

BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

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

MEETING MINUTES - DRAFT

Tuesday, July 20, 2004 2:00 PM

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

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

BOARD COMMITTEES

Committee Membership

Budget Committee

Supervisors Sandoval, Daly, McGoldrick

City and School District Select Committee

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

City Services Committee

Supervisors Dufty, Ma, Hall

Finance and Audits Committee

Supervisors Daly, Peskin, Ammiano

Land Use Committee

Supervisors McGoldrick, Peskin, Maxwell

Rules Committee

Supervisors Maxwell, Alioto-Pier, Gonzalez

Meeting Days

2nd, 3rd, 4th Thursday
10:00 AM

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

Thursday
9:30 AM

Wednesday
1:00 PM

Monday
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, Matt Gonzalez, Tony Hall, Fiona Ma, Sophie Maxwell, Jake McGoldrick, Aaron Peskin, Gerardo Sandoval.

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:07 p.m. On the call of the roll all Supervisors were present.

Quorum present.

CONSENT AGENDA

Recommendation of the City Services Committee

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.

Resolution No. 445-04

ADOPTED

Recommendations of the Finance and Audits Committee

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)

Ordinance No. 194-04

FINALLY PASSED

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.)

Ordinance No. 181-04
FINALLY PASSED

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)

Ordinance No. 189-04
FINALLY PASSED

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.

Ordinance No. 191-04
FINALLY PASSED

Recommendations of the Rules Committee

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.

Resolution No. 442-04
ADOPTED

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.

Resolution No. 452-04
ADOPTED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Gonzalez, Hall, Ma, Maxwell, McGoldrick, Peskin, Sandoval

REGULAR AGENDA

UNFINISHED BUSINESS

From the Clerk

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.

Motion No. M04-88

APPROVED by the following vote:

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

Recommendations of the Budget Committee

**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.)

Amended. See Files 040725 and 040726 for amendments.

Continued to July 27, 2004

APPROVED AS AMENDED by the following vote:

Ayes: 9 - Alioto-Pier, Ammiano, Dufty, Hall, Ma, Maxwell, McGoldrick, Peskin, Sandoval
Noes: 2 - Daly, Gonzalez

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.)

Supervisor Daly, seconded by Supervisor Ammiano, moved an amendment of the whole. Supervisor Daly withdrew the previous motion.

Supervisor Daly, seconded by Supervisor Ammiano, moved to restore \$248,000 for Wages Plus for Child Care from the General Fund Reserve.

Motion failed by the following vote:

Ayes: 4 - Ammiano, Daly, Gonzalez, Peskin

Noes: 7 - Alioto-Pier, Dufty, Hall, Ma, Maxwell, McGoldrick, Sandoval

Supervisor Sandoval, seconded by Supervisor Dufty, moved to amend to fund the Wages Plus for Child Care from the reserve \$2 million from the Department of Children, Youth and Families.

Motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Dufty, Gonzalez, Hall, Ma, Maxwell, McGoldrick, Peskin, Sandoval

Noes: 1 - Daly

Supervisor Daly, seconded by Supervisor Ammiano, moved to restore \$243,000 for the Homeless Assertive Case Management.

Motion failed by the following vote:

Ayes: 4 - Ammiano, Daly, Gonzalez, Peskin

Noes: 7 - Alioto-Pier, Dufty, Hall, Ma, Maxwell, McGoldrick, Sandoval

Supervisor Ammiano, seconded by Supervisor Daly, moved to restore \$487,000 for Homeless Service Providers.

Motion failed by the following vote:

Ayes: 5 - Ammiano, Daly, Gonzalez, Maxwell, Peskin

Noes: 6 - Alioto-Pier, Dufty, Hall, Ma, McGoldrick, Sandoval

Supervisor Daly moved to restore \$88,900 for 1 FTE 8322 Counselor.

Motion failed for lack of a second.

Supervisor Daly, seconded by Supervisor Ammiano, to restore \$550,000 for a Health Center Director, Class 2244 at 50%; to restore \$100,000 for a Nurse Administrator, Class 2143 and to restore \$90,000 for Program Analyst, Class 2917, Department of Public Health.

Motion failed by the following vote:

Ayes: 5 - Ammiano, Daly, Dufty, Gonzalez, Maxwell

Noes: 6 - Alioto-Pier, Hall, Ma, McGoldrick, Peskin, Sandoval

Supervisor Daly, seconded by Supervisor McGoldrick, moved to amend the Administrative Provisions of the Annual Appropriation Ordinance relating to fingerprinting imaging within Human Services. (See File for details)

Motion carried by the following vote:

Ayes: 6 - Ammiano, Daly, Gonzalez, McGoldrick, Peskin, Sandoval

Noes: 5 - Alioto-Pier, Dufty, Hall, Ma, Maxwell

Supervisor Daly, seconded by Supervisor Sandoval, moved to amend the Administrative Provisions of the Annual Salary Ordinance relating to requisition approvals for elected officials. (See File for details)

Motion carried by the following vote:

Ayes: 7 - Ammiano, Daly, Dufty, Gonzalez, McGoldrick, Peskin, Sandoval

Noes: 4 - Alioto-Pier, Hall, Ma, Maxwell

Supervisor Daly, seconded by Supervisor Ammiano, moved to amend the Administrative Provisions of the Annual Salary Ordinance by deleting Section 1.3 A-4 - Provisional Appointments. (See File for details)

Motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Gonzalez, Hall, Ma, Maxwell, McGoldrick, Peskin, Sandoval

Supervisor Ammiano, seconded by Supervisor Peskin, moved to amend the Administrative Provisions of the Annual Appropriation Ordinance to add guidelines for the use of a \$2 million reserve for "Emergency Funding for Children's Service". (See File for details)

Motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Gonzalez, Hall, Ma, Maxwell, McGoldrick, Peskin, Sandoval

Supervisor Daly, seconded by Supervisor Ammiano, to zero out the Radio Frequency Identification program the Library's budget.

Motion failed by the following vote:

Ayes: 4 - Ammiano, Daly, Gonzalez, Peskin

Noes: 7 - Alioto-Pier, Dufty, Hall, Ma, Maxwell, McGoldrick, Sandoval

Supervisor Daly, seconded by Supervisor Ammiano, moved to amend if the gross receipt tax of .1% exceeds \$30 million that the excess amount be placed into a fund to provide housing for homeless people.

Motion failed by the following vote:

Ayes: 3 - Ammiano, Daly, Gonzalez

Noes: 8 - Alioto-Pier, Dufty, Hall, Ma, Maxwell, McGoldrick, Peskin, Sandoval

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 9 - Alioto-Pier, Ammiano, Dufty, Hall, Ma, Maxwell, McGoldrick, Peskin, Sandoval

Noes: 2 - Daly, Gonzalez

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.)

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 9 - Alioto-Pier, Ammiano, Dufty, Hall, Ma, Maxwell, McGoldrick, Peskin, Sandoval

Noes: 2 - Daly, Gonzalez

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)

Ordinance No. 173-04

FINALLY PASSED by the following vote:

Ayes: 8 - Alioto-Pier, Ammiano, Dufty, Ma, Maxwell, McGoldrick, Peskin, Sandoval

Noes: 3 - Daly, Gonzalez, Hall

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)

Ordinance No. 174-04

FINALLY PASSED by the following vote:

Ayes: 8 - Alioto-Pier, Ammiano, Duffy, Ma, Maxwell, McGoldrick, Peskin, Sandoval
Noes: 3 - Daly, Gonzalez, Hall

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)

Ordinance No. 175-04

FINALLY PASSED by the following vote:

Ayes: 8 - Alioto-Pier, Ammiano, Duffy, Ma, Maxwell, McGoldrick, Peskin, Sandoval
Noes: 3 - Daly, Gonzalez, Hall

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)

Ordinance No. 176-04

FINALLY PASSED by the following vote:

Ayes: 8 - Alioto-Pier, Ammiano, Duffy, Ma, Maxwell, McGoldrick, Peskin, Sandoval
Noes: 3 - Daly, Gonzalez, Hall

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)

Ordinance No. 177-04

FINALLY PASSED by the following vote:

Ayes: 8 - Alioto-Pier, Ammiano, Duffy, Ma, Maxwell, McGoldrick, Peskin, Sandoval
Noes: 3 - Daly, Gonzalez, Hall

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)

Ordinance No. 178-04

FINALLY PASSED by the following vote:

Ayes: 8 - Alioto-Pier, Ammiano, Duffy, Ma, Maxwell, McGoldrick, Peskin, Sandoval
Noes: 3 - Daly, Gonzalez, Hall

- 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)
- Ordinance No.** 179-04
FINALLY PASSED by the following vote:
Ayes: 8 - Alioto-Pier, Ammiano, Duffy, Ma, Maxwell, McGoldrick, Peskin, Sandoval
Noes: 3 - Daly, Gonzalez, Hall
- 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)
- Ordinance No.** 180-04
FINALLY PASSED by the following vote:
Ayes: 8 - Alioto-Pier, Ammiano, Duffy, Ma, Maxwell, McGoldrick, Peskin, Sandoval
Noes: 3 - Daly, Gonzalez, Hall
- 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)
- Ordinance No.** 182-04
FINALLY PASSED by the following vote:
Ayes: 8 - Alioto-Pier, Ammiano, Duffy, Ma, Maxwell, McGoldrick, Peskin, Sandoval
Noes: 3 - Daly, Gonzalez, Hall
- 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)
- Ordinance No.** 184-04
FINALLY PASSED by the following vote:
Ayes: 8 - Alioto-Pier, Ammiano, Duffy, Ma, Maxwell, McGoldrick, Peskin, Sandoval
Noes: 3 - Daly, Gonzalez, Hall
- 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)
- Ordinance No.** 185-04
FINALLY PASSED by the following vote:
Ayes: 8 - Alioto-Pier, Ammiano, Duffy, Ma, Maxwell, McGoldrick, Peskin, Sandoval
Noes: 3 - Daly, Gonzalez, Hall

- 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)
- Ordinance No. 186-04**
FINALLY PASSED by the following vote:
Ayes: 8 - Alioto-Pier, Ammiano, Dufty, Ma, Maxwell, McGoldrick, Peskin, Sandoval
Noes: 3 - Daly, Gonzalez, Hall
- 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 Measures to the Dept. of Public Health]**
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)
- Ordinance No. 187-04**
FINALLY PASSED by the following vote:
Ayes: 8 - Alioto-Pier, Ammiano, Dufty, Ma, Maxwell, McGoldrick, Peskin, Sandoval
Noes: 3 - Daly, Gonzalez, Hall
- 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)
- Ordinance No. 188-04**
FINALLY PASSED by the following vote:
Ayes: 8 - Alioto-Pier, Ammiano, Dufty, Ma, Maxwell, McGoldrick, Peskin, Sandoval
Noes: 3 - Daly, Gonzalez, Hall
- 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 non-certified producers]**
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)
- Ordinance No. 190-04**
FINALLY PASSED by the following vote:
Ayes: 8 - Alioto-Pier, Ammiano, Dufty, Ma, Maxwell, McGoldrick, Peskin, Sandoval
Noes: 2 - Gonzalez, Hall
Absent: 1 - Daly

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)

Resolution No. 439-04

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Gonzalez, Hall, Ma, Maxwell, McGoldrick, Peskin, Sandoval

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.

Resolution No. 441-04

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Gonzalez, Hall, Ma, Maxwell, McGoldrick, Peskin, Sandoval

**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.

Resolution No. 444-04

ADOPTED by the following vote:

Ayes: 7 - Alioto-Pier, Dufty, Hall, Ma, Maxwell, McGoldrick, Sandoval

Noes: 3 - Ammiano, Gonzalez, Peskin

Absent: 1 - Daly

From the Budget Committee "Without Recommendation"**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)

NOT FINALLY PASSED by the following vote:

Ayes: 5 - Ammiano, Gonzalez, McGoldrick, Peskin, Sandoval

Noes: 5 - Alioto-Pier, Dufty, Hall, Ma, Maxwell

Absent: 1 - Daly

- 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)

Ordinance No. 183-04

FINALLY PASSED by the following vote:

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

Recommendations of the Finance and Audits Committee

- 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.

Ordinance No. 169-04

FINALLY PASSED by the following vote:

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

- 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 statutory maximum fee per unit, owner may recover up to 50 % of fee.]**

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)

Ordinance No. 170-04

FINALLY PASSED by the following vote:

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

**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.)

Ordinance No. 159-04

FINALLY PASSED by the following vote:

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

**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.

Ordinance No. 158-04

FINALLY PASSED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Gonzalez, Hall, Ma, Maxwell, McGoldrick, Peskin, Sandoval

Recommendations of the Rules Committee

**040642 [Charter Amendment - Authorizing health plans for City residents]
Supervisors Daly, Ammiano**

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.)

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

ORDERED SUBMITTED by the following vote:

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

**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.

ORDERED SUBMITTED by the following vote:

Ayes: 9 - Alioto-Pier, Ammiano, Daly, Dufty, Gonzalez, Maxwell, McGoldrick, Peskin, Sandoval
Noes: 2 - Hall, Ma

**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]
Supervisors Hall, McGoldrick**

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.)

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

ORDERED SUBMITTED by the following vote:

Ayes: 9 - Alioto-Pier, Ammiano, Dufty, Gonzalez, Hall, Ma, McGoldrick, Peskin, Sandoval
Noes: 1 - Daly
Absent: 1 - Maxwell

From the Rules Committee "Without" Recommendation

**040643 [Charter Amendment - Health Service System]
Supervisors Daly, McGoldrick**

Charter amendment (Third Draft) by amending Sections 10.102, 10.103, 12.200 and 12.201 of the Charter and Sections A8.423, A8.427 and A8.428 of Appendix A of the Charter to place administration of the Health Service System under the jurisdiction of the Health Service Board and replace the City Attorney seat on the Health Service Board with an elected seat.

ORDERED SUBMITTED by the following vote:

Ayes: 7 - Ammiano, Daly, Duffy, Gonzalez, Hall, Ma, Sandoval
Noes: 4 - Alioto-Pier, Maxwell, McGoldrick, Peskin

*Supervisor McGoldrick, seconded by Supervisor Daly, moved to rescind the previous vote.
Motion carried without objection.*

ORDERED SUBMITTED by the following vote:

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

**040647 [Charter Amendment - MTA budget; Director's contract and salary cap; Board veto of service reductions; voter-approved ordinances; biennial quality review]
Supervisors Sandoval, Daly**

Charter amendment (Second Draft) by amending Sections 8A.102, 8A.106, and 8A.107, to provide that: the Board of Supervisors shall set the annual salary of the Director of Transportation of the Municipal Transportation Agency, which shall not exceed \$250,000; the Board of Supervisors must approve the contract between the Municipal Transportation Agency and the Director of Transportation; the Board may reduce or reject any expenditure contained in the Agency's base budget, and may reject any proposed fare; and, the Controller, rather than the Agency, shall administer the biennial municipal transportation quality review survey and study.

NOT ORDERED SUBMITTED by the following vote:

Ayes: 3 - Daly, Gonzalez, Sandoval
Noes: 8 - Alioto-Pier, Ammiano, Duffy, Hall, Ma, Maxwell, McGoldrick, Peskin

**040981 [Charter Amendment - Board deadlines during recess; votes needed when Board members are disqualified; hold-over appointments; Department of Aging and Adult Services; Commission on the Environment; legislative aides]
Supervisor Gonzalez**

Charter Amendment (First Draft) by amending Sections 2.103, 2.104, 2.117, 3.104, 4.118, 4.120, and Article XVII, and by adding Section 4.101-1, to: toll deadlines for action by the Board when the Board is in recess; reduce the number of votes required at the Board of Supervisors for various actions when one or more Board members are disqualified from voting on a matter because of a conflict of interest; limit hold-over appointments on boards and commissions to 120 days; give the Commission on Aging authority over the Department of Aging and Adult Services; clarify the authority of the Commission on the Environment to consider environmental justice issues and to review City building and land use policies for environmental sustainability; and, delete the specific number of Board aides set in the Charter.

ORDERED SUBMITTED by the following vote:

Ayes: 8 - Ammiano, Daly, Gonzalez, Hall, Maxwell, McGoldrick, Peskin, Sandoval
Noes: 3 - Alioto-Pier, Duffy, Ma

Recommendations of the Rules Committee**040721 [Payment of Attorneys Fees]**

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

Ordinance No. 172-04

FINALLY PASSED by the following vote:

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

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.

NOT FINALLY PASSED by the following vote:

Ayes: 4 - Alioto-Pier, Dufty, Ma, Maxwell
Noes: 6 - Ammiano, Daly, Gonzalez, Hall, McGoldrick, Peskin
Absent: 1 - Sandoval

From the Rules Committee with Recommendation "Do Not Pass"**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.

Ordinance No. 171-04

FINALLY PASSED by the following vote:

Ayes: 8 - Alioto-Pier, Ammiano, Dufty, Hall, Ma, Maxwell, McGoldrick, Peskin
Noes: 2 - Daly, Gonzalez
Absent: 1 - Sandoval

CALLED FROM COMMITTEE

**040592 [Payroll Expense Tax Exclusion for Biotechnology Business]
Supervisors Alioto-Pier, Ma, Hall**

Ordinance amending the Payroll Expense Tax Ordinance to establish a tax exclusion for biotechnology businesses, as specified.

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

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Gonzalez, Hall, Ma, Maxwell, McGoldrick, Peskin, Sandoval

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 7 - Alioto-Pier, Dufty, Hall, Ma, Maxwell, McGoldrick, Peskin

Noes: 4 - Ammiano, Daly, Gonzalez, Sandoval

NEW BUSINESS

Recommendations of the City Services Committee

**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.

Resolution No. 440-04

ADOPTED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Gonzalez, Hall, Ma, Maxwell, Peskin, Sandoval

Absent: 1 - McGoldrick

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.)

Resolution No. 443-04

ADOPTED by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Gonzalez, Hall, Ma, Maxwell, Peskin, Sandoval

Absent: 1 - McGoldrick

From the Finance and Audits Committee "Without Recommendation"

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

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)

PASSED ON FIRST READING by the following vote:

Ayes: 7 - Alioto-Pier, Dufty, Hall, Ma, Maxwell, Peskin, Sandoval
Noes: 3 - Ammiano, Daly, Gonzalez
Absent: 1 - McGoldrick

Recommendations of the Land Use Committee

**040141 [Transit Impact Development Fee]
Supervisors McGoldrick, Gonzalez**

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.

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

PASSED ON FIRST READING by the following vote:

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

**040144 [Basic Floor Area Ratio Limit for C-M Zoning Districts]
Supervisors Daly, Gonzalez**

Amended on page 1, line 10, by deleting entire "Section 1." and by renumbering "Section 2" to "Section 1"; and further amended, amendment of the whole bearing new title.

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

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Gonzalez, Hall, Ma, Maxwell, McGoldrick, Peskin, Sandoval

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 except for landmark buildings in C-M Zoning Districts; adopting findings.

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 7 - Ammiano, Daly, Gonzalez, Maxwell, McGoldrick, Peskin, Sandoval
Noes: 4 - Alioto-Pier, Dufty, Hall, Ma

- 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.)

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Gonzalez, Hall, Ma, Maxwell, McGoldrick, Peskin, Sandoval

- 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 amendment is consistent with the eight Priority Policies of Planning Code Section 101.1. (Planning Department)

(Companion measure to File No. 040661.)

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Gonzalez, Hall, Ma, Maxwell, McGoldrick, Peskin, Sandoval

Recommendations of the Rules Committee

- 040752 [Dissolving the Telecommunications Commission]**
Mayor, Supervisors Dufty, Ma

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)

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

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Gonzalez, Hall, Ma, Maxwell, McGoldrick, Peskin, Sandoval

Ordinance amending the San Francisco Administrative Code by amending Sections 11.86, 11.87, 11.88, and 11.89, to re-define the duties, responsibilities and authority of the Telecommunications Commission. (Mayor)

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Gonzalez, Hall, Ma, Maxwell, McGoldrick, Peskin, Sandoval

- 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)

PASSED ON FIRST READING by the following vote:

Ayes: 9 - Alioto-Pier, Ammiano, Dufty, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

Noes: 1 - Daly

Absent: 1 - Hall

**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.

PASSED ON FIRST READING by the following vote:

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

**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.

PASSED ON FIRST READING by the following vote:

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

From the Rules Committee "Without Recommendation"

**040951 [Appointment, Board of Appeals]
Supervisor Gonzalez**

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

Supervisor Dufty, seconded by Supervisor Daly, moved to amend by replacing "July 1, 2006" with "July 1, 2008".

AMENDED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Gonzalez, Hall, Ma, Maxwell, McGoldrick, Peskin, Sandoval

Motion approving the Board of Supervisors President's appointment of Randall Knox to the Board of Appeals for the term ending July 1, 2008. (Clerk of the Board)

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

Motion No. M04-87

APPROVED AS AMENDED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Gonzalez, Hall, Ma, Maxwell, McGoldrick, Peskin, Sandoval

Recess

The Board recessed at the hour of 4:22 p.m

Reconvening of the Board

The Board at the hour of 4:45 p.m. reconvened.

Calling the Roll

*On call of the roll, the following Supervisors were noted present:
Supervisors Ammiano, Dufty, Gonzalez, Hall, Ma, Maxwell, Peskin,
Sandoval - 8*

Quorum present.

*Supervisors McGoldrick was noted present at 4:48 p.m.
Supervisors Daly was noted present at 4:50 p.m.
Supervisor Dufty was noted present at 4:55 p.m.*

SPECIAL ORDER - 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

Recommendation of the Finance and Audits Committee

**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.)

President inquired as to whether any member of the public wished to address the Board.

*Ernestine Weiss; opposed to #58
Howard Strassman, Sierra Club; tax issues
Kate White, Housing Coalition; support of #58
Male Speaker; parking tax increase
Male Speaker; amend payroll tax
Jim Siegel; tax issues
Larry Evans; support tax measures
Mark Stanford; support tax measures
Richard Dietsel; support of tax measures
Theresa Guitan, SFGH employee; support of tax measures
John Kudinski, SEIU 790; support of tax measures
Ed Washshower; support of tax measures
Michael Light; Coalition of Public Health
Dr. of SFGH; support of tax measures
Vernon Jenkins; homeless issues*

President declared public comment closed.

Ordinance No. 160-04

FINALLY PASSED by the following vote:

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

From the Finance and Audits Committee "Without" Recommendation**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)

PASSED ON FIRST READING by the following vote:

Ayes: 9 - Alioto-Pier, Ammiano, Dufty, Hall, Ma, Maxwell, McGoldrick, Peskin, Sandoval
Noes: 2 - Daly, Gonzalez

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

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Gonzalez, Hall, Ma, Maxwell, McGoldrick, Peskin, Sandoval

NOT PASSED ON FIRST READING by the following vote:

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

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.

PASSED ON FIRST READING by the following vote:

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

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

NOT PASSED ON FIRST READING by the following vote:

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

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

Privilege of the Floor

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

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Gonzalez, Hall, Ma, Maxwell, McGoldrick, Peskin, Sandoval

Supervisor Hall welcomed, introduced and presented a Commendation to Jim Crimen, a Police Officer visiting from Ireland.

COMMITTEE REPORTS

040987 [Including biotechnology business to the First Source Hiring Program]
Supervisors Maxwell, Dufty, Gonzalez

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.

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

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Gonzalez, Hall, Ma, Maxwell, McGoldrick, Peskin, Sandoval

ROLL CALL FOR INTRODUCTIONS**PUBLIC COMMENT**

*Abdullah Megaheed; homeless issues
Vernon Jenkins; general issues
Member of the Homeless Task Force; budget issues
Building Trades Local 3, Planning issues limiting development
Leo Chow; support of Item 70*

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.

**040994 [Small Business Act]
Supervisors Hall, Ma**

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.

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

Resolution No. 454-04

ADOPTED

**041011 [Supporting AB 3042]
Supervisors Ammiano, Dufty**

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

Resolution No. 446-04

ADOPTED

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

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

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

Resolution No. 447-04

ADOPTED

**041013 [Commending Stanlee R. Gatti]
Supervisors Dufty, Alioto-Pier**

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.

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

Resolution No. 448-04

ADOPTED

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

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.

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

Resolution No. 449-04

ADOPTED

**041016 [Manilatown]
Supervisors Peskin, Sandoval, Ammiano, Dufty, Ma**

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

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

Resolution No. 450-04

ADOPTED

**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.

Resolution No. 451-04

ADOPTED

**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.

Resolution No. 453-04

ADOPTED

**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.

Motion No. M04-89

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 9 - Alioto-Pier, Ammiano, Dufty, Gonzalez, Hall, Ma, Maxwell, Peskin, Sandoval

Absent: 2 - Daly, McGoldrick

Severed from Without Reference to Committee Agenda

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

**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.

Supervisor Hall requested that this matter be referred to Committee.

REFERRED to the Land Use Committee.

OFF-AGENDA LEGISLATION

Introduced by Supervisors or Mayor

Ordinances

**040559 [Waiver of payment for additional police services]
Supervisors Maxwell, Dufty**

Ordinance waiving payment of additional police services incurred by Black Diamond Dynasty for the production of the 2002 Juneteenth Festival pursuant to Article 10B.2 of the Administrative Code.

7/20/04, RECEIVED AND ASSIGNED to City Services Committee.

**040561 [Increasing the penalty for littering and nuisance violations, and providing for rewards for persons providing information leading to collection of penalties]
Supervisor Sandoval**

Ordinance amending the San Francisco Police Code by amending Section 37, amending the San Francisco Health Code by amending Sections 283.1, 287, and 600, and amending the San Francisco Public Works Code by amending Section 174.2, all to increase the maximum administrative penalty for littering, illegal dumping of garbage, and maintaining a nuisance from \$300 to \$1,000, and amending the San Francisco Administrative Code by adding Section 10.100-234, to establish a Public Works Littering and Nuisance Violation Reward Fund, to be used to reward persons who have provided information leading to the collection of those penalties.

7/20/04, ASSIGNED UNDER 30 DAY RULE to City Services Committee, expires on 8/19/2004.

**040722 [Amend height exemption for elevator penthouses from 10 feet to 16 feet]
Supervisor Hall**

Ordinance amending Section 260 of the Planning Code to provide for an increase in the height exemption for elevator penthouses from 10 feet to 16 feet, and making findings of consistency with the priority policies of Planning Code Section 101.1 and the General Plan.

7/20/04, ASSIGNED UNDER 30 DAY RULE to Land Use Committee, expires on 8/19/2004.

Resolutions

**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.

7/13/04, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

7/20/04, REFERRED to Land Use Committee. Supervisor Hall requested that this matter be referred to Committee.

**040560 [Adopting the 2004 Telecommunications Plan Update]
Supervisor Ma**

Resolution adopting the 2004 Update to the Telecommunications Plan, as submitted.

7/20/04, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**040563 [San Jose Avenue/Guerrero Street Pedestrian Safety Improvements]
Supervisors Dufty, Ammiano**

Resolution establishing bicycle lanes on San Jose Avenue and Guerrero Street between Randall Street and Cesar Chavez Street; rescinding the part-time tow-away zone on Guerrero Street, southbound, between 26th Street and Cesar Chavez, and at Cesar Chavez Street, westbound between Guerrero and Dolores Streets; establishing no right-turn on red at Cesar Chavez Street, eastbound between Guerrero and Valencia Streets; rescinding multiple right turn lanes on Guerrero Street at Cesar Chavez Street; and urging the establishment of four-foot wide, crosshatched, painted medians on both sides of the existing center medians on San Jose Avenue and Guerrero Street between 30th Street and Cesar Chavez Street.

7/20/04, RECEIVED AND ASSIGNED to Land Use Committee.

**040904 [Appointment - San Francisco Bay Conservation and Development Commission]
Supervisor Peskin**

Resolution appointing David Owen, indefinite term, as an alternate member of the San Francisco Bay Conservation and Development Commission.

7/20/04, RECEIVED AND ASSIGNED to Rules Committee.

**040977 [Commending San Francisco Gem and Mineral Society]
Supervisor Ma**

Resolution recognizing the San Francisco Gem and Mineral Society for its efforts and achievements and declaring August 2 – 8, 2004 to be “Gem and Mineral Week” in the City and County of San Francisco.

7/20/04, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**040993 [Helen Wills Park Gift Acceptance]
Supervisor Peskin**

Resolution accepting and expending a gift in the amount of \$17,000.00 from the Syzygy Foundation for Helen Wills Park.

7/20/04, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**041031 [Stenciled Graffiti Defacing San Francisco Sidewalks]
Supervisors Dufty, Alioto-Pier, Ma, Maxwell**

Resolution urging the Department of Public Works and the City Attorney to jointly cite and collect damages from NBC Universal, parent company of USA Network, or its representatives for stenciling graffiti on San Francisco sidewalks; and urging the Department of Public Works to track all costs associated with the cleanup of the sidewalk graffiti.

7/20/04, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**041032 [Issuance and sale of multifamily housing revenue bonds by CSCDA for National Farm Workers Service Center, Inc.]
Supervisor Dufty**

Resolution authorizing the issuance and sale of multifamily housing revenue bonds by the California Statewide Communities Development Authority in an aggregate principal amount not to exceed \$26,000,000 for the Project (as defined herein).

7/20/04, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**041044 [Commending The ARC of San Francisco and its "100 jobs in 100 days campaign"]
Supervisors Maxwell, Hall, Ma**

Resolution commending The ARC of San Francisco and its "100 Jobs in 100 Days Campaign" for their efforts on behalf of citizens with developmental and other disabilities.

7/20/04, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**041045 [Commending H. Welton Flynn]
Supervisor Sandoval**

Resolution acknowledging and commending H. Welton Flynn for his service as the Chairman of the Board of Directors for the San Francisco Municipal Transportation Agency.

7/20/04, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**041046 [Proclaiming October 20, 2004 as A-day in San Francisco]
Supervisor Sandoval**

Resolution proclaiming October 20, 2004 as A-day in San Francisco.
7/20/04, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**041047 [Commending Bayanihan Cultural Organization]
Supervisor Sandoval**

Resolution commending Bayanihan Cultural Organization for reaching a milestone of ten years of service educating youth in traditional Filipino culture.
7/20/04, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Charter Amendment

**040899 [Charter Amendment - Appointments to the Municipal Transportation Agency's Board of Directors]
Supervisors Ammiano, Maxwell**

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.
7/20/04, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 8/19/2004.

Motions

**040667 [Declaration of Policy Concerning San Francisco Transactions and Use Tax Expenditures]
Supervisor Ammiano**

Motion submitting a declaration of policy to the qualified electors of the City and County of San Francisco at the November 2, 2004 election concerning the voters' non-binding recommendation that the proposed one-quarter of one percent (0.25%) San Francisco Transactions and Use Tax be expended to support and expand programs for low-income, vulnerable communities, including seniors, the disabled, children and homeless individuals and families.

7/20/04, RECEIVED AND ASSIGNED to Rules Committee. Sponsor requests this item be scheduled for consideration at the 7/27/04 Special Meeting at 1:00 p.m., as a Committee Report for Board agenda 7/27/04.

**041034 [Authorizing preparation of Proponent ballot arguments and rebuttal ballot arguments for submittal to the voters at the November 2, 2004 Election]
Supervisor Gonzalez**

Motion authorizing preparation of written Proponent ballot arguments and rebuttal ballot arguments for Charter Amendments and other Measures approved by the Board of Supervisors for submittal to the voters at the November 2, 2004 Election.

7/20/04, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

- 040562 [Transition of the Dept. of Aging and Adult Services to the new Human Services Agency - Impact on Services to Seniors and Adults with Disabilities]**
Supervisor Dufty

Hearing on the impact of the transition that the Department of Aging and Adult Services to the new Human Services Agency will have on services and support for seniors and adults with disabilities.

7/20/04, RECEIVED AND ASSIGNED to City Services Committee.

- 040564 [Wireless Telecommunications Services (WTS) Facilities]**
Supervisor Ma

Hearing to consider issues surrounding the siting of Wireless Telecommunications Services (WTS) facilities in the City and County of San Francisco.

7/20/04, RECEIVED AND ASSIGNED to Land Use Committee.

- 040565 [SFUSD Mental Health Services for Students]**
Supervisor Ma

Hearing to discuss which San Francisco Unified School District sites provide on-site mental health services for students and to evaluate the needs and services currently provided.

7/20/04, RECEIVED AND ASSIGNED to City and School District Select Committee.

- 040698 [2003-2004 San Francisco Civil Grand Jury Report, Incarceration and Beyond: Where do we go from here?]**
Supervisor Maxwell

Hearing to consider the recommendations of the 2003-2004 San Francisco Civil Grand Jury report on the incarceration and release of inmates.

7/20/04, RECEIVED AND ASSIGNED to Rules Committee.

- 040855 [Municipal Transportation Biennial Review]**
Supervisor McGoldrick

Hearing to consider the recently completed biennial review of the MTA's progress towards its adopted goals, objectives, and performance standards as required under Charter Section 8A.103. Last October, the MTA Board approved a contract entered into between the MTA and Nelson/Nygaard Consulting to perform this "Municipal Transportation Quality Review." The review has been completed and a final report has been presented to the MTA Board. This is the first Municipal Transportation Quality Review conducted since Proposition E was enacted and covers FY2001 and FY2002.

7/20/04, RECEIVED AND ASSIGNED to Land Use Committee.

- 040861 [Single-screen, Neighborhood Movie Theaters]**
Supervisor McGoldrick

Hearing to consider the survival of single-screen, neighborhood movie theaters, with a special focus on theaters in District 1, and what measures can be taken to ensure their continued survival.

7/20/04, RECEIVED AND ASSIGNED to Land Use Committee.

**040898 [Stolen Vehicles]
Supervisor Dufty**

Hearing to consider how City Departments, especially the San Francisco Police Department and the Department of Parking & Traffic, can better work together in addressing the problems related to over 6,000 vehicles stolen in our City annually.

7/20/04, RECEIVED AND ASSIGNED to City Services Committee.

**040901 [Reforming the Taxi Industry]
Supervisor Gonzalez**

Hearing to consider a proposed ordinance that would reform the taxi industry by repealing Prop K, municipalizing the process of issuing medallions by making the City owner of said medallions while issuing transferability rights of these same permits to taxi drivers, giving qualified drivers the option to buy such permits as currently practiced in other cities, giving rights to permit holders to sell such a permit at a City auction to other qualified drivers, giving older and disabled taxi drivers an exit strategy to leave the industry with health and retirement benefits and dedicating a percentage of funds raised by the transfer of such permits to health services and down payment assistance for purchase of such permits by taxi drivers.

7/20/04, RECEIVED AND ASSIGNED to City Services Committee.

Report

041033 [Youth Commission Annual Report]

Report from the San Francisco Youth Commission. (Clerk of the Board)

7/20/04, ASSIGNED to Board of Supervisors. Scheduled for Board consideration July 27, 2004, Special Order at 3:00 p.m.

PROPOSED ORDINANCES

**040974 [Zoning Map Amendment in connection with Habitat For Humanity Project]
Supervisor Sandoval**

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)

7/7/04, RECEIVED AND ASSIGNED to Land Use Committee.

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)

7/12/04, RECEIVED AND ASSIGNED to Rules Committee.

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

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)

7/9/04, 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)

7/9/04, RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED RESOLUTIONS

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)

7/7/04, 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)

7/7/04, 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)

7/12/04, 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)

7/12/04, 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)
7/8/04, RECEIVED AND ASSIGNED to Finance and Audits Committee. Department requests this item be scheduled for consideration at the August 11, 2004 meeting.

In Memoriams

Mario A. Borja (Supervisor Sandoval)

ADJOURNMENT

There being no further business, the Board at the hour of 8:40 p.m. adjourned.

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 August 17, 2004.

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.

A handwritten signature in cursive script, appearing to read "Gloria L. Young", written over a horizontal line.

Gloria L. Young
Clerk of the Board