of such proposed project; fixing the date of and the manner of holding the special election and the procedure for voting for or against the proposition; fixing the maximum rate of interest on the bonds and/or other forms of indebtedness and providing for the levy and collection of taxes to pay both principal and interest therefor; prescribing notice to be given of the special election; finding the proposed project is in conformity with the priority policies of Planning Code Section 101.1(b) and with the General Plan consistency requirement of Administrative Code Section 2A.53; consolidating the special election with the general election to be held on November 2, 2004; establishing the election precincts, voting places and officers for the special election; waiving the word limitation on ballot propositions imposed by San Francisco Municipal Elections Code Section 510; complying with Section 53410 of the California Government Code; incorporating the provisions of Article V of Chapter V of the San Francisco Administrative Code, and imposing certain limitations on the use of bond proceeds.

COMMITTEE OF THE WHOLE ADJOURN AND REPORT WITHOUT RECOMMENDATION
(Fiscal impact.)

7/13/2004, AMENDED. Supervisor Sandoval requested to be added as a co-sponsor.

7/13/2004, PASSED ON FIRST READING AS AMENDED. July 20, 2004 with the Board Sitting as a Committee of Whole

Question: Shall this Ordinance be FINALLY PASSED?

From the Finance and Audits Committee "Without" Recommendation

Present: Supervisors Daly, Peskin, Ammiano

59. 040751 [Transactions and Use Tax]

Ordinance amending the Business and Tax Regulations Code to add Article 16-A to impose a transactions and use tax at the rate of one-quarter of one percent (0.25%) in accordance with Parts 1.6 and 1.7 of Division 2 of the California Revenue and Taxation Code, (ii) directing submission of the tax for voter approval at the November 2, 2004 election and setting forth the ballot question therefor. (Mayor)

COMMITTEE OF THE WHOLE ADJOURN AND REPORT WITHOUT RECOMMENDATION

7/13/2004, AMENDED.

7/13/2004, CONTINUED AS AMENDED ON FIRST READING. Continued to July 20, 2004 with the Board Sitting as a Committee of the Whole

Question: Shall this Ordinance be PASSED ON FIRST READING?

60. 040979 [Business Tax]

Supervisor Ammiano

Ordinance amending the Business and Tax Regulations Code to: (1) enact a new Article 12-A-1 (Business Tax Ordinance), as specified, to impose a business tax, until replaced through a subsequent voter-approved alternate business tax structure following a comprehensive analysis and report by the Controller based on two complete years of actual collections, on all persons engaging in business in San Francisco measured by the gross receipts of the business at the rate of one tenth of one percent (0.1%) for the 2005 tax year and, if Business Tax revenues collected in such year exceed \$30 million, to a lower rate thereafter, as specified; (2) amend Article 12-A (Payroll Expense Tax Ordinance), as specified, to: (i) conform Article 12-A with the enactment of the Business Tax Ordinance, and (ii) clarify the payroll expense of partnerships, Subchapter S corporations, limited liability companies, limited liability partnerships and other persons or entities not subject to federal income tax or which are allowed a deduction in computing such tax for distributions to the owners or beneficiaries of such persons or entities ("pass-through entities"); and (3) amend Article 6 (Common Administrative Provisions), as specified, to add definitions and conform common administrative provisions with the enactment of the Business Tax Ordinance and amendments to the Payroll Expense Tax Ordinance.

Supervisor Daly dissented in Committee.

COMMITTEE OF THE WHOLE ADJOURN AND REPORT WITHOUT RECOMMENDATION

7/13/2004, AMENDED.

7/13/2004, CONTINUED AS AMENDED ON FIRST READING. Continued to July 20, 2004 with the Board Sitting as a Committee of the Whole

Question: Shall this Ordinance be PASSED ON FIRST READING?

- 61. 040758 [Business Tax] Mayor**
- Ordinance amending the Business and Tax Regulations Code to: (1) enact a new Article 12-A-1 (Business Tax Ordinance), as specified, to impose a business tax for four years on all persons engaging in business in San Francisco measured by the gross receipts of the business at the rate of one tenth of one percent (0.1%) for the 2005 tax year and, if Business Tax revenues collected in such year exceed \$30 million, a lower rate for the 2006, 2007 and 2008 tax years, as specified; (2) amend Article 12-A (Payroll Expense Tax Ordinance), as specified, to: (i) conform Article 12-A with the enactment of the Business Tax Ordinance, (ii) clarify the payroll expense of partnerships, Subchapter S corporations, limited liability companies, limited liability partnerships and other persons or entities not subject to federal income tax or which are allowed a deduction in computing such tax for distributions to the owners or beneficiaries of such persons or entities ("pass-through entities"), and (3) amend Article 6 (Common Administrative Provisions), as specified, to add definitions and conform common administrative provisions with the enactment of the Business Tax Ordinance and amendments to the Payroll Expense Tax Ordinance.

Supervisor Daly dissented in Committee.

COMMITTEE OF THE WHOLE ADJOURN AND REPORT WITHOUT RECOMMENDATION

7/13/2004, AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE.

7/13/2004, CONTINUED AS AMENDED ON FIRST READING. Continued to July 20, 2004 with the Board Sitting as a Committee of the Whole

Question: Shall this Ordinance be PASSED ON FIRST READING?

- 62. 040978 [Business Tax] Supervisor Daly**
- Ordinance amending the Business and Tax Regulations Code to: (1) enact a new Article 12-A-1 (Business Tax Ordinance), as specified, to impose a business tax for four years on all persons engaging in business in San Francisco measured by the gross receipts of the business at the rate of fifteen one-hundredths of one percent (0.15%); (2) amend Article 12-A (Payroll Expense Tax Ordinance), as specified, to: (i) conform Article 12-A with the enactment of the Business Tax Ordinance, (ii) clarify the payroll expense of partnerships, Subchapter S corporations, limited liability companies, limited liability partnerships and other persons or entities not subject to federal income tax or which are allowed a deduction in computing such tax for distributions to the owners or beneficiaries of such persons or entities ("pass-through entities"), and (3) amend Article 6 (Common Administrative Provisions), as specified, to add definitions and conform common administrative provisions with the enactment of the Business Tax Ordinance and amendments to the Payroll Expense Tax Ordinance.

Supervisor Daly dissented in Committee.

COMMITTEE OF THE WHOLE ADJOURN AND REPORT WITHOUT RECOMMENDATION

7/13/2004, AMENDED.

7/13/2004, CONTINUED AS AMENDED ON FIRST READING. Continued to July 20, 2004 with the Board Sitting as a Committee of the Whole

Question: Shall this Ordinance be PASSED ON FIRST READING?

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

COMMITTEE REPORTS

Reports from committees, if any, recommending emergency or urgent measures.

The following item will be considered by the Land Use Committee at a Rescheduled Meeting on Tuesday, July 20, 2004 at 1:30 p.m. The Chair may entertain a motion to send the following item to the Board on Tuesday, July 20, 2004 as a committee report.

63. 040987 [Including biotechnology business to the First Source Hiring Program] Supervisor Maxwell

Ordinance amending Administrative Code section 83.4 to define and include biotechnology business as a "commercial activity" and a "development project" for purposes of the First Source Hiring Program.

Question: Shall this Ordinance be PASSED ON FIRST READING?

64. ROLL CALL FOR INTRODUCTIONS

Roll call for introduction of ordinances, resolutions, charter amendments, requests for hearings, letters of inquiry, letters of request to the City Attorney and Board Members' reports on their regional body activities.

65. PUBLIC COMMENT

An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to

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.

Items 66 through 75

66. 040994 [Small Business Act] Supervisor Hall
Resolution urging the United States Senate to continue funding the 7(a) loan program of the Small Business Act in order to insure the development of small businesses throughout the United States.

7/13/2004, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

67. 041011 [Supporting AB 3042] Supervisor Ammiano

Resolution supporting AB 3042 which protects the child victims of commercial sexual exploitation.

7/13/2004, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

68. 041012 [Commending Daniel A. Sullivan] Supervisors Dufty, Ma, Maxwell, Alioto-Pier

Resolution commending Daniel A. Sullivan for his years of contribution to the City and County of San Francisco.

7/13/2004, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

69. 041013 [Commending Stanlee R. Gatti] Supervisor Dufty

Resolution acknowledging and commending Stanlee R. Gatti for his service as the President of the San Francisco Arts Commission from January 1996 to July 2004 during which time he improved San Francisco's urban cultural environment.

7/13/2004, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

70. 041014 [Ben Davis Inc.] Supervisors Daly, Maxwell, Gonzalez, McGoldrick

Resolution urging Ben Davis Inc. to act in good faith to reach a mutually satisfactory settlement on its wages and benefits package for its workers at the Ben Davis factory in San Francisco.

7/13/2004, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

71. 041015 [Urging Support for Preservation and Restoration of Belli Buildings] Supervisor Peskin

Resolution urging the Department of Building Inspection to diligently monitor the status and condition of the historic Belli Buildings and expressing support for preserving these historical treasures through all means possible.

7/13/2004, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

- 72. 041016 [Manilatown] Supervisors Peskin, Sandoval, Ammiano**

Resolution supporting the establishment of Manilatown as a Filipino historical and cultural center in Chinatown.

7/13/2004, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

- 73. 041017 [Community Action Plan for Seismic Safety (CAPSS) Report] Supervisors Ma, Alioto-Pier, Dufty**

Resolution urging the Department of Building Inspection to complete and finalize work on their Community Action Plan for Seismic Safety (CAPSS) Report - a study that will include cost-effective mitigation strategies and economic incentives to help avoid future disasters.

7/13/2004, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

- 74. 041029 [Authorizing the San Francisco Sheriff to enter into a contract with California Department of Corrections] Supervisor Sandoval**

Resolution authorizing the San Francisco Sheriff or his designee to enter into contract with the California Department of Corrections (CDC) for the provision of a Substance Abuse Treatment and Control Unit (SATCU) in the City and County of San Francisco when Parole and Community Services Division personnel conclude that there are reasonable grounds for believing that a parolee is addicted to, or habituated to, or is in imminent danger of addiction to controlled substances or alcohol.

7/13/2004, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

- 75. 041010 [Needle Exchange Emergency] Supervisors Ammiano, Daly, Peskin, McGoldrick, Maxwell, Dufty**

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

7/13/2004, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be ADOPTED?

Questions on the For Adoption Without Committee Reference Agenda: _____

76.

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).

[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."

[Purely Commendatory Finding]

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

[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.

[Imperative Resolutions, if any]

OFF-AGENDA LEGISLATION

PROPOSED ORDINANCES

Proposed ordinances received from July 3, 2004 through July 12, 2004, for reference by President to appropriate committee on July 20, 2004.

040974 [Zoning Map Amendment in connection with Habitat For Humanities Project]

Ordinance amending Zoning Map Sheet 12 of the City and County of San Francisco for property located at 101 Head Street, 105 Head Street, 110 Head Street, 310 DeLong Avenue, 479 DeLong Avenue, 495 DeLong Avenue, 491 DeLong Avenue, 487 DeLong Avenue, 409 DeLong Avenue, 36 Santa Cruz Avenue, 48 Santa Cruz Avenue, 50 Santa Cruz Avenue (Assessor's Block 7153 Lots 008, 008A, 009, 010, 011, 012, 013, 014; Block 7154, Lot 023; Block 7174 Lots 004, 007, 008, 009, 025, 026, 027, 028, 029, 030, 031, 047, 048, 052) to

change the zone classification from P, Public Use, to RH-1, Residential House, One Family; adopting findings pursuant to the California Environmental Quality Act; and making findings of consistency with the General Plan and the priority policies of Planning Code Section 101.1. (Planning Department)

040975 [Settlement of Lawsuit - Jean B. Applebaum]

Ordinance authorizing settlement of the lawsuit filed by Jean B. Applebaum against the City and County of San Francisco for \$240,000; the lawsuit was filed on July 31, 2002 in San Francisco Superior Court, Case No. 410-962; entitled Jean B. Applebaum, et al., v. City and County of San Francisco, et al. (City Attorney)

7/12/2004, RECEIVED AND ASSIGNED to Rules Committee.

040976 [Designating 1201 Ortega Street, the Infant Shelter, as a Landmark]

Ordinance designating 1201 Ortega Street, the Infant Shelter, as Landmark No. 242 pursuant to Article 10, Sections 1004 and 1004.4 of the Planning Code. (Planning Department)

7/9/2004, RECEIVED AND ASSIGNED to Land Use Committee.

040980 [Deadlines for correction and review of ballot arguments]

Ordinance amending sections 535 and 590 of the Municipal Elections Code to: change the deadline for correction of errors in rebuttal ballot arguments from noon on the seventy-sixth day before the election to noon on the seventy-fifth day before the election, to be consistent with the deadline for correction of errors in paid ballot arguments; and change the public inspection periods for ballot arguments so that the periods for public review of proponent, opponent, rebuttal and paid arguments, and related materials, all end on the same date, sixty-four days before the election. (Elections Department)

7/9/2004, RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED RESOLUTIONS

Proposed resolutions received from July 3, 2004 through July 12, 2004, for reference by President to appropriate committee on July 20, 2004.

040972 [Official Advertising - Type 1 consecutive day official advertising]

Resolution designating the San Francisco Chronicle to be the official newspaper of the City and County of San Francisco for the category of Type 1 consecutive day official advertising, for the period commencing July 1, 2004 and ending June 30, 2005. (Purchaser)

7/7/2004, RECEIVED AND ASSIGNED to Finance and Audits Committee.

040973 [Official Advertising - Type 2 non-consecutive day official advertising]

Resolution designating the San Francisco Independent to be the official newspaper of the City and County of San Francisco for the category of Type 2 non-consecutive day official advertising, for the period commencing July 1, 2004 and ending June 30, 2005. (Purchaser)

7/7/2004, RECEIVED AND ASSIGNED to Finance and Audits Committee.

041021 [Unpaid DPH complaint reinspection fee liens to become special assessments to the property taxes]

Resolution confirming the report of delinquent reinspection fee costs submitted by the Director of Public Health, as modified to the date of adoption of the resolution, and creating liens and special assessments based thereon. (Public Health Department)

7/12/2004, SCHEDULED FOR PUBLIC HEARING. Scheduled for August 17, 2004, at 3:00 p.m.

041023 [Unpaid DPH Delinquent Refuse Service Payment Liens to become special assessments to the property taxes]

Resolution Confirming report of delinquent charges for refuse collection services and nuisance removal costs submitted by the Director of Public Health as modified to the date of adoption of this resolution, and creating Special Assessments and liens based thereon. (Public Health Department)

7/12/2004, SCHEDULED FOR PUBLIC HEARING. Scheduled for August 17, 2004, at 3:00 p.m.

041026 [Extension of Agreement with PRWT Services, Inc]

Resolution authorizing a two-year extension of the agreement between PRWT Services, Inc. and the City and County of San Francisco. (Parking and Traffic Department)

7/8/2004, RECEIVED AND ASSIGNED to Finance and Audits Committee. Department requests this item be scheduled for consideration at the August 11, 2004 meeting.

041030 [PETITIONS AND COMMUNICATIONS]

Petitions and Communications received from July 3, 2004 through July 12, 2004, for reference by the President to Committee considering related matters or to be ordered filed by the Clerk on July 20, 2004.

From concerned citizens, submitting opposition to proposed charter amendment, that will grant salaries to Board of Education members, lift the current limit of two aides per Supervisor, and reduce the number of votes needed to pass legislation when a Board of Supervisors member is prevented from voting due to a conflict of interest. File 040597, Approximately 200 letters (1)

From Public Utilities Commission, submitting list of Sole Source Contracts entered into in fiscal year 2002/03.(2)

From Noe/Bernal Neighborhood Alliance, submitting supplemental information in support of

appellant's opposition to granting of a conditional use permit, to install a wireless telecommunications system facility on the roof of the Safeway grocery store structure at 3372-3378 Mission Street. File 040862(3)

From Anthony and Cheri Head, submitting copy of letter sent to Department of Public Works regarding a minor sidewalk encroachment permit at 275 Chattanooga Street(4)

From Planning Department, regarding the draft Preservation Element for the City's General Plan.(5)

From Department of Telecommunications and Information Services, submitting report on RCN's application to the Board for an Open Video System (OVS) Franchise. File 021825, Copy: Each Supervisor(6)

From Department of Elections, submitting a summary of allocation of funds to perform Ranked-Choice Voting Public Education and Outreach services by the Department of Elections. Copy: Finance and Audits Committee(7)

From Department of Elections, submitting summary of outreach efforts to the Senior Community regarding Ranked-Choice Voting Public Education and Outreach plan. Copy: Budget Committee(8)

From District Attorney's Office, submitting list of Sole Source Contracts entered into in fiscal year 2002/03.(9)

From Office of the Treasurer & Tax Collector, submitting list of Sole Source Contracts entered into in fiscal year 2002/03.(10)

From Municipal Transportation Agency, submitting list of Sole Source Contracts entered into in fiscal year 2002/03.(11)

From Department of Elections, regarding Ranked-Choice Voting Public Education and Outreach Opportunities in Supervisorial Districts 2, 7 and 8. Copy: Supervisors Alioto-Pier, Hall and Dufty(12)

From various signators, submitting Form 700 Statement of Economic Interest: Cassandra Costello(13)

From Police Department, regarding the 3-day joint enforcement operation between the San Francisco Police Department and California Highway Patrol (CHP) in the Bayview, Ingleside and Mission District Police Stations.(14)

From Budget Analyst, submitting Activity Status Report for the Quarter ending June 30, 2004.(15)

From North Beach Neighbors, recommending Sue Cauthen for a seat on the Library Citizens Advisory Committee. Copy: Rules Committee(16)

From Department of Parking and Traffic, concerning the feasibility of upgrading the size of speed limit signs along Guerrero Street and San Jose Avenue. (Reference No. 20040615-001) Copy: Supervisor Sandoval(17)

From Real Estate Division, submitting list of surplus and adjacent city property reports, maps and zoning information per Ordinance Numbers 227-02, 93-04 and 96-04. File 040538(18)

From Clerk of the Board, submitting report-showing gift received and amount of said gift.(19)

From Medical Examiner Office, submitting request for waiver of Administrative Code Chapters 12A and 12B for Merry X-Ray Chemical, Vendor #12360 for x-ray film and supplies.(20)

From San Francisco Association of Realtors, submitting opposition to proposed Charter amendment that would alter the composition and character of the Rent Board. File 040648, Copy: Each Supervisor(21)

From Department of Public Works, submitting copy of letter sent to property owners/residents within 150-foot radius of 2833 26th Street regarding an approved Minor Sidewalk Encroachment Permit at 2833 26th Street.(22)

From Department of Parking and Traffic, regarding request to restore parallel parking to the 1200 block of Fitzgerald Street. (Reference No. 20040622-001) Copy: Supervisor Maxwell(23)

From Department of Parking and Traffic, responding to request to change the configuration of Guerrero Street and San Jose Avenue, between 26th and Randall Streets. (Reference No. 20040608-004) Copy: Supervisors Ammiano, Dufty(24)

From Clerk of the Board, submitting list of City departments and agencies that submitted the Conflict of Interest Code Review Report.(25)

From Department of Public Works, submitting copy of letter sent to applicant of an approved Minor Sidewalk Encroachment Permit for 1901 Hyde Street.(26)

From State Department of Fish and Game Commission, submitting notice of proposed regulatory actions and text of regulations in strikeout/underline language, relative to "Herring Regulations," in the sections identified in title 14, California Code of Regulations.(27)

From Department of Children, Youth and Their Families, regarding steps being taken to mitigate Ella Hill Hutch's loss of one of its two Department of Children, Youth and Their Families grants for youth employment and training. (Reference No. 20040608-005) Copy: Supervisors Gonzalez, Maxwell and Dufty(28)

From Department on the Status of Women, submitting list of Sole Source Contracts entered into in fiscal year 2002/03.(29)

From Juvenile Probation Department, submitting list of Sole Source Contracts entered into in fiscal year 2002/03.(30)

From Muni, submitting list of Sole Source Contracts entered into in fiscal year 2002/03.(31)

From Department of Public Health, submitting the AIDS cases reported through June 2004.(32)

From William Schmid, regarding his filing of an ABC liquor violation against Café Flore.(33)

From James Miller, commending Supervisor Ammiano for being one of the major city

officials that rides MUNI. Copy: Each Supervisor(34)

From concerned citizens, submitting opposition to proposed MUNI budget for fiscal year 2004-05.(35)

From Janette Barroca, commenting on proposed Charter amendment that would add a third legislative aide to the Board of Supervisors. Copy: Each Supervisor(36)

From concerned citizens, submitting support for proposed Charter amendment to make the Rent Board representative of the city population. File 040648, Copy: Each Supervisor(37)

ADJOURNMENT

Meeting Procedures

The Board of Supervisors is the Legislative Body of the City and County of San Francisco. The Board considers ordinances and resolutions, most of which have been the subject of hearings before the standing committees of the board at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee.

Board procedures do not permit: 1) persons in the audience to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers and similar sound-producing electronic devices, (Violators may be removed from the meeting room.) 3) signs to be brought into the meeting or displayed in the room; and 4) standing in the Legislative Chamber.

Citizens are encouraged to testify at Board hearings and to write letters to the Board and to its members, City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.

USING LAPTOP COMPUTERS FOR PRESENTATIONS: Please contact City Hall Media Services at (415) 554-4933 to coordinate the use of laptop computers for presentations at the meeting. Computers to be used are required to be tested in advance. The presenter should arrive 30 minutes prior to the meeting to connect and test their computer.

Agenda are available on the internet at www.sfgov.org/bdsupvrs.bos.htm.

THE AGENDA PACKET IS AVAILABLE AT CITY HALL, ROOM 244, RECEPTION DESK.

Board meetings are cablecast on SF Cable 26. For video tape copies and scheduling call (415) 557-4293.

Results of each Board meeting can be obtained about a half hour after the end of the meeting by telephoning (415) 554-5555.

Requests for language translation at a meeting must be received no later than noon the Friday before the meeting.

Contact Ohn Myint at (415) 554-7704.

AVISO EN ESPAÑOL: La solicitud para un traductor en una reunion debe recibirse antes de mediodia de el viernes anterior a la reunion. Llame a Erasmo Vazquez (415) 554-4909.



Disability access

The Legislative Chamber of the Board of Supervisors is in Room 250 of City Hall, 1 Dr. Carlton B. Goodlett Place. The Chamber is wheelchair accessible.

The closest accessible BART Station is Civic Center, three blocks from City Hall. Accessible MUNI lines serving this location are: #47 Van Ness, and the #71 Haight/Noriega and the F Line to Market and Van Ness and the Metro stations at Van Ness and Market and at Civic Center. For more information about MUNI accessible services, call 923-6142.

There is accessible parking in the vicinity of City Hall at Civic Center Plaza and adjacent to Davies Hall and the War Memorial Complex.

All meetings are real-time captioned and are cablecast open-captioned on SF Cable 26.

The following services are available when requests are made by 4:00 p.m. of the Friday before the Board meeting.

This advance notice will help ensure availability.

ú For American Sign Language interpreters or use of a reader during a meeting, contact Ohn Myint at (415) 554-7704.

ú For a large print copy of agenda or minutes in alternative formats, contact Annette Lonich at (415) 554-7706.

Assistive listening devices are available from the receptionist in the Clerk of the Board's Office, Room 244, prior to the meeting.

The Clerk of the Board's Office TTY number is (415) 554-5227.

In order to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to various chemical based products.

Know Your Rights Under the Sunshine Ordinance

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

For information on your rights under the Sunshine Ordinance (Chapter 67 of the San Francisco Administrative Code) or to report a violation of the ordinance, contact Donna Hall by mail to Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102, by phone at (415) 554-7724, by fax at (415) 554-7854 or by email at Donna.Hall@sfgov.org

Citizens may obtain a free copy of the Sunshine Ordinance by contacting Ms. Hall or by printing Chapter 67 of the San Francisco Administrative Code on the Internet, at <http://www.sfgov.org/sunshine.htm>

Lobbyist Registration and Reporting Requirements

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code Sec. 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 30 Van Ness Avenue, Suite 3900, San Francisco, CA 94102; telephone (415) 581-2300; fax (415) 581-2317; web site www.sfgov.org/ethics

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