

BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

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

MEETING MINUTES

Tuesday, March 18, 2003 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

**TOM AMMIANO, CHRIS DALY, BEVAN DUFTY, TONY HALL,
FIONA MA, SOPHIE MAXWELL, JAKE MCGOLDRICK,
GAVIN NEWSOM, AARON PESKIN, GERARDO SANDOVAL**

Gloria L. Young, Clerk of the Board

BOARD COMMITTEES

Committee Membership

Budget Committee

Supervisors Daly, Peskin, Maxwell, Ma, Gonzalez

City and School District Select Committee

Chair Maxwell, Supervisor Ammiano, Supervisor Ma, Commissioner Cruz, Commissioner Sanchez

City Services Committee

Supervisors Dufty, Ma, Newsom

Finance and Audits Committee

Supervisors Peskin, Sandoval, McGoldrick

Land Use Committee

Supervisors McGoldrick, Maxwell, Ammiano

Rules Committee

Supervisors Hall, Dufty, Gonzalez

Meeting Days

Thursday
1:00 PM

2nd Monday, bi-monthly
4:00 PM

Thursday
9:30 AM

Wednesday
12:30 PM

Monday
1:00 p.m.

Wednesday
9:30 AM

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

Volume 98 Number 9

Members Present: Tom Ammiano, Chris Daly, Bevan Dufty, Matt Gonzalez, Tony Hall, Fiona Ma, Sophie Maxwell, Jake McGoldrick, Gavin Newsom, Aaron Peskin, Gerardo Sandoval.

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:01p.m. On call of the roll, the following Supervisors were noted absent:

Supervisors Dufty, Daly - 2

Quorum present.

Supervisor Dufty noted present at 2:02 p.m.

Supervisor Daly was excused from attending today's meeting. (See Infra)

Supervisor Daly Excused from Attendance

Supervisor Newsom, seconded by Supervisor Peskin, moved to excuse Supervisor Daly from attending today's meeting. The motion carried by the following vote:

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

Excused: 1 - Daly

APPROVAL OF MEETING MINUTES

Supervisor McGoldrick, seconded by Supervisor Newsom, moved to approve February 18, 2003 and February 25, 2003 Meeting Minutes. The motion carried by the following vote:

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

Excused: 1 - Daly

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 privilege of the floor to the following guests. The motion carried by the following vote:

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

Excused: 1 - Daly

Supervisor Hall introduced, welcomed and presented Certificates of Honor to the Lord Mayor of South Dublin, Ireland and Joseph Horan, County Manager of Meath, Ireland.

COMMUNICATIONS

Clerk of the Board informed the Board that a Mayor's veto of ordinance appropriating funding for the investigation and litigation against Tutor-Saliba Construction (File No. 030132) was received. The ordinance will be calendared for re-consideration on March 25, 2003.

CONSENT AGENDA

Recommendation of the Finance and Audits Committee

030179 [Lease of Real Property]

Resolution authorizing the exercise of a five year option to extend the lease of approximately 25,939 square feet of space at 1390 Market Street for the Department of Public Health. (Real Estate Department)

(Public Benefit Recipient.)

Resolution No. 159-03

ADOPTED

Recommendations of the City Services Committee

**030128 [Training programs for clinical and related professionals]
Supervisors Dufty, Ma**

Resolution authorizing the San Francisco Department of Public Health, Community Health Network of San Francisco, Laguna Honda Hospital (CHN, LHH) to enter retroactively into an amendment to a contract agreement with The Board of Trustees of the Leland Stanford Junior University (STANFORD), the primary contractor, and expend funds in the amount of \$5,000 for research services; for the period of July 1, 2002 to June 30, 2003. (Public Health Department)

(No Public Benefit Recipient.)

Resolution No. 156-03

ADOPTED

030233 [Provide car seats and information to pregnant and parenting teens]
Supervisors Duffy, Ma, Sandoval, Newsom

Resolution authorizing the San Francisco Department of Public Health (SFDPH) to accept retroactively and expend a new grant in the amount of \$2,500 from the State of California Department of Health Services (CDHS), to implement a car seat bank program; for the period of December 15, 2002 through January 31, 2003. (Public Health Department)

(No Public Benefit Recipient.)

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

Resolution No. 151-03

ADOPTED

030235 [Cover the Uninsured Week]
Supervisors Duffy, Ma, Sandoval, Newsom

Resolution endorsing and supporting Cover the Uninsured Week, encouraging San Franciscans to attend the week's events to offer ideas and recommendations to address the problem of the uninsured, and proclaiming March 10 through 16 "Cover the Uninsured Week" in San Francisco. (Public Health Department)

(No Public Benefit Recipient.)

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

Resolution No. 160-03

ADOPTED

Recommendations of the Land Use Committee

030165 [STOP Intersections]

Resolution designating certain intersections as "STOP" intersections.

STOP SIGNS - ESTABLISH

Genessee Street and Joost Avenue, stopping Genessee Street and Joost Avenue, making this intersection an all-way STOP;

Castro Street, stopping northbound Castro Street at Bemis and Sussex Streets;

Milton I. Ross Street and Jerrold Avenue, stopping both eastbound and westbound Milton I. Ross Street; and

Lettuce Lane and Jerrold Avenue, stopping eastbound Lettuce Lane at Jerrold Avenue. (Parking and Traffic Department)

(1/21/03: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPT Order No. 2565; No Public Benefit Recipient.)

Resolution No. 157-03

ADOPTED

030166 [Parking Regulations, Various Locations]

Resolution enacting and rescinding parking regulations at various locations.

NO PARKING ANYTIME - RESCIND

TOW-AWAY, NO PARKING ANYTIME - ESTABLISH

Russian Hill Place, east side, from Vallejo to 15 feet northerly.

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH

Point Lobos Avenue, south side, from 40th Avenue to 80 feet westerly (adjacent to center roadway island).

TOW-AWAY, NO PARKING ANYTIME, 10 PM - 6 AM, EVERYDAY - ESTABLISH

Executive Park Boulevard, east side, between Alana Way and Blanken Avenue.

PERPENDICULAR (90-DEGREE ANGLE) PARKING - ESTABLISH

Ervine Street, west side, from Wilde Street to 346 feet southerly;

South Park Avenue, both sides, from 2nd Street to 125 feet westerly; and

South Park Avenue, both sides, from 3rd Street to 125 feet easterly.

TWO-HOUR PARKING TIME LIMIT, 9 AM - 5 PM, MONDAY THROUGH FRIDAY - ESTABLISH

18th Street, both sides, between 3rd and Tennessee Streets.

UNMETERED MOTORCYCLE PARKING - ESTABLISH

7th Street, west side, from 48 to 76 feet north of Townsend Street (accommodates six unmetered motorcycle parking spaces); and

UNMETERED MOTORCYCLE PARKING - ESTABLISH

8th Street, east side, from Division Street to 10.5 feet northerly (accommodates three unmetered motorcycle parking spaces).

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

17th Street, both sides, between Shrader and Stanyan Streets (4900 block).

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

Rose Street, north side, from Market Street to 26 feet westerly.

RESIDENTIAL PERMIT PARKING AREA "X" (2-HOUR TIME LIMIT, 8 AM - 6 PM, MONDAY THROUGH FRIDAY) - ESTABLISH

Arkansas Street, east side, from 50 feet south of 17th Street to Marioposa Street (100 block, starting with address #113); and

Arkansas Street, west side, between 17th and Mariposa Streets (100 block).

RESIDENTIAL PERMIT PARKING AREA "Z" (2-HOUR TIME LIMIT, 8 AM - 6 PM, MONDAY THROUGH FRIDAY) - ESTABLISH

25th Street, both sides, between Church and Dolores Streets (3800 block);

Church Street, both sides, between 25th and Clipper Streets. (portion of the 1300 block);

Fair Oaks Street, both sides, between 21st and 22nd Streets (Unit block); and

Valencia Street, east side, from 22nd to 23rd Streets (1100 block). (Parking and Traffic Department)

Resolution No. 158-03

ADOPTED

Recommendations of the Rules Committee**021545 [Appointments]**

Resolution appointing Cheryl Brinkman, Susan Vaughn, Ken Kelton, Jeanne Lynch, Pi Ra, Howard Strassner, Shirley Bierly, Ed Franklin, and Sharon Priest, terms to be determined, to the Pedestrian Safety Advisory Committee.

Cheryl Brinkman, new position, seat 1, must be a representative from a pedestrian safety organization, for a two-year term (ending date to be determined);

Susan Vaughn, new position, seat 2, must be a representative from a pedestrian safety organization, for a two-year term (ending date to be determined);

Ken Kelton, new position, seat 3, must be a representative from a pedestrian safety organization, for a two-year term (ending date to be determined);

Jeanne Lynch, new position, seat 4, must be a representative from a senior or disability organization, for a two-year term (ending date to be determined);

Pi Ra, new position, seat 6, must be a representative from a bicycle or other non-motorized wheeled personal transport organization, for a two-year term (ending date to be determined);

Howard Strassner, new position, seat 7, must be a representative from a transit or environmental organization, for a two-year term (ending date to be determined);

Shirley Bierly, new position, seat 9, must be a representative from a public health organization, for a two-year term (ending date to be determined);

Ed Franklin, new position, seat 10, must be a representative from the public at-large, for a two-year term (ending date to be determined);

Sharon Priest, new position, seat 11, must be a representative from the public at-large, for a two-year term (ending date to be determined).

Resolution No. 153-03

ADOPTED

030259 [Appointments]

Motion appointing Jim Meko, Terrance Alan and Erik Joseph Pred, terms to be determined, to the Entertainment Commission.

Jim Meko, new position, seat 1, shall represent the interests of City neighborhood associations or groups for a term to be determined.

Terrance Alan, new position, seat 2, shall represent the interests of entertainment associations or groups for a term to be determined.

Erik Joseph Pred, new position, seat 3, shall represent the interests of the public health community for a term to be determined.

Motion No. M03-42

APPROVED

The foregoing items were acted upon by the following vote:

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

Excused: 1 - Daly

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendations of the Budget Committee

- 030088** [MOU, Local 790, for staff nurses and per diem nurses]
Supervisors Newsom, Ammiano, Dufty, Maxwell, Daly, Gonzalez

Ordinance adopting and implementing an amendment to the 2000-2003 Collective Bargaining Agreement between the City and County of San Francisco and the Service Employees International Union, Local 790, AFL-CIO for staff nurses and per diem nurses by extending the terms and conditions of the Collective Bargaining Agreement through June 30, 2005.

(Fiscal impact.)

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

Ordinance No. 38-03

FINALLY PASSED by the following vote:

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

Noes: 1 - Hall

Excused: 1 - Daly

- 030089** [MOU, Local 856 for Supervising Nurses]
Supervisors Newsom, Ammiano, Dufty, Maxwell, Daly, Gonzalez

Ordinance adopting and implementing an amendment to the 2001-2003 Collective Bargaining Agreement between the City and County of San Francisco and the Teamsters Local 856 for Supervising Nurses by extending the terms and conditions of the Collective Bargaining Agreement through June 30, 2005.

(Fiscal impact.)

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

Ordinance No. 39-03

FINALLY PASSED by the following vote:

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

Noes: 1 - Hall

Excused: 1 - Daly

Recommendation of the City Services Committee

021857 [Amend Health Code - Lead Hazard Definition Amendment]
Supervisors Ammiano, Newsom, Daly, Gonzalez, Sandoval

Ordinance amending Section 1601 of Article 26 of the San Francisco Health Code to change the title of the Article to emphasize the lead poisoning prevention aspect of the Article; amending the definitions for various lead hazards in Section 1603 of Article 26 of the San Francisco Health Code to conform with the newly promulgated lead levels from the United States Environmental Protection Agency ("USEPA") and the California Department of Health Services ("CDHS") for Dust-Lead Hazard; conforming the terms used in the Article to those used by USEPA and CDHS; amending the definitions for "Case-Managed Child," "Elevated Blood Lead Child" and "Lead-Poisoned Child" to conform with the new requirements from the California Department of Health Services regarding case-management of lead-poisoned children, and making conforming changes to Sections 1601, 1602, 1604, 1617, and 1626.

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

Ordinance No. 36-03

FINALLY PASSED by the following vote:

Ayes: 10 - Ammiano, Duffy, Gonzalez, Hall, Ma, Maxwell, McGoldrick, Newsom, Peskin, Sandoval
Excused: 1 - Daly

Recommendation of the Finance and Audits Committee

030245 [Funding for the program management services for PUC capital projects]
Mayor

Ordinance appropriating \$5,600,000 of fund balance from the Water Department, \$560,000 of fund balance from Hetch Hetchy, and \$840,000 of fund balance from Clean Water for a total of \$7,000,000 for program management services for the Public Utilities Commission's capital projects for fiscal year 2002-03, placing \$5,188,465 on Finance and Audits Committee Reserve. (Mayor)

(Fiscal impact; No Public Benefit Recipient.)

Ordinance No. 41-03

FINALLY PASSED by the following vote:

Ayes: 10 - Ammiano, Duffy, Gonzalez, Hall, Ma, Maxwell, McGoldrick, Newsom, Peskin, Sandoval
Excused: 1 - Daly

Recommendations of the Land Use Committee**030029 [Authorizing MTA to proceed with CM/GC project delivery method for Muni Metro East Project]
Supervisors Ammiano, Maxwell, Duffy, Newsom**

Ordinance exempting the Municipal Transportation Agency (MTA) from subcontractor listing requirements of Administrative Code Chapter 6 for the proposed construction of the Muni Metro East Light Rail Vehicle Maintenance and Operations Facility Project; and authorizing the MTA to take all necessary steps to procure such work through a CM/GC contract duly awarded pursuant to this Ordinance. (Municipal Transportation Agency)

(No Public Benefit Recipient.)

Ordinance No. 37-03

FINALLY PASSED by the following vote:

Ayes: 7 - Ammiano, Duffy, Hall, Ma, Maxwell, Newsom, Peskin

Noes: 3 - Gonzalez, McGoldrick, Sandoval

Excused: 1 - Daly

**030146 [Changing Official Width of Sidewalk]
Supervisor Hall**

Ordinance amending Ordinance No. 1061 entitled "Regulating the Width of Sidewalks" by adding thereto Section No. 1558 to change the official sidewalk width at the southeast and southwest corners of Woodside and Idora Avenues; making findings pursuant to the General Plan and Planning Code Section 101.1; and requiring relocation, modification, or both of facilities affected by the sidewalk width changes. (Public Works Department)

(No Public Benefit Recipient.)

Ordinance No. 40-03

FINALLY PASSED by the following vote:

Ayes: 10 - Ammiano, Duffy, Gonzalez, Hall, Ma, Maxwell, McGoldrick, Newsom, Peskin, Sandoval

Excused: 1 - Daly

**030097 [Designate the 1338 Filbert Street Cottages as a Landmark]
Supervisors Peskin, Daly, Ammiano, Gonzalez, Sandoval, McGoldrick, Hall, Maxwell**

Ordinance amending Planning Code Article 10 to designate the 1338 Filbert Street Cottages, Lots 32, 33 and 34 in Assessor's Block 524, as Landmark No. 232.

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

Ayes: 10 - Ammiano, Duffy, Gonzalez, Hall, Ma, Maxwell, McGoldrick, Newsom, Peskin, Sandoval

Excused: 1 - Daly

Ordinance amending Planning Code Article 10 to designate the 1338 Filbert Street Cottages, Lots 31, 32, 33 and 34 in Assessor's Block 524, as Landmark No. 232.

PASSED ON FIRST READING AS AMENDED by the following vote:

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

Noes: 1 - Newsom

Excused: 1 - Daly

NEW BUSINESS

Recommendations of the Budget Committee

030095 [Recreation and Parks -- Fees]

Mayor

Ordinance making environmental findings and amending the San Francisco Park Code by amending Sections 7.16 and 7.18 to require a cleaning deposit and reimbursement for costs for the use of park facilities; amending Sections 12.05, 12.07, 12.20, and adding Sections 12.21, 12.22, 12.23, 12.24, 12.25, 12.26, 12.27 to increase the fees charged for the use of Recreation and Park facilities for weddings, events, picnics, photography and filming, encroachment, for parking on the Golden Gate Park Concourse and for classes at the Sharon Arts Studio; and adding Section 12.28 authorizing the Recreation and Park Commission to develop policies and procedures to allow the General Manager to reduce or waive fees in the case of demonstrated financial hardship. (Mayor)

PASSED ON FIRST READING by the following vote:

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

Excused: 1 - Daly

022049 [Contracting out Laundry Services at San Francisco General Hospital]

Resolution concurring retroactively, with the Controller's certification that the laundry services can be performed for the Department of Public Health, San Francisco General Hospital by private contractor for a lower cost than similar work performed by City and County employees. (Public Health Department)

(Fiscal impact; No Public Benefit Recipient.)

Resolution No. 155-03

ADOPTED by the following vote:

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

Excused: 1 - Daly

Recommendations of the Finance and Audits Committee

**021997 [Authorizing the transfer of Institutional Police from the Department of Public Health to the Sheriff]
Supervisors Peskin, Dufty, Ma, Newsom, Gonzalez, Maxwell**

Ordinance amending the Administrative Code by adding a new Section 1.59 to authorize the transfer of the Institutional Police Department from the Department of Public Health to the Sheriff.

(Fiscal impact.)

Supervisors Gonzalez and Maxwell requested to be added as co-sponsors.

PASSED ON FIRST READING by the following vote:

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

Noes: 1 - Hall

Excused: 1 - Daly

**030220 [International Museum of Women]
Supervisors Daly, Dufty, Maxwell, Peskin, McGoldrick, Ammiano, Gonzalez**

Resolution exempting the potential lease of Pier 26 to the International Museum of Women from the competitive bidding policy set forth in Administrative Code Section 2.6-1.

Supervisors Ammiano and Gonzalez requested to be added as co-sponsors.

Resolution No. 150-03

ADOPTED by the following vote:

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

Excused: 1 - Daly

**030224 [Appropriation - Assessor-Recorder's Office]
Supervisor Dufty, Gonzalez**

Ordinance appropriating \$349,671 in surplus recording fees and re-appropriating \$194,128 in equipment, materials and supplies and professional services for a total of \$543,799 to cover shortfalls in salaries and services of other departments and for temporary salaries and fringes to address the backlog of deed processing, appraisals, permits, appeals in the Assessor-Recorder's Office for fiscal year 2002-03.

(Fiscal impact; No Public Benefit Recipient.)

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

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

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

Excused: 1 - Daly

Ordinance appropriating \$349,671 in surplus recording fees and re-appropriating \$194,128 in equipment, materials and supplies and professional services for a total of \$543,799 to cover shortfalls in salaries and services of other departments and for temporary salaries and fringes to address the backlog of deed processing, appraisals, permits, appeals in the Assessor-Recorder's Office for fiscal year 2002-03, placing \$40,790 on reserve by the Finance and Audit Committee.

(Fiscal impact; No Public Benefit Recipient.)

PASSED ON FIRST READING AS AMENDED by the following vote:

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

Excused: 1 - Daly

Recommendations of the City Services Committee**030237 [911 Digital Technology]**
Supervisors Newsom, Dufty, Ma, Maxwell

Resolution urging the Office of the District Attorney, the San Francisco Police Department, the Department of Telecommunications and Information Systems, the Emergency Communications Department, and the Department on the Status of Women to collaborate in order to consider and make recommendations on the advantages of bringing 911 digital technology to the City and County of San Francisco as another viable medium of combating domestic violence.

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

Resolution No. 161-03

ADOPTED by the following vote:

Ayes: 10 - Ammiano, Dufty, Gonzalez, Hall, Ma, Maxwell, McGoldrick, Newsom, Peskin, Sandoval
Excused: 1 - Daly

030247 [Accept-Expend Federal Grant]
Supervisors Dufty, Ma, Newsom, Maxwell

Resolution authorizing the Chief of Police for the City and County of San Francisco to retroactively accept and expend grant funds made available through the U.S. Department of Justice - Office of Community Oriented Policing for a project entitled "COPS-MORE 2002; Crime Analysis Hardware and Software". (Police Department)

(No Public Benefit Recipient.)

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

Resolution No. 162-03

ADOPTED by the following vote:

Ayes: 10 - Ammiano, Dufty, Gonzalez, Hall, Ma, Maxwell, McGoldrick, Newsom, Peskin, Sandoval
Excused: 1 - Daly

030026 [Liquor License Transfer, 560 Hayes Street]

Resolution determining that the transfer of a Type 21 off-sale general alcoholic beverage control license from 1419 Stockton Street to 560 Hayes Street (District 6), to Beau Timken for True Sake, LLC will serve the convenience of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code; with conditions.

Resolution No. 147-03

ADOPTED by the following vote:

Ayes: 9 - Dufty, Gonzalez, Hall, Ma, Maxwell, McGoldrick, Newsom, Peskin, Sandoval
Absent: 1 - Ammiano
Excused: 1 - Daly

030084 [Liquor License Transfer, 1419 Fillmore Street]

Resolution determining that the transfer of a Type 48 on-sale general public premises license from 711 Market Street, to Pascal B. Thiam for Savanna Jazz, LLC located at 1419 Fillmore Street (District 5), will serve the convenience of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code; with conditions.

Resolution No. 148-03

ADOPTED by the following vote:

Ayes: 9 - Ammiano, Gonzalez, Hall, Ma, Maxwell, McGoldrick, Newsom, Peskin, Sandoval
Absent: 1 - Dufty
Excused: 1 - Daly

**030133 [Loan application relating to the renovation of the San Francisco Marina]
Supervisor Newsom**

Resolution certifying the need for the renovation of the San Francisco Marina Small Craft Harbor; requesting a loan from the California Department of Boating and Waterways to finance the renovation of the San Francisco Marina Small Craft Harbor; approving the form of the loan application documentation and authorizing the submission of such documentation to the California Department of Boating and Waterways; and ratifying and approving actions taken in connection with the submission of the loan application.

Amended on page 2, line 12, by deleting "approved" and inserting "authorized but does not constitute approval or permitting of the proposed project."

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

Ayes: 9 - Ammiano, Gonzalez, Hall, Ma, Maxwell, McGoldrick, Newsom, Peskin, Sandoval
Absent: 1 - Dufty
Excused: 1 - Daly

Resolution No. 149-03

ADOPTED AS AMENDED by the following vote:

Ayes: 9 - Ammiano, Gonzalez, Hall, Ma, Maxwell, McGoldrick, Newsom, Peskin, Sandoval
Absent: 1 - Dufty
Excused: 1 - Daly

Recommendations of the Land Use Committee**021772 [Conditional Use Revocation]
Supervisors Gonzalez, Dufty, Hall, Peskin, Ma, McGoldrick**

Ordinance amending the San Francisco Planning Code by amending Section 303 to provide for the revocation of a conditional use authorization upon a finding that the applicant provided false information in obtaining the conditional use; adopting findings under Planning Code Section 302.

Supervisors Dufty, Hall, Peskin, Ma and McGoldrick requested to be added as co-sponsors.

PASSED ON FIRST READING by the following vote:

Ayes: 9 - Ammiano, Gonzalez, Hall, Ma, Maxwell, McGoldrick, Newsom, Peskin, Sandoval
Absent: 1 - Dufty
Excused: 1 - Daly

**030081 [Parking Regulations, Blanken Avenue]
Supervisor Gonzalez**

Ordinance deleting Section 28.5.5 of the San Francisco Traffic Code restricting certain vehicles over 6,000 pounds on Blanken Avenue between Bayshore Boulevard and Tunnel Avenue. (Parking and Traffic Department)

Supervisor Gonzalez requested to be added as sponsor.

PASSED ON FIRST READING by the following vote:

Ayes: 9 - Ammiano, Gonzalez, Hall, Ma, Maxwell, McGoldrick, Newsom, Peskin, Sandoval

Absent: 1 - Duffy

Excused: 1 - Daly

**030099 [Extending annual condominium conversion limitation]
Supervisors McGoldrick, Hall**

Ordinance amending the San Francisco Subdivision Code Article 9, Section 1396 to extend the annual condominium conversion limitation for two additional years and providing for the conversion of specified buildings where a property owner submitted a subdivision application on or before January 21, 2003.

2/4/03 in Board: Supervisor McGoldrick submitted a substitute ordinance bearing new title.

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

PASSED ON FIRST READING by the following vote:

Ayes: 9 - Ammiano, Gonzalez, Hall, Ma, Maxwell, McGoldrick, Newsom, Peskin, Sandoval

Absent: 1 - Duffy

Excused: 1 - Daly

**030157 [1250 Haight Street - Zoning Map Change from RM-1 to RM-1 and Haight Street Senior Affordable Housing SUD]
Supervisor Gonzalez**

Ordinance amending the Zoning Map of the City and County of San Francisco for change in property use classification of a property described as Assessor's Block 1234, Lots 11 and 14, located at 1250 Haight Street, on the north side, between Lyon Street and Central Avenue, from an RM-1 (Residential, Mixed, Low Density) District to an RM-1 (Residential, Mixed, Low Density) District and the Haight Street Senior Affordable Housing Special Use District; and adopting findings pursuant to Planning Code Section 101.1. (Planning Department)

Supervisor Gonzalez requested to be added as sponsor.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Ammiano, Duffy, Gonzalez, Hall, Ma, Maxwell, McGoldrick, Newsom, Peskin, Sandoval

Excused: 1 - Daly

**030158 [1250 Haight Street - Zoning Map Change from 40-X to 40-X and 60-X Height and Bulk District]
Supervisor Gonzalez**

Ordinance amending the Zoning Map of the City and County of San Francisco for change in property height classification of a property described as Assessor's Block 1234, Lots 11 and 14, located at 1250 Haight Street, on the north side, between Lyon Street and Central Avenue, from 40-X Height and Bulk District to 60-X Height and Bulk District; and adopting findings pursuant to Planning Code Section 101.1. (Planning Department)

Supervisor Gonzalez requested to be added as sponsor.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Ammiano, Duffy, Gonzalez, Hall, Ma, Maxwell, McGoldrick, Newsom, Peskin, Sandoval
Excused: 1 - Daly

**030155 [1250 Haight Street - Special Use District to create Haight Street Senior Affordable Housing]
Supervisor Gonzalez**

Ordinance amending the San Francisco Planning Code by adding Section 249.23 to create a Senior Affordable Housing Special Use District of a property described as Assessor's Block 1234, Lots 11 and 14, located at 1250 Haight Street, on the north side, between Lyon Street and Central Avenue; and adopting findings pursuant to Planning Code Section 101.1. (Planning Department)

(Companion measure to Files 030155, 030156, 030157, 030158; Planning Resolution Nos. 16500 and 16501 adopting all four proposed Planning Code and Zoning Map amendments (Reclassification Application No. 2002.0451CTZ on December 19, 2002; Motion No. 16502 approving Conditional Use Application No. 2002.0451CTZ on December 19, 2002; Certificate of Determination/Exclusion from CEQA Environmental Review dated September 10, 2002; No Public Benefit Recipient.)
(2/18/03 in Board: Supervisor Gonzalez submitted a substitute ordinance bearing same title.)

Supervisor Gonzalez requested to be added as sponsor.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Ammiano, Duffy, Gonzalez, Hall, Ma, Maxwell, McGoldrick, Newsom, Peskin, Sandoval
Excused: 1 - Daly

**030156 [1250 Haight Street - Special Use District to create Special Height Exception for the Haight Street Senior Affordable Housing]
Supervisor Gonzalez**

Ordinance amending the San Francisco Planning Code by adding Section 263.16 to create a special height control for the Haight Street Senior Affordable Housing Special Use District of a property described as Assessor's Block 1234, Lots 11 and 14, located at 1250 Haight Street, on the north side, between Lyon Street and Central Avenue; and adopting findings pursuant to Planning Code Section 101.1. (Planning Department)

Supervisor Gonzalez requested to be added as sponsor.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Ammiano, Duffy, Gonzalez, Hall, Ma, Maxwell, McGoldrick, Newsom, Peskin, Sandoval
Excused: 1 - Daly

021945 [Parking Regulations, Various Locations]

Resolution enacting and rescinding parking regulations at various locations.

PARKING METER AREA NO. 3 (1-HOUR TIME LIMIT, 9 AM - 6 PM, MONDAY THROUGH SATURDAY) - ESTABLISH

Stillman Street, north side, between 147 Stillman and 4th Streets.

Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street. (Parking and Traffic Department)

(DPT Order No. 2508.)

Resolution No. 154-03

ADOPTED by the following vote:

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

Excused: 1 - Daly

Recommendations of the Rules Committee**021996 [Voter Information Pamphlet Amendments]
Supervisor Gonzalez**

Ordinance amending sections 500, 530 and 550 of the San Francisco Municipal Elections Code to require the Director of Elections to publish in the Voter Information Pamphlet: (1) a description of every elector's right to seek a writ of mandate or an injunction requiring any or all of the materials in the Voter Information Pamphlet to be amended or deleted, and (2) a disclaimer at the beginning of each ballot measure argument and rebuttal authorized by the Board of Supervisors explaining which members of the Board of Supervisors endorse, oppose or have taken no position on the measure; and to clarify that when the Board of Supervisors authorizes a member or members of that body to submit a ballot measure argument or rebuttal, it shall do so by motion, and it need not take any further action, including voting on or otherwise approving the actual text of the argument or rebuttal.

PASSED ON FIRST READING by the following vote:

Ayes: 9 - Ammiano, Dufty, Gonzalez, Hall, Ma, McGoldrick, Newsom, Peskin, Sandoval
Absent: 1 - Maxwell
Excused: 1 - Daly

**030188 [Confirming the re-appointment of Benny Yee to the San Francisco Redevelopment Agency]
Mayor**

Resolution confirming the re-appointment of Benny Yee to the San Francisco Redevelopment Agency for a four-year term ending September 3, 2006. (Mayor)

Continued to March 25, 2003

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

Ayes: 10 - Ammiano, Dufty, Gonzalez, Hall, Ma, Maxwell, McGoldrick, Newsom, Peskin, Sandoval
Excused: 1 - Daly

**030190 [Confirming the re-appointment of Leroy King to the San Francisco Redevelopment Agency]
Mayor**

Resolution confirming the re-appointment of Leroy King to the San Francisco Redevelopment Agency for a four-year term ending September 3, 2006. (Mayor)

Continued to March 25, 2003

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

Ayes: 10 - Ammiano, Dufty, Gonzalez, Hall, Ma, Maxwell, McGoldrick, Newsom, Peskin, Sandoval
Excused: 1 - Daly

**030191 [Confirming the re-appointment of Michael Hardeman to the San Francisco Port Commission]
Mayor**

Resolution confirming the appointment of Michael Hardeman to the San Francisco Port Commission for a four-year term ending May 1, 2006. (Mayor)

Continued to March 25, 2003

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

Ayes: 10 - Ammiano, Duffy, Gonzalez, Hall, Ma, Maxwell, McGoldrick, Newsom, Peskin, Sandoval
Excused: 1 - Daly

**030137 [Scheduling Items on Committee Consent Agendas]
Supervisors Ammiano, Peskin**

Motion amending Rule 5.40 of the Rules of Order of the Board of Supervisors of the City and County of San Francisco to provide additional guidelines for scheduling items on consent agendas in Board Committee meetings.

Amended on page 3, line 3, by deleting "j. Committee members would review information contained in their Committee agenda packets." and further amended on page 2, line 10, by inserting "9. Other items that the Committee Chair and the Budget Analyst agree do not require a Budget Analyst's review and reports"; and on page 3, line 10, by deleting "9. Other items that the Committee Chair and the Budget Analyst agree do not require a Budget Analyst's review and reports."

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

Ayes: 10 - Ammiano, Duffy, Gonzalez, Hall, Ma, Maxwell, McGoldrick, Newsom, Peskin, Sandoval
Excused: 1 - Daly

Motion No. M03-41

APPROVED AS AMENDED by the following vote:

Ayes: 10 - Ammiano, Duffy, Gonzalez, Hall, Ma, Maxwell, McGoldrick, Newsom, Peskin, Sandoval
Excused: 1 - Daly

From the Rules Committee "Without Recommendation"

**030189 [Confirming the appointment of Ben Hom to the San Francisco Port Commission]
Mayor**

Resolution confirming the appointment of Ben Hom to the San Francisco Port Commission, for a four-year term ending May 1, 2006. (Mayor)

(Supervisor Hall excused from voting.)

Continued to March 25, 2003

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

Ayes: 10 - Ammiano, Duffy, Gonzalez, Hall, Ma, Maxwell, McGoldrick, Newsom, Peskin, Sandoval
Excused: 1 - Daly

Supervisor Peskin, seconded by Supervisor McGoldrick, moved to rescind the previous vote.

Motion carried by the following vote:

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

Excused: 1 - Daly

Supervisor Hall Excused From Voting

Supervisor Ammiano, seconded by Supervisor Ma, moved to excuse Supervisor Hall , at his request, from voting this matter. The motion carried by the following vote:

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

Excused: 2 - Daly, Hall

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

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

Excused: 2 - Daly, Hall

COMMITTEE REPORTS

From the Land Use Committee

030372 [Designate One of the Four 1338 Filbert Street Cottages as a Landmark]

Supervisors Peskin, Daly, Ammiano, Gonzalez, Sandoval, McGoldrick, Hall, Maxwell

Ordinance amending Planning Code Article 10 to designate One of the Four Cottages located at 1338 Filbert Street, Lot 31 in Assessor's Block 524, as Landmark No. ____.

TABLED by the following vote:

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

Excused: 1 - Daly

ROLL CALL FOR INTRODUCTIONS

PUBLIC COMMENT

Abdullah Megaheed; war issues

Charles Paskerian, Member of the Armenian American Organization of California;

Commemoration of the Armenian Genocide

Francisco Da Costa: AB1187 and general issues

Mark Markarian, Member of the SF Chapter Armenian National Committee;

Commemoration of the Armenian Genocide

Bob Kharissarian; Commemoration of the Armenian Genocide

Male Speaker; homeless issues and war issues

Tom McDonagh; Academy of Sciences

Andrew Bozeman; Bayview Hunter's Point, in support of saving the jobs of the

Environmental Officers

Female Speaker; statement regarding Supervisor Newsom's conflict of interest statement

Robert Pender, VP of Park Merced Apartments residence; eviction notice

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 43 through 60**030359 [Needle Exchange Emergency]**

Supervisors Ammiano, Newsom, Daly, Peskin, McGoldrick, Maxwell, Duffy

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

Motion No. M03-44

APPROVED

030360 [Honoring National Order of the Ancient Order of Hibernians]

Supervisors Hall, McGoldrick, Duffy, Sandoval, Newsom

Resolution honoring The National Order of the Ancient Order of Hibernians for launching the Hibernian Hunger Project.

Supervisors Duffy, Sandoval and Newsom requested to be added as co-sponsors.

Resolution No. 163-03

ADOPTED

030362 [Gift Acceptance - "Spaceship Earth" Sculpture]

Supervisors Peskin, Gonzalez, Daly, Sandoval

Resolution recommending the acceptance of a gift, "Spaceship Earth" as a sculptural monument to David R. Brower, first Executive Director of the Sierra Club.

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

Resolution No. 165-03

ADOPTED

030363 [Commend SF Police Department]

Supervisors Newsom, Duffy

Resolution commending the San Francisco Police Department for having been selected to receive a grant award from the U.S. Department of Justice to purchase state-of-the-art crime mapping technology through the federal "Community Oriented Policing Services-Making Officer Redeployment Effective" program; and urging the San Francisco Police Department to continue to adopt innovative technology and management strategies; and to adopt an accountability system as the department begins to implement the technology component of CompStat.

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

Resolution No. 166-03

ADOPTED

**030364 [Commend David R. Brower]
Supervisors Newsom, Gonzalez**

Resolution supporting the placement of a sculpture in the City of San Francisco to establish a suitable and permanent memorial in commemoration of the late David R. Brower.

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

Resolution No. 167-03

ADOPTED

**030366 [Urge Congress to Pass Filipino Veterans Equity Act]
Supervisors Sandoval, Ammiano, Daly, Gonzalez, McGoldrick, Ma, Dufty, Peskin, Maxwell, Hall, Newsom**

Resolution urging 108th U.S. Congress to pass HR 677: Filipino Veterans Equity Act of 2003.

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

Resolution No. 168-03

ADOPTED

**030367 [Recognize the 3rd Annual Cesar E. Chavez Holiday Parade]
Supervisors Sandoval, Dufty, McGoldrick**

Resolution recognizing the 3rd Annual Cesar Chavez Holiday Parade and Festival on March 30, 2003.

Supervisors Dufty and McGoldrick requested to be added as co-sponsors.

Resolution No. 169-03

ADOPTED

**030368 [Commend South of Market Employment Center]
Supervisors Sandoval, Dufty**

Resolution commending the South of Market Employment Center/Mission Hiring Hall for organizing a successful Resource Job Fair for displaced airport security screeners from San Francisco International Airport.

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

Resolution No. 170-03

ADOPTED

**030369 [Support Establishment of New Mission Campus]
Supervisors Sandoval, Ammiano, Ma, Dufty, Peskin, Hall, McGoldrick, Gonzalez, Maxwell, Newsom**

Resolution urging the SFUSD School Board to support the establishment of the City College of San Francisco New Mission Campus to be located at 106 and 110 Bartlett Street.

Supervisors Ammiano, Ma, Dufty, Peskin, Hall, McGoldrick, Gonzalez, Maxwell and Newsom requested to be added as co-sponsors.

Resolution No. 171-03

ADOPTED

030370 [Exploitation of Youth Task Force Final Report]
Supervisors Ammiano, Dufty, Hall, Ma, Newsom

Resolution accepting the recommendations from the Task Force to End the Exploitation of Youth presented at a hearing scheduled February 27, 2003 in the City Services Committee.

Supervisors Dufty, Hall, Ma and Newsom requested to be added as co-sponsors.

Resolution No. 172-03

ADOPTED

030321 [Final Map for a 22 Unit Residential Condominium Project]
Supervisor Ammiano

Motion approving Final Map of 400 Alemany Boulevard, a Residential Condominium Project, being a subdivision of Lot 18, Assessor's Block No. 5843, and adopting findings pursuant to Planning Code Section 101.1.

(No Public Benefit Recipient; DPW Order No. 173,982; District 9.)

Motion No. M03-43

APPROVED

030380 [Final Map for a 6 Unit Live/Work Condominium Project]

Motion approving Final Map of 2111 26th Street, A Live/Work Condominium Project, being a subdivision of Lot 14, Assessor's Block No. 4327A, and adopting findings pursuant to Planning Code Section 101.1. (Public Works Department)

(No Public Benefit Recipient; DPW Order No. 173,999; District 10.)

Motion No. M03-45

APPROVED

030381 [Final Map for a 6 Unit Live/Work Condominium Project]

Motion approving Final Map of 2121 26th Street, A Live/Work Condominium Project, being a subdivision of Lot 13, Assessor's Block No. 4327A, and adopting findings pursuant to Planning Code Section 101.1. (Public Works Department)

(No Public Benefit Recipient; DPW Order No. 173,998; District 10.)

Motion No. M03-46

APPROVED

030382 [Final Map for a 6 Unit Live/Work Condominium Project]

Motion approving Final Map of 2131 26th Street, A Live/Work Condominium Project, being a subdivision of Lot 12, Assessor's Block No. 4327A, and adopting findings pursuant to Planning Code Section 101.1. (Public Works Department)

(No Public Benefit Recipient; DPW Order No. 173,997; District 10.)

Motion No. M03-47

APPROVED

030383 [Final Map for a 6 Unit Live/Work Condominium Project]

Motion approving Final Map of 2141 26th Street, A Live/Work Condominium Project, being a subdivision of Lot 11, Assessor's Block No. 4327A, and adopting findings pursuant to Planning Code Section 101.1. (Public Works Department)

(No Public Benefit Recipient; DPW Order No. 173,996; District 10.)

Motion No. M03-48

APPROVED

030384 [Final Map for an 8 Unit Residential Condominium Project]

Motion approving Final Map of 2315 Van Ness Avenue, a Residential Condominium Project, being a subdivision of Lot 36, Assessor's Block No. 551, and adopting findings pursuant to Planning Code Section 101.1. (Public Works Department)

(No Public Benefit Recipient; DPW Order No. 173,995; District 2.)

Motion No. M03-49

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 10 - Ammiano, Duffy, Gonzalez, Hall, Ma, Maxwell, McGoldrick, Newsom, Peskin, Sandoval

Excused: 1 - Daly

Severed from For Without Committee Reference

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

030361 [Armenian Genocide Commemoration Day]

Supervisors Peskin, Ammiano, Gonzalez, Maxwell, Dufty, Daly, Hall, McGoldrick, Ma, Sandoval, Newsom

Resolution declaring April 24, 2003 Armenian Genocide Commemoration Day in San Francisco.

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

Resolution No. 164-03

ADOPTED by the following vote:

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

Excused: 1 - Daly

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

030365 [Funding Levels for Department of Aging and Adult Services]

Supervisor Newsom

Resolution urging the Mayor to maintain funding levels for services for older adults and adults with disabilities served by and through the Department of Aging and Adult Services.

Supervisor Hall requested that this matter be referred to Committee.

REFERRED to the Budget Committee.

IMPERATIVE AGENDA

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

[Purely Commendatory Finding]

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

Supervisor Ammiano, seconded by Supervisor Sandoval, moved ADOPTION of the Commentary Finding Act. The motion carried by the following vote:

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

Excused: 1 - Daly

[Brown Act Finding]

Motion that the Board find by roll call vote that for the resolutions being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

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

Ayes: 10 - Ammiano, Duffy, Gonzalez, Hall, Ma, Maxwell, McGoldrick, Newsom, Peskin, Sandoval

Excused: 1 - Daly

030425 [Gideon 40th Anniversary]

Supervisor Gonzalez

Resolution establishing March 18, 2003 as Gideon Day in commemoration of the 40th anniversary of the decision mandating the right to counsel for all regardless of income.

Resolution No. 173-03

ADOPTED by the following vote:

Ayes: 10 - Ammiano, Duffy, Gonzalez, Hall, Ma, Maxwell, McGoldrick, Newsom, Peskin, Sandoval

Excused: 1 - Daly

OFF-AGENDA LEGISLATION

Introduced by Supervisors or Mayor

Ordinances

020295 [Golden Triangle Light Standards as Landmark]

Supervisor McGoldrick

Ordinance Designating The Golden Triangle Light Standards As Landmark No. 233 Pursuant To Article 10, Sections 1004 And 1004.4 of The Planning Code.

2/19/02, RECEIVED AND ASSIGNED to Transportation and Commerce Committee.

12/30/02, FILED PURSUANT TO RULE 5.37.

3/18/03, REACTIVATED PURSUANT TO RULE 5.24. Supervisor McGoldrick requested to reactivate this matter and be the substitute sponsor for former Supervisor Leno.

3/18/03, ASSIGNED to Land Use Committee.

**020592 [Modifying collection procedures for the Transit Impact, Housing, Child Care, Park and Inclusionary Housing Fees by transferring responsibility for collection and enforcement to the Treasurer]
Supervisor Peskin**

Ordinance (1) amending the Planning Code by amending Sections 139, 313.1, 313.4, 313.5, 313.6, 313.7, 313.8, 313.9, 313.10, 314.1, 314.4, 315.3 and 315.6 to transfer collection authority for in lieu fees collected for the Park Fund, the Jobs-Housing Linkage Program, Child Care Requirement and the Inclusionary Affordable Housing Program from the Controller to the Treasurer and conform collection procedures for these fees; and (2) amending the Administrative Code by amending Sections 38.1, 38.3, 38.4, 38.5, 38.6, 38.8, 38.8.5, 38.9, 38.10, 38.11 and 38.45 to transfer collection of the Transit Impact Development Fee from the General Manager of the Public Utilities Commission to the Treasurer and conform collection and enforcement procedures for the fee.

4/15/02, RECEIVED AND ASSIGNED to Finance Committee. 4/19/02 - Transmitted to Planning Commission for public hearing and recommendation.

1/9/03, RESPONSE RECEIVED. Certificate of Exemption/Exclusion from Environmental Review dated 6/13/02.

2/5/03, TRANSFERRED to Finance and Audits Committee. New committee structure 2/17/03.

3/18/03, SUBSTITUTED. Supervisor Peskin submitted a substitute ordinance bearing new title and requested this item be scheduled for consideration at the March 2, 2003 meeting.

3/18/03, ASSIGNED to Finance and Audits Committee.

**030415 [Approval of Health Service System Plans and Contribution Rates]
Supervisors Ma, Daly**

Ordinance amending Chapter 16, Article XV, of Part 1 of the San Francisco Municipal (Administrative) Code by amending Section 16.703 regarding Board approval of Health Service System Plans and Contribution Rates.

(No Public Benefit Recipient.)

3/18/03, RECEIVED AND ASSIGNED to Budget Committee. Sponsor requests this item be scheduled at the March 27, 2003 meeting.

030416 [Funding for lease financing of two asphalt storage silos]

Ordinance appropriating \$2,155,617 of lease financing revenues to construct two asphalt storage silos for the Department of Public Works for fiscal year 2002-03; and declaring the City's intent to reimburse itself for such appropriations from the proceeds of a lease-purchase financing. (Mayor)

3/18/03, RECEIVED AND ASSIGNED to Finance and Audits Committee.

**030419 [Prohibiting towing contractor from owning an interest in other auto-related businesses]
Supervisor Peskin**

Draft ordinance amending Article 14 of the Traffic Code by amending Section 235 to prohibit the Director of Parking & Traffic from entering a contract for the towing of illegally parked or abandoned vehicles with any person who owns an interest in another auto-related business.

3/18/03, RECEIVED AND ASSIGNED to Finance and Audits Committee.

030420 [Specifying that revenues from littering citations issued by DPW environmental control officers go to DPW]

Supervisors McGoldrick, Dufty, Maxwell, Ma, Peskin

Ordinance amending Section 38 of the Police Code Article to specify that revenues from citations issued by DPW environmental control officers for littering shall be allocated to DPW and used to fund litter enforcement and abatement.

3/18/03, RECEIVED AND ASSIGNED to Budget Committee.

030422 [Environment Code and Precautionary Principle Policy]

Mayor, Supervisor Newsom

Ordinance enacting a new Environment Code by repealing Chapters 12I (Tropical Hardwood and Virgin Redwood Ban); 12S (Ban on Purchase of Motor Vehicle Fuel Containing MTBE); 12T (Transportation of Aggregate Materials); 21A (Resource Conservation); 21F (Environmentally Preferable Purchasing); 21G (Arsenic-Treated Wood); 39 (Integrated Pest Management Ordinance); 82 (Resource Efficiency Requirements); 85 (Healthy Air and Smog Prevention); and 5 (Article XXIII) (Urban Forestry Council) of the San Francisco Administrative Code and by re-adopting these provisions with minor changes, including dissolving the inactive Clean Air Advisory Committee, and adding a Precautionary Principal Policy Statement as Chapter 1 of the Environment Code; and requesting the Planning Commission to initiate amendments to the General Plan to incorporate the Precautionary Principle. (Mayor)

3/18/03, ASSIGNED UNDER 30 DAY RULE to Land Use Committee, expires on 4/17/2003.

030424 [Establishing parking violation and late payment penalties]

Supervisor Budget Committee

Ordinance amending the San Francisco Traffic Code by amending Sections 130 and 131 and adding Section 132 to establish fines for parking violations and late payment penalties. (Budget Committee)

3/18/03, RECEIVED AND ASSIGNED to Budget Committee.

030423 [Establishing the powers and duties of the Small Business Commission]

Supervisor Daly

Ordinance amending the San Francisco Administrative Code by adding Section 2A.240, to list the powers and duties of the Small Business Commission, and by repealing Sections 5.120, 5.121, and 5.122, dealing with the former Small Business Commission, and by re-numbering Section 10.100-129 as Section 10.100-333, and providing that the ordinance shall only take effect if a charter amendment creating a Small Business Commission in the Charter is adopted at the November 2003 election.

(Companion measure to File 030426.)

3/18/03, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 4/17/2003.

030472 [Abolishing the Taxi Commission and transferring its powers and duties to the Municipal Transportation Agency]

Supervisor Newsom

Ordinance amending the San Francisco Police Code by adding Section 1075.5, to abolish the Taxi Commission pursuant to Charter Section 8A.101(e) and transfer the Commission's powers and duties to the Municipal Transportation Agency.

3/18/03, ASSIGNED UNDER 30 DAY RULE to City Services Committee, expires on 4/17/2003.

Resolutions**030468 [Youth Soccer]
Supervisor Newsom**

Resolution urging the Recreation and Park Department, while re-evaluating current practices and policies, to determine the most efficient use of its park space for athletic programs to allow for public usage of the Marina Green for youth to practice soccer.

3/18/03, RECEIVED AND ASSIGNED to City Services Committee.

**030395 [Mortgage Credit Certificates]
Supervisors Peskin, Sandoval, Hall**

Resolution authorizing an application to the California Debt Limit Allocation Committee to permit the issuance of Mortgage Credit Certificates.

3/18/03, RECEIVED AND ASSIGNED to Finance and Audits Committee.

**030417 [Hunters Point Shipyard Development Authority]
Supervisors Maxwell, Dufty, Newsom**

Resolution urging the California Legislature to enact the Hunters Point Shipyard Development Authority Act of 2003.

3/18/03, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**030425 [Gideon 40th Anniversary]
Supervisor Gonzalez**

Resolution establishing March 18, 2003 as Gideon Day in commemoration of the 40th anniversary of the decision mandating the right to counsel for all regardless of income.

3/18/03, ADOPTED.

**030427 [COMPSTAT Work Groups]
Supervisors Newsom, Dufty**

Resolution urging the San Francisco Police Department, in collaboration with other criminal justice system departments, to create a series of work groups to research and make recommendations on how a COMPSTAT strategy will be implemented in the City and County of San Francisco.

3/18/03, RECEIVED AND ASSIGNED to City Services Committee.

**030434 [Commend Senior Survival School's 10th Anniversary]
Supervisors Ma, Dufty, Daly, Newsom**

Resolution commending Senior Survival School on the occasion of its 10th Anniversary.

3/18/03, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**030435 [Extend Planning Commission Review Period]
Supervisor Maxwell**

Resolution extending the prescribed time within which the Planning Commission may render its decision on a proposed ordinance to amend Section Maps 8 and 8SU of the Zoning Map of the City and County of San Francisco for the property described as Assessor's Block 3978, Lot 1 (bounded by Rhode Island Street, 17th Street, Kansas Street and Mariposa Street) from M-1 (Light Industrial) to NC-3 (Moderate-Scale Neighborhood Commercial District) and the 17th Street and Rhode Island Grocery Store Special Use Subdistrict and a companion ordinance to amend the Planning Code by adding Section 781.10 to create the 17th and Rhode Island Grocery Store Special Use Subdistrict.

3/18/03, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**030436 [Proclaim March 2003 Social Worker Month in SF]
Supervisors Maxwell, Dufty, Daly, Ma**

Resolution commending the recognition of National Professional Social Worker Month and proclaiming March 2003 as Social Worker Month in San Francisco.

3/18/03, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**030437 [Endorsing H.R. 40, African-American Reparations Act]
Supervisors Maxwell, Dufty, Ammiano, Gonzalez, Sandoval, Peskin, Ma, Daly**

Resolution endorsing House of Representative Resolution 40 (H.R.), Congressman John Conyer's African-American Reparations Act.

3/18/03, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**030438 [Assembly Bill 196]
Supervisors Dufty, Daly**

Resolution urging passage of AB 196.

3/18/03, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**030439 [Extend Juvenile Justice Advisory Committee]
Supervisors Gonzalez, Dufty**

Resolution extending the Juvenile Justice Advisory Committee's term of operation for an additional three months.

3/18/03, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**030440 [Proposition N Implementation Plans]
Supervisor McGoldrick**

Motion directing the Office of Budget Analyst of the Board of Supervisors to analyze information submitted by the Director of Human Services and/or the Mayor's Office related to plans for implementation of Proposition N, enacted by the voters in November 2002, by July 1, 2003.

3/18/03, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**030441 [Commend Laborers' International Union of North America]
Supervisors Sandoval, McGoldrick, Daly, Dufty, Newsom**

Resolution commending the Laborers' International Union of North America (LIUNA) for celebrating 100 years of bringing social justice to the American worker.

3/18/03, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**030442 [Commend PUC and OMI/Excelsior Beacon Center]
Supervisor Sandoval**

Resolution commending the Public Utilities Commission and the OMI/Excelsior Beacon Center for helping San Francisco residents reduce their water bills by selling high quality, 1.6 Gallons Per Flush Toilets for only \$10 on Saturday, April 5 from 8:00 a.m. to 1 p.m. at the Crocker-Amazon Park, Moscow and Geneva.

3/18/03, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**030444 [Urge FCC Commissioners to attend a public hearing in SF in April 2003]
Supervisor Sandoval**

Resolution urging the Commissioners of the Federal Communication Commission and Congress members from the Bay Area to attend a public hearing in San Francisco this spring to gather public input on the upcoming changes in rules regarding media ownership by large corporations.

3/18/03, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**030443 [Senate Bill 333 - Elder Justice Act]
Supervisors Sandoval, Daly**

Resolution urging the 108th Congress to pass SB 333: Elder Justice Act to provide coordination of differing federal, state, and local elder abuse programs to better protect and serve our seniors.

3/18/03, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**030365 [Funding Levels for Department of Aging and Adult Services]
Supervisor Newsom**

Resolution urging the Mayor to maintain funding levels for services for older adults and adults with disabilities served by and through the Department of Aging and Adult Services.

3/4/03, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

3/18/03, REFERRED to Budget Committee. Supervisor Hall requested that this matter be referred to Committee.

Requests For Hearing

030418 [Supervisors/Clerk of the Board's FY 2003-04 Budget.]

Hearing to consider the Board of Supervisors/Clerk of the Board's fiscal year 2003-04 Budget. (Clerk of the Board)

3/18/03, RECEIVED AND ASSIGNED to Budget Committee.

**030445 [Equal Access to Services]
Supervisor Daly**

Hearing to review the implementation of the Equal Access to Service Ordinance that requires translated materials at City departments and associated costs.

3/18/03, RECEIVED AND ASSIGNED to Budget Committee.

**030446 [Fees]
Supervisor Daly**

Hearing to discuss the fees charged for City services and permits, to consider the percentage of cost recovery in our fee structures and to discuss proposed fee increases across departments.

3/18/03, RECEIVED AND ASSIGNED to Budget Committee.

**030447 [District Based Budgeting]
Supervisor Daly**

Hearing to analyze the City's budget in terms of the supervisorial districts, and to discuss proposals to move toward district based budgeting.

3/18/03, RECEIVED AND ASSIGNED to Budget Committee.

**030448 [Fines]
Supervisor Daly**

Hearing to discuss fines in the City and County of San Francisco and consider fine schedules for various infractions and efforts to successfully collect fines. Also, to evaluate the fine structure for issues such as dumping, traffic violations and building code violations.

3/18/03, RECEIVED AND ASSIGNED to Budget Committee.

030449 [Hospital Financing]
Supervisor Daly

Hearing to evaluate hospital financing in the City and County of San Francisco, and to consider state and federal reimbursement formula at Laguna Honda Hospital and San Francisco General Hospital.
3/18/03, RECEIVED AND ASSIGNED to Budget Committee.

030450 [Information Technology]
Supervisor Daly

Hearing to consider City funding policies for information technology and discuss the benefits and risks of centralization. Also, to explore efforts to expand online payment services.
3/18/03, RECEIVED AND ASSIGNED to Budget Committee.

030451 [Leases of City Office Space]
Supervisor Daly

Hearing to evaluate the financials of city office space leases, discuss the terms and conditions of these leases and efforts to renegotiate them. Also, to assess the City's long term plans for office space.
3/18/03, RECEIVED AND ASSIGNED to Budget Committee.

030452 [Mission Driven Budgeting]
Supervisor Daly

Hearing to discuss the missions of City departments and the success of these departments in meeting Charter requirements of budgeting based on departmental mission statements.
3/18/03, RECEIVED AND ASSIGNED to Budget Committee.

030453 [Nonprofit Contracting]
Supervisor Daly

Hearing to explore departmental contracts with nonprofit organizations, and to discuss issues such as cost of living adjustments, reporting requirements, contract management, and requests for proposals.
3/18/03, RECEIVED AND ASSIGNED to Budget Committee.

030454 [Overtime]
Supervisor Daly

Hearing to review overtime levels at City departments and strategies to reduce excessive overtime.
3/18/03, RECEIVED AND ASSIGNED to Budget Committee.

030455 [Performance Measures]
Supervisor Daly

Hearing to consider performance measures developed by the Controller and required by the City's Performance Review Ordinance, and discuss budgetary solutions to improve departmental performance.
3/18/03, RECEIVED AND ASSIGNED to Budget Committee.

**030456 [Public Safety Cost Savings]
Supervisor Daly**

Hearing to review opportunities to consolidate certain public safety functions.
3/18/03, RECEIVED AND ASSIGNED to Budget Committee.

**030457 [Redevelopment]
Supervisor Daly**

Hearing to discuss redevelopment efforts in the City and County of San Francisco and evaluate state law provisions regarding redevelopment areas.
3/18/03, RECEIVED AND ASSIGNED to Budget Committee.

**030458 [Special Assistants]
Supervisor Daly**

Hearing to examine the role special assistants play in City government, and to review previous efforts of the Board of Supervisors to reclassify special assistants.
3/18/03, RECEIVED AND ASSIGNED to Budget Committee.

**030459 [Special/Dedicated Funds]
Supervisor Daly**

Hearing to discuss the City's special and dedicated funds, explore spending priorities in the Open Space and Children's Funds, and consider other special funds established in the Administrative Code.
3/18/03, RECEIVED AND ASSIGNED to Budget Committee.

**030460 [State and Federal Grants]
Supervisor Daly**

Hearing to discuss the role of state and federal grants in the City budget, explore issues related to grant funded positions, changes in state and federal funding, and local match requirements.
3/18/03, RECEIVED AND ASSIGNED to Budget Committee.

**030461 [Surplus City Property]
Supervisor Daly**

Hearing to discuss plans to sell surplus City property to balance the City's budget, and review implementation of the surplus City property ordinance.
3/18/03, RECEIVED AND ASSIGNED to Budget Committee.

**030462 [Travel and Training]
Supervisor Daly**

Hearing to review travel and training budgets across departments, determine how much travel and training is essential and review reimbursement policies for travel and training.
3/18/03, RECEIVED AND ASSIGNED to Budget Committee.

030463 [Tax Collection]
Supervisor Daly

Hearing to review tax collection protocols and delinquent business taxes, discuss new collection techniques and strategies to reduce our delinquent tax burden.

3/18/03, RECEIVED AND ASSIGNED to Budget Committee.

030464 [Workers Compensation]
Supervisor Daly

Hearing to review the City's policies on workers compensation and its fiscal impact.

3/18/03, RECEIVED AND ASSIGNED to Budget Committee.

030465 [Day Labor Contract Request for Proposals]
Supervisor Ammiano

Hearing on the Day Labor Contract Request for Proposals (RFP) process.

3/18/03, RECEIVED AND ASSIGNED to Finance and Audits Committee.

030466 [Police Department]
Supervisors Ammiano, McGoldrick

Hearing to consider reports from the Acting Chief of Police, the Office of Citizen Complaints, the Controller and the City Attorney regarding investigative and disciplinary procedures in cases of officer-wrong doing, options to increase accountability and improve compliance with existing regulations and related legal issues; responses to such reports; and related proposals for Police Department reform.

3/18/03, RECEIVED AND ASSIGNED to Rules Committee.

030470 [Sutro Tower Retrofit]
Supervisor Hall

Hearing to consider the Sutro Tower retrofit.

3/18/03, RECEIVED AND ASSIGNED to Land Use Committee.

030428 [Police Department Investigative Procedures]
Supervisors Newsom, Dufty

Hearing to consider the Legislative Analyst Report on Police Department Investigative Procedures (File 020869) to discern the comparison of policies, best practices and procedures of the top performing homicide divisions of large city Police Departments nationwide. This hearing will examine various technology information systems to determine which model properly fits the City's needs; to examine the prospects of instituting formal training of newly appointed investigators and performance evaluation procedures of investigators; and to consider ways of establishing a compatible system of linking pertinent data bank systems.

3/18/03, RECEIVED AND ASSIGNED to City Services Committee.

**030429 [Assessment Appeals]
Supervisor Daly**

Hearing to discuss the number of appeals filed to assessments in the City and County of San Francisco, to determine the fiscal impact of these appeals, and to evaluate the capacity of the Assessor and Assessment Appeals Board to respond.

3/18/03, RECEIVED AND ASSIGNED to Budget Committee.

**030431 [City Attorney/Legal Services]
Supervisor Daly**

Hearing to explore the relationship of the City Attorney to City departments in providing legal services, and to review attorney positions in other City departments.

3/18/03, RECEIVED AND ASSIGNED to Budget Committee.

**030433 [Customer Service]
Supervisor Daly**

Hearing to discuss the requirement that departments have customer service plans, and review how budget decisions impact customer service levels.

3/18/03, RECEIVED AND ASSIGNED to Budget Committee.

**030432 [Civic Spaces]
Supervisor Daly**

Hearing to discuss and review maintenance policies of civic spaces, such as Union Square, United Nations Plaza and Civic Center Plaza. Also, to discuss funding levels for maintenance of these civic spaces.

3/18/03, RECEIVED AND ASSIGNED to Budget Committee.

**030430 [Audit Implementation]
Supervisor Daly**

Hearing to review audits issued by the Controller and Budget Analyst and to assess audit implementation at the departmental level. Specifically, to review cost saving measures included in audits.

3/18/03, RECEIVED AND ASSIGNED to Budget Committee.

Motions

**030467 [San Francisco General Hospital]
Supervisors Gonzalez, Ammiano**

Hearing to review the Management Audit of the Financial Management and Operation Expenditure Controls and Practices of the San Francisco General Hospital prepared by the Budget Analyst.

3/18/03, RECEIVED AND ASSIGNED to Rules Committee.

030414 [Needle Exchange Emergency]**Supervisors Ammiano, Newsom, 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.

3/18/03, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030421 [Special Joint Meeting - Board of Supervisors and State Assemblyman Mark Leno]**Supervisor Maxwell**

Motion setting a joint meeting of the Board of Supervisors and State Assemblyman Mark Leno to be held in the Legislative Chamber at City Hall on May 9, 2003, from 1:00 P.M. to 3:00 P.M.

3/18/03, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030469 [Closed Session - Existing Litigation - City as Plaintiff]**Supervisor Dufty**

Motion that the Board of Supervisors convene in closed session with the City Attorney and the Mayor for the purpose of conferring with, or receiving advice from, the City Attorney regarding the legal ramifications of mechanisms for funding the following litigation filed by the City and County of San Francisco. The litigation involves allegations of fraudulent practices on the part of City contractors involved in building the new international terminal at San Francisco International Airport.

City and County of San Francisco, et al. v. Tutor-Saliba Corporation, et al.
U.S. District Court No. C 02 5286 filed 11/1/02

Government Code Section 54956.9(a) and San Francisco Administrative Code Section 67.10(d)(1) permit this closed session. Discussion in open session concerning this matter would likely and unavoidably prejudice the position of the City in the pending litigation listed above.

(Supervisor Dufty)

3/18/03, ASSIGNED to Board of Supervisors. Scheduled for Board consideration March 25, 2003.

Charter Amendments

**020938 [Charter Amendment - Retirement Benefits for Miscellaneous Safety Employees]
Supervisors Ammiano, Gonzalez**

Charter amendment (Fifth Draft) to amend Appendix A8.506-2 thereto, relating to retirement benefits for miscellaneous safety employees.

(Fiscal impact.)

5/28/02, ASSIGNED UNDER 30 DAY RULE to Rules and Audits Committee, expires on 6/27/2002.

7/15/02, CONTINUED. Continued to July 22, 2002.

7/22/02, AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE.

7/22/02, RE-REFERRED to Rules and Audits Committee.

10/21/02, SUBSTITUTED. Supervisor Ammiano submitted a substitute Charter amendment bearing same title.

10/21/02, ASSIGNED to Rules and Audits Committee.

1/13/03, ASSIGNED to Rules and Audits Committee.

1/13/03, SUBSTITUTED. Supervisor Ammiano submitted a substitute Charter Amendment (Fourth Draft) bearing same title.

2/5/03, TRANSFERRED to Rules Committee. New committee structure 2/17/03.

3/18/03, SUBSTITUTED. Supervisor Ammiano submitted a substitute Charter Amendment (Fifth Draft) bearing same title.

3/18/03, ASSIGNED to Rules Committee. Sponsor requests this item be scheduled for consideration at the April 16, 2003 meeting.

**030426 [Charter Amendment - Creating a Small Business Commission]
Supervisor Daly**

Charter amendment (First Draft) to amend the Charter by adding Section 4.134 to establish a Small Business Commission.

3/18/03, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 4/15/2003.

PROPOSED ORDINANCES

030322 [Settlement of Lawsuit - Maxuman Lamar Chenier]

Ordinance authorizing settlement of the lawsuit filed by Maxuman Lamar Chenier against the City and County of San Francisco for \$237,500; the lawsuit was filed on August 14, 2000 in San Francisco Superior Court, Case No. 3 14357; entitled Maxuman Lamar Chenier v. City and County of San Francisco, et al. (City Attorney)

(Public Benefit Recipient.)

2/25/03, RECEIVED AND ASSIGNED to Rules Committee.

030323 [Settlement of Lawsuit - Stephen Sofos]

Ordinance authorizing settlement of the lawsuit filed by Stephen Sofos against the City and County of San Francisco for \$55,000; the lawsuit was filed on December 20, 2001 in San Francisco Superior Court, Case No. C-01-402658 entitled Stephen Sofos v. City and County of San Francisco, Terry Webster, James Sandridge, Jimmy Parrish, Horace Landers, Juvenal Villareal, et al. (City Attorney)

(Public Benefit Recipient.)

2/25/03, RECEIVED AND ASSIGNED to Rules Committee.

030341 [Settlement of Lawsuit]

Ordinance approving settlement of litigation of City and County of San Francisco against Nishkian & Associates for \$85,000. (City Attorney)

(Public Benefit Recipient.)

2/28/03, RECEIVED AND ASSIGNED to Rules Committee. Department requests this item be calendared as soon as possible.

030343 [Settlement of Lawsuit - SamTrans/Tanforan]

Ordinance approving settlement of litigation of San Mateo County Transit District against City and County of San Francisco for total value of \$2,544,500. (City Attorney)

(No Public Benefit Recipient.)

3/3/03, RECEIVED AND ASSIGNED to Rules Committee.

030392 [Settlement of Legal Proceeding on Underground Construction Co., Inc. and Qwest Communications Corporation]

Ordinance authorizing settlement of administrative penalties conditionally imposed by the Department of Public Works on Underground Construction Co., Inc. and Qwest Communications Corporation. (City Attorney)

(Public Benefit Recipient.)

3/10/03, RECEIVED AND ASSIGNED to Rules Committee.

030393 [Settlement of Lawsuit - Huey, et al. v. CCSF, et al.]

Ordinance authorizing settlement of the lawsuit filed by seven plaintiffs, in a lawsuit known as Huey, et al. against the City and County of San Francisco for \$250,000 as follows: \$87,500 in back overtime wages, \$87,500 in liquidated damages and \$75,000 in attorney's fees and costs; the lawsuit was filed on July 9, 2001 in the United States District Court, Case No. C01-4337 SBA; entitled Huey, et al., v. City and County of San Francisco, et al. (City Attorney)

(Public Benefit Recipient.)

3/10/03, RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED RESOLUTIONS

**030293 [Medi-Cal coverage for a pregnancy test and outpatient prenatal care]
Supervisor Duffy**

Resolution authorizing the San Francisco Department of Public Health (SFDPH) to accept retroactively and expend a new grant in the amount of \$25,000 from the March of Dimes to inform low-income women about Medi-Cal coverage for pregnancy testing and outpatient prenatal care and to enter into an agreement which includes an indemnification clause for the use of these funds; for the period of January 1, 2003 through December 31, 2003. (Public Health Department)

(No Public Benefit Recipient.)

2/28/03, RECEIVED AND ASSIGNED to City Services Committee.

Supervisor Duffy requested to be added as sponsor.

**030294 [Monitor quality of beach water and notify public of potential risks]
Supervisor Dufty**

Resolution authorizing the San Francisco Department of Public Health (SFPDH) to accept retroactively and expend a grant in the amount of \$50,548 from the U. S. Environmental Protection Agency (USEPA) through the California Department of Health Services (CDHS) to screen beach water quality and notify the public of potential health risks and to enter into an agreement for the use of these funds; for the period of November 1, 2002 to September 30, 2003. (Public Health Department)

(No Public Benefit Recipient.)

2/28/03, RECEIVED AND ASSIGNED to City Services Committee.

Supervisor Dufty requested to be added as sponsor.

030342 [Accept and Expend Federal Grant Funds Under the Airport Improvement Program (AIP)]

Resolution authorizing the Airport Commission to accept and expend grant funds in a total amount of \$26,759,043 from the Federal Aviation Administration, and any subsequent amendments offered by the Federal Aviation Administration: \$24,259,043 to be expended on standard Airport improvements (A.I.P 23, Project No. 3-06-0221-23); and \$2,500,000 for Airport security improvements (A.I.P 24, Project No. 3-06-0221-24). (Airport Commission)

(Public Benefit Recipient.)

2/28/03, RECEIVED AND ASSIGNED to Finance and Audits Committee. Department requests this item be calendared as soon as possible.

030344 [Settlement of Claim - Kristina Wuslich]

Resolution approving the settlement of the unlitigated claim filed by Kristina Wuslich against the City and County of San Francisco for \$250,000; claim was filed on June 14, 2002. (City Attorney)

(Public Benefit Recipient.)

3/4/03, RECEIVED AND ASSIGNED to Rules Committee.

**030386 [Accept-Expend State Grant - Police Department]
Supervisor Dufty**

Resolution authorizing the Chief of Police for the City and County of San Francisco to accept and expend grant funds made available through the California Department of Boating and Waterways to purchase a replacement patrol boat. (Police Department)

(No Public Benefit Recipient.)

3/6/03, RECEIVED AND ASSIGNED to City Services Committee.

Supervisor Dufty requested to be added as sponsor.

**030387 [Center for AIDS Prevention Studies]
Supervisor Dufty**

Resolution authorizing the San Francisco Department of Public Health (SFPDH) to enter retroactively into an agreement in the amount of \$10,640 with The Regents of the University of California San Francisco (UCSF), the primary contractor, to provide primary scientific oversight of activities for projects in Africa of the Center for AIDS Prevention Studies, for the period of September 1, 2002, to August 31, 2003. (Public Health Department)

(No Public Benefit Recipient.)

3/7/03, RECEIVED AND ASSIGNED to City Services Committee. Department requests this item be scheduled for consideration at the April 3, 2003 meeting.

Supervisor Dufty requested to be added as sponsor.

**030388 [AIDS-related training package]
Supervisor Dufty**

Resolution authorizing the San Francisco Department of Public Health (SFPDH) to enter retroactively into an agreement in the amount of \$37,929 with The Regents of the University of California San Francisco (UCSF), the primary contractor to collaborate in developing, testing, evaluating, and refining an AIDS-related training package, for the period of July 1, 2002, to June 30, 2003. (Public Health Department)

(No Public Benefit Recipient.)

3/7/03, RECEIVED AND ASSIGNED to City Services Committee. Department requests this item be scheduled for consideration at the April 3, 2003 meeting.

Supervisor Dufty requested to be added as sponsor.

030389 [Agreement to sell former Central Freeway parcel]

Resolution approving and authorizing an agreement for the sale at fair market value of certain real property formerly occupied by the Central Freeway; adopting findings pursuant to the California Environmental Quality Act; adopting findings that the conveyance is consistent with the City's general plan and eight priority policies of City Planning Code Section 101.1; and authorizing the Director of Property to execute documents and take certain actions in furtherance of this resolution. (Real Estate Department)

(Public Benefit Recipient.)

3/7/03, RECEIVED AND ASSIGNED to Finance and Audits Committee.

030391 [Airport Concession Lease]

Resolution approving Amendment No. 1 to the Luggage Cart Lease and Operating Agreement between Smarte Carte, Inc. and the City and County of San Francisco, acting by and through its Airport Commission. (Airport Commission)

(Public Benefit Recipient.)

3/7/03, RECEIVED AND ASSIGNED to Finance and Audits Committee.

**030394 [Accept-Expend Regional Grant - Department of the Environment]
Supervisor Sandoval**

Resolution authorizing the Department of the Environment to accept and expend a grant in the amount of \$440,984 from the Bay Area Air Quality Management District for retrofitting six heavy-duty vehicles to Liquid Natural Gas. (Environment)

(Public Benefit Recipient.)

3/11/03, RECEIVED AND ASSIGNED to Land Use Committee. Department requests this item be scheduled for consideration as soon as possible.

The Chair intends to entertain a motion to send this item to Board as a Committee Report for consideration on 3/25/03.

Requests Granted

From: Supervisor Sandoval

To: Department of Parking and Traffic

Requesting/Inquiring: Inquiring about the feasibility of installing stop signs to stop traffic on San Jose at Niagara to allow drivers safe access from Niagara onto San Jose and to allow drivers to safely turn into the Balboa Park BART Station at San Jose and Niagara to drop off or pick up BART passengers.

From: Supervisors Newsom and Dufty

To: Police Department

Requesting/Inquiring: Inquiring in the COMPSTAT model, specifically:

Is COMPSTAT compatible with the SFPD's approach to community policing?

How can we best obtain the needed information on which to base decisions concerning the adoption of a COMPSTAT based program? Interview, site visits, appointment of a work group, literature review?

How can we ascertain the actual results of other agencies using COMPSTAT?

What, if any, is the downside of embracing such a model?

How many and what kinds of additional personnel would be needed for such a program?

What kind of training would need to be offered to personnel and who would provide it?

What role, would DTIS, along with SFPD's Management Information Systems Unit (MIS), play in the migration to a COMPSTAT model?

How, if at all, can the SFPD ensure that this program will be fully adopted and implemented?

Can the COMPSTAT software be incorporated into the existing hardware?

Could the SFPD produce COMPSTAT-like reports using the existing IT architecture?

Where would the COMPSTAT control center be located?

From: Supervisor Newsom

To: Office of the District Attorney

San Francisco Superior Court

San Francisco Police Department

Sheriff's Department

Emergency Communications Department

Department of Telecommunications and Information Services

Adult Probation Department

Requesting/Inquiring: To report an update on their participation on the Justice Information System (JUSTIS) project.

From: Supervisors Maxwell and Dufty

To: City Attorney

Requesting/Inquiring: To draft legislation to expand the Municipal code to require distributors of hazardous electronic devices to take responsibility for hazardous electric scrap.

From: Supervisor McGoldrick

To: Director of Human Services

Office of the Mayor

Mayor's Budget Director

Requesting/Inquiring: To explain in specific detail and in writing how the Department of Human Services will implement the mandates of Proposition N, in order to meet the deadline of July 1, 2003, as specified in the initiative.

This report should detail, among other things:

Any new and existing programs designated by any City department as implementing the provisions of the initiative;

Policies adopted or under consideration by any department to assist in the implementation of the initiative;
Current projected cost savings or increases associated with plans for implementation;
Any projected increases or decreases in resources currently going to other City programs that will result from implementation proposals under consideration;
Revenues and expenditures budgeted in the 2003-04 Mayor's budget for implementation of these programs;
Any collateral effects of implementation proposals on other populations served by the City;
Projected numbers of persons who will be affected by proposed changes in policies with an explanation of such effects;
A detailed timetable for full implementation of each of the initiative's provisions;
Explanation of any phasing of implementation with specific target dates for each phase, the number of homeless individuals served in each phase and how they will be served;
To the extent hotel rooms are contemplated as a part of the implementation of housing service requirements, the number of hotel rooms that will be available at each stage of implementation; the specific number of homeless persons that will be accommodated; the dates such rooms will come on line; the specific hotels, addresses, owners, number of rooms available, and copies of the contracts (agreements) signed with hotel owners; the number of vacancies currently existing in such hotels; the number of rooms under new Master Lease programs with the City that will actually be used to serve CAAP recipients; other non-CAAP populations that will be offered housing under new Master Lease programs contemplated by DHS;
To the extent that shelter beds will be used to implement the housing service requirements of the initiative, the actual shelters that will be used for such services; the number of shelter beds currently available on average in those shelters; the number of homeless individuals who are turned away on average at those shelters; projected numbers of homeless individuals that will be turned away from shelters at each stage of implementation of Proposition N; the relative costs of using such shelters in comparison with using hotel rooms to provide housing services; the number of homeless individuals currently in CAAP programs using shelters without deduction from their assistance checks who will be required to pay for such shelter from their checks as a result of implementation plans, together with the total amount of money that would be generated for DHS's budget from such deductions;
Any services other than housing that are contemplated as a part of the implementation of Proposition N, including the cost of such services, the agencies that will provide such services, the specific locations where such services will be provided, and all contracts that have been signed for the delivery of such services.

Please provide the information requested above to the Clerk of the Board of Supervisors by April 9, 2003 with copies to Supervisor McGoldrick and the Budget Analyst of the Board of Supervisors.

The Budget Analyst, in accordance with a separate motion of the Board of Supervisors, will provide an analysis of the information submitted by Mr. Rohrer, the Director of Human Services, and/or the Mayor's Office.

From: Supervisors Ammiano and McGoldrick

To: Acting Director, OCC Jean Field

Requesting/Inquiring: To report by April 18, 2003 regarding patterns of withholding of information requested by the OCC pursuant to OCC investigations of complaints against officers.

From: Supervisors Ammiano and McGoldrick

To: Controller

Requesting/Inquiring: To report by April 18, 2003 reviewing best practices for internal investigations and civilian review in other jurisdictions, including recent reforms enacted in Oakland and Los Angeles, as well as reforms proposed by the ACLU.

From: Supervisors Ammiano and McGoldrick

To: City Attorney, Dennis Herrera

Requesting/Inquiring: To report by April 18, 2003 with (1) a summary of the current legal process for investigating allegations of wrong-doing by officers, including the mechanisms for enforcing findings by the

OCC and (2) a description of risk management efforts of the City Attorney's Office in the context of litigation against the City to identify and correct problem patterns of behavior within the department.

From: Supervisors Ammiano, McGoldrick

To: Acting Chief of Police, Alex Fagan, Sr.

Requesting/Inquiring: To report by April 18, 2003 on the following:

An explanation of current Department procedures to investigate office wrongdoing, including internal review, timelines for investigation, recommendations by the Chief of Police, Commission process, and current or proposed processes for third-party review in cases of real or perceived conflict of interest;

Review of early warning procedures and immediate investigation triggers suggested by the ACLU and a response to the Board of Supervisors; and

A report on the nature and types of discipline administered by the Chief of Police and the number of Management Control Division and OCC cases pending discipline.

In Memoriams

Betty Garvey (Supervisors Newsom, Hall, Dufty)

Dennis Baker (Supervisor Gonzalez)

Cesar Lara (Supervisor Gonzalez)

Leo F. Delventhal (Supervisor Hall)

Harrison Liam Low (Supervisor Ma)

Eufemio "Pepe" Caceres (Supervisor Sandoval)

William J. Graham (Supervisor Sandoval)

ADJOURNMENT

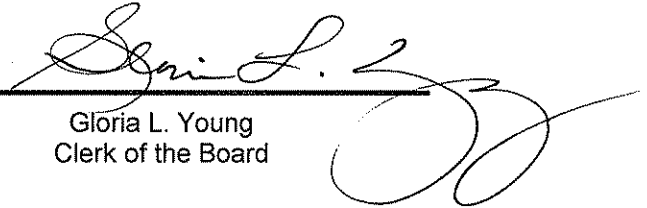
There being no further business, the Board at the hour of 5:03 p.m. adjourned.

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 April 8, 2003.

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.



Glória L. Young
Clerk of the Board

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