

BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

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

MEETING MINUTES

Tuesday, May 6, 2003 2:00 PM

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

Special 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

Agendas of the Board of Supervisors are available on the internet at www.ci.sf.ca.us/bdsupvrs

BOARD COMMITTEES

Committee Membership

Budget Committee

Supervisors Daly, Peskin, Maxwell, Ma, Gonzalez

City and School District Select Committee

Supervisors Maxwell, Ammiano, Ma, Commissioners Cruz, Sanchez, Kelly

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-monthl

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.

CONSENT AGENDA

Recommendations of the City Services Committee

030576 [State Grant - Police Department]
Mayor, Supervisors Dufty, Newsom

Resolution authorizing the Police Department to retroactively accept and expend a grant from the State of California Controller's Office for funding technology-related acquisitions to enhance public safety. (Mayor)

(Public Benefit Recipient.)

Resolution No. 299-03
ADOPTED

Recommendations of the Rules Committee

030475 [Settlement of Lawsuit - Sohail Ali, et al.]

Ordinance authorizing settlement of the lawsuit filed by Sohail Ali against the City and County of San Francisco for \$47,500; the lawsuit was filed on April 29, 2002 in San Francisco Superior Court, Case No. 407-277; entitled Sohail Ali, et al., v. City and County of San Francisco, et al. (City Attorney)

(Public Benefit Recipient.)

PASSED, ON FIRST READING

030500 [Settlement of Lawsuit - Poppie Kouremetis]

Ordinance authorizing the City Attorney to make an offer of judgment under Federal Rule of Civil Procedure 68 of up to \$75,000 in settlement of damages, attorneys' fees, and costs in the matter of Kouremetis and County of San Francisco. The lawsuit was filed on May 13, 2002, in San Francisco Superior Court, Case No. 407852 entitled Kouremetis v. City and County of San Francisco, et al. (City Attorney)

(Public Benefit Recipient.)

PASSED, ON FIRST READING

030539 [Settlement of Lawsuit]

Ordinance authorizing settlement of the lawsuit filed by Alison Duthie and other plaintiffs against the City and County of San Francisco and other defendants for \$175,000; the lawsuit was filed on February 15, 2000 in United States District Court, Case No. C00-0539 (MEJ); entitled Alison Duthie, et al., v. City and County of San Francisco, et al. (City Attorney)

(Public Benefit Recipient.)

PASSED, ON FIRST READING

022056 [Appointment]

Resolution appointing Nino Parker, William Kenneth Cleaveland and Gideon Kramer, terms indefinite, to the Graffiti Advisory Board.

Nino Parker, new position, seat 3, must represent Youth Groups who provide services for juveniles involved in alternative programs for graffiti diversion, for an indefinite term.

William Kenneth Cleaveland, new position, seat 12, (non-voting member) must represent neighborhood organizations from varying districts in San Francisco, for an indefinite term.

Gideon Kramer, new position, seat 14, (non-voting member) must represent neighborhood organizations from varying districts in San Francisco, for an indefinite term.

Resolution No. 293-03

ADOPTED

030560 [Appointment]

Resolution appointing Cathy Russo, term ending March 31, 2004; Leonard Ke and William Hollabaugh terms ending March 31, 2005, to the Commission on the Aging Advisory Council.

Cathy Russo, succeeding Reeva Olson, term expired, seat 6, must be nominee of Supervisor Hall, for the unexpired portion of a two-year term ending March 31, 2004.

Leonard Ke, succeeding himself, term expired, seat 9, must be nominee of Supervisor Gerardo Sandoval, for a two-year term ending March 31, 2005.

William Hollabaugh, succeeding himself, term expired, seat 11, must be nominee of Supervisor Tom Ammiano, for a two-year term ending March 31, 2005.

Resolution No. 298-03

ADOPTED

The foregoing items were acted upon by the following vote:

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

Severed From the Consent Agenda

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

030574 [Agreement for Security Information Exchange Network]

Mayor, Supervisor Dufty

Resolution authorizing the Director of Transportation to execute an agreement between the Federal Bureau of Investigation (FBI) and the City and County of San Francisco, enabling the Municipal Transportation Agency to participate in the Federal Government's cooperative known as InfraGard, which allows for the exchange of security information between the Federal Government and major transit agencies. (Mayor)

Supervisor Sandoval, seconded by Supervisor Ammiano, moved that this Resolution be RE-REFERRED to the City Services Committee. The motion carried by the following vote:

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

Supervisor Sandoval requested that this matter to be severed so that it can be considered separately.

**030575 [State Grant - Mayor's Office of Criminal Justice]
Mayor, Supervisors Dufty, Newsom**

Resolution authorizing the Mayor's Office of Criminal Justice (MOCJ) to accept and expend funds in the amount of \$2,634,179 from the State Board of Corrections, from funds made available under Assembly Bill 1913 - known as the Schiff-Cardenas Crime Prevention Act of 2000 (CPA 2000), for programs and approaches that have been demonstrated to be effective in reducing delinquency. (Mayor)

(Public Benefit Recipient.)

Continued to May 13, 2003.

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

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

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

**030328 [Settlement of Unlitigated Claim]
Supervisor Hall**

Ordinance approving settlement of an unlitigated claim by the City and County of San Francisco, acting by and through its Airport Commission, against D. Mitchell Concessions, Inc., by approving a lease of three coffee facilities in the Domestic Terminals and the main restaurant in the International Terminal, to one or more entities formed by Glenn Meyers, Dayna Meyers, and Garrett Meyers, approving the suspension of the Minimum Annual Guarantee for two Airport restaurants, waiving the competitive solicitation requirement in San Francisco Administrative Code Section 2A.173, and authorizing the Airport Director to execute agreements in furtherance of the foregoing.

Continued to May 13, 2003

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

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

UNFINISHED BUSINESS

REGULAR AGENDA

Recommendations of the Land Use Committee

- 021642 [Zoning Map amendment extending the existing RM-1 district in Assessor's Block 6501 to include Lot 042]
Supervisor Dufty

Ordinance amending Zoning Map Sheet 7 of the City and County of San Francisco to extend the existing RM-1 district in Assessor's Block 6501 to include Lot 042; and making findings of consistency with the priority policies of Planning Code Section 101.1 and the General Plan and finding that the Ordinance is exempt/excluded from environmental review.

Ordinance No. 89-03

FINALLY PASSED by the following vote:

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

- 030221 [Residential Rentals]
Supervisor Peskin

Ordinance amending Administrative Code Chapter 49 "Security Deposits for Residential Rental Property," by amending Section 49.2 to provide that the annual landlord interest payments on security deposits shall be calculated at the interest rate in effect when an annual interest payment is due, and that any required pro rata interest payment shall be calculated at the interest rate in effect when that pro rata payment is due.

Ordinance No. 90-03

FINALLY PASSED by the following vote:

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

**030325 [Residential Rent Ordinance: conform to State Ellis Act amendments]
Supervisor Peskin**

Ordinance (1) conforming the Residential Rent Stabilization and Arbitration Ordinance (Administrative Code Chapter 37) to State law amendments to the Ellis Act (California Government Code Sections 7060 et seq.), by amending Section 37.9A to provide that, for new tenancies established after December 31, 2002, the same rent control restrictions that were in effect for the unit at the time a notice of intent to withdraw the unit from the rental or leased housing market was filed with the Rent Board remain in effect for any and all new or subsequent tenancies established during the five year period after filing the notice of intent, and for the five year period following actual withdrawal of the unit from the rental or leased housing market; (2) amending Section 37.9A to provide that half of the required relocation payment due to low-income, elderly or disabled tenants is due within fifteen (15) days of the landlord's receipt of the tenant's notice of entitlement, and the remaining half is due when the tenant vacates the unit; (3) amending Section 37.9A to require that an owner notify the Rent Board if the owner disputes a tenant's claim of entitlement to one-year notice due to being elderly or disabled; and, (4) conforming numbering.

Ordinance No. 91-03

FINALLY PASSED by the following vote:

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

Recommendation of the Rules Committee

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

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

(Fiscal impact.)

Continued to May 20, 2003

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

Supervisor Peskin, seconded by Supervisor Sandoval, moved that this Charter Amendment be CONTINUED. The motion carried by the following vote:

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

NEW BUSINESS

Recommendations of the City Services Committee

**030277 [Supporting Sustainable Harvesting and Providing Consumer Information for Seafood]
Supervisor Sandoval**

Resolution supporting the promotion of sustainable harvesting and providing consumer information for seafood in San Francisco restaurants and markets.

Resolution No. 294-03

ADOPTED by the following vote:

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

**030278 [Supporting Protection of Chilean Sea Bass]
Supervisor Sandoval**

Resolution urging the U.S. government to achieve greater protections for Chilean Sea Bass and urging all chefs, retailers, wholesalers and consumers to stop consuming Chilean Sea Bass until action is taken to protect Chilean Sea Bass from extinction.

Resolution No. 295-03

ADOPTED by the following vote:

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

Recommendations of the Finance and Audits Committee

**030639 [Federal Funding - Community Development Grant]
Mayor, Supervisor Newsom**

Resolution approving the 2003 Community Development Program; and authorizing the Mayor, on behalf of the City and County of San Francisco, to accept and expend the City's 2003 Community Development Block Grant (CDBG) entitlement from the U. S. Department of Housing and Urban Development, and Program Income of \$34,246,928 which include indirect costs of \$150,000, and approving expenditure schedules for recipient departments and agencies and for indirect costs; placing \$567,262 on reserve. (Mayor)

(Public Benefit Recipient.)

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

Resolution No. 301-03

ADOPTED by the following vote:

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

**030640 [Federal Funding - Emergency Shelter Grants Program]
Mayor, Supervisor Newsom**

Resolution approving the 2003 Emergency Shelter Grants Program and Expenditure Schedule; and authorizing the Mayor on behalf of the City and County of San Francisco to accept, and expend a \$867,000 entitlement under the Emergency Shelter Grants Program from the U. S. Department of Housing and Urban Development. (Mayor)

(Public Benefit Recipient.)

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

Resolution No. 302-03

ADOPTED by the following vote:

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

**030641 [Federal Funding - Home Program]
Mayor, Supervisor Newsom**

Resolution authorizing the Mayor of the City and County of San Francisco to accept and expend a grant from the U. S. Department of Housing and Urban Development for a total amount of \$8,804,657 which include indirect cost of \$10,000 for the HOME Program authorized under TITLE II of the National Affordable Housing Act of 1990, Public Law Number 101-625, and approving the HOME Program description as described in the 2003 Action Plan for San Francisco's Consolidated Plan. (Mayor)

(Public Benefit Recipient.)

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

Resolution No. 303-03

ADOPTED by the following vote:

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

**030630 [PUC Commercial Paper Issuance]
Mayor, Supervisors Daly, Maxwell, Dufty, Newsom**

Resolution approving the issuance of not to exceed \$250,000,000 aggregate principal amount outstanding at any one time of the San Francisco Public Utilities Commission Commercial Paper Notes (Water Series) pursuant to Article V of Chapter 43 of Part 1 of the San Francisco Municipal Code for the purpose of financing certain capital improvements related to the water enterprise; approving the maximum interest rate thereon; and related matters. (Mayor)

(No Public Benefit Recipient.)

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

Resolution No. 300-03

ADOPTED by the following vote:

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

**030617 [Funding for the SFPUC Capital Improvement Program, Fiscal Year 2002-03]
Mayor, Supervisors Daly, Maxwell, Dufty, Newsom**

Ordinance appropriating \$66,075,000 of funding from the sale of commercial paper for capital projects and financing costs pursuant to the San Francisco Public Utilities' Commission Capital Improvement Program for fiscal year 2002-03. (Mayor)

(No Public Benefit Recipient.)

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

PASSED ON FIRST READING by the following vote:

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

**030538 [Professional Services Contract]
Supervisors Maxwell, Sandoval, McGoldrick, Dufty**

Resolution approving the Public Utilities Commission's approval of Amendment No. 2 to Contract No. CS-524, Program Management Contract, changing the designated consultant's title, name references, and setting the criteria for the payment of performance fees; and approving the renewal of Contract No. CS-524, the Water Infrastructure Partners (WIP) for a third year; and approving the release of contract Year 3 reserved funds of \$5.052M. (Public Utilities Commission)

(Fiscal impact; No Public Benefit Recipient.)

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

Resolution No. 297-03

ADOPTED by the following vote:

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

From the Finance Committee "Without Recommendation"

- 030689 [Pass through to residential tenants 50% of water bill charges attributable to water rate increases resulting from issuance of PUC water system revenue bonds]
Supervisors Daly, Maxwell, Dufty

Ordinance amending Administrative Code Chapter 37 (Residential Rent Stabilization and Arbitration Ordinance) by amending Sections 37.2, 37.3, and 37.8, to provide that landlords may pass through to residential tenants fifty percent (50%) of water bill charges attributable to water rate increases resulting from the issuance of any PUC water system revenue bonds authorized at the November 5, 2002 election, where a unit is in compliance with any applicable laws requiring water conservation devices; to provide that landlords give tenants notice of any such passthrough on a Rent Board form, and that a tenant is entitled to a copy of the water bill from the landlord upon request; to provide for a line item on each water bill showing the charge per unit of water that is attributable to water rate increases resulting from issuance of such bonds, multiplied by the total units of water used by that customer during the billing cycle; to provide that where one water bill covers multiple units, the permissible passthrough per unit is calculated by dividing 50% of that line item amount by the total number of units covered by the bill (including any commercial units); to provide that any such passthrough does not become part of a tenant's base rent; to provide that a tenant may file a hardship application with the Rent Board for relief from all or part of the cost passthrough, and that if a hardship application is granted the affected landlord may utilize any available Public Utilities Commission low-income rate discount program or similar program for water bill reduction based on the tenant's hardship status; to provide that a tenant may file a petition with the Rent Board within one year of the effective date of a passthrough for determination of whether that passthrough is in compliance with the Code, and that the landlord bears the burden of proving the accuracy of the passthrough calculations in such a hearing; clarification of other Rent Ordinance provisions, in order to distinguish general obligation bonds from water revenue bonds; and technical changes in order to conform to other recent Rent Ordinance amendments.

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

PASSED ON FIRST READING by the following vote:

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

Recommendations of the Land Use Committee**020295 [Golden Triangle Light Standards as Landmark]
Supervisors McGoldrick, Peskin**

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

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

PASSED ON FIRST READING by the following vote:

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

**030356 [Renewable Tidal Energy]
Supervisors Gonzalez, Ammiano, Peskin, Daly, McGoldrick, Sandoval, Maxwell, Newsom**

Resolution supporting the development of a one megawatt renewable tidal energy pilot project within three years.

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

Resolution No. 296-03

ADOPTED by the following vote:

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

From the Land Use Committee "Without Recommendation"**030629 [United Nations Plaza]
Supervisor Daly**

Approving Accepting the final report of the U.N. Plaza Working Group, urging that the Art Commission, Planning Commission, DPW, Mayor's Office, and BART take steps to act on implement the report

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

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

Resolution accepting the final report of the U.N. Plaza Working Groups, urging that the Art Commission, Planning Commission, DPW, Mayor's Office and BART to act on the report.

Continued to May 20, 2003

CONTINUED AS AMENDED by the following vote:

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

Recommendations of the Rules Committee

Appointment of President Pro Tempore

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

The President resumed the Chair shortly thereafter.

**030578 [Amend Resolution No. 675-02 - Board and Committee Meetings]
Supervisor Gonzalez**

Resolution amending Resolution No. 675-02 to provide that neither the Board of Supervisors nor any of its Committees shall convene regularly scheduled meetings weeks when a holiday occurs, effective beginning the week of May 26, 2003, except that regularly scheduled Board and Committee meetings may be held on Monday through Wednesday of Thanksgiving week, and shall not be scheduled during the week following Thanksgiving.

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

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

Resolution No. 292-03

ADOPTED AS AMENDED by the following vote:

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

**030579 [Amend Rule 6.2 - Board of Committee Meetings]
Supervisor Gonzalez**

Motion amending Rule 6.2 of the Rules of Order of the Board of Supervisors to provide that neither the Board of Supervisors nor any of its Committees shall convene regularly scheduled meetings during weeks when a holiday occurs, effective beginning the week of May 26, 2003, except that regularly scheduled Board and Committee meetings may be held on Monday through Wednesday of Thanksgiving week, and shall not be scheduled during the week following Thanksgiving.

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

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

Motion No. M03-75

APPROVED AS AMENDED by the following vote:

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

**030580 [Amend Rule 4.34 - Supervisors Vote and Roll Call]
Supervisor Gonzalez**

Motion amending Rule 4.34 of the Rules of Order of the Board of Supervisors to provide that the first Supervisor to be called on a vote shall be the same Supervisor who is called first on Roll Call under Rule 3.9, effective June 10, 2003.

Motion No. M03-77

APPROVED by the following vote:

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

**030192 [Establishing San Francisco Zoo Audit Select Committee]
Supervisor Gonzalez**

Motion creating a San Francisco Zoo Audit Select Committee.

Motion No. M03-76

APPROVED by the following vote:

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

ROLL CALL FOR INTRODUCTIONS

PUBLIC COMMENT

Abdulla Megaheed; homeless issues

Vernon Jenkins; general issues

James Chaffee; library issues

Roger Brandley; fee issues

Amos Brown, Senior Pastor of 3rd Baptist Church, requested Board to keep Milestone Treatment Center for felons center, Liberation House open speaking as President, SF NAACP raised issues regarding education for African American children

Female speaker; issues regarding United Nations Plaza

Male Speaker; general issues Resolution HR 20 and war issues

Slyvia Johnson; general issues

Male speaker; homeless issues

Francisco Di Costa; Bill 1187

Peter O'Donnell; Tidal Energy

Tom McDonagh; mid market

Male Speaker; issues that Supervisors are not present during public comment

Female Speaker; war issues

Ms. Rolleridge; requested Board to urge Congress to amend HJ 20

Joan Holden; defense of public squares

Male Speaker; Civil Rights Advocates issues regarding homeless living in vehicles

Female Speaker; SF police issues

Martha Byington; attorney for homeless individuals in the Dog Patch District

Female Speaker; general issues

Female Speaker; general issues

Female Speaker; war issues

Female Speaker; general issues

Male Speaker; general issues

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures are introduced for adoption without committee reference. A unanimous vote is required for adoption of a resolution today. Any Supervisor may require any resolution to go to committee.

**030756 [Committee of the Whole]
Supervisor Daly**

Motion scheduling a Committee of the Whole to consider health service reductions (Bielenson Hearing), to be held on June 10, 2003 at 3:00 PM.

Motion No. M03-79

APPROVED

**030757 [Extension of Planning Commission Review Period]
Supervisor McGoldrick**

Resolution extending the prescribed time within which the Planning Commission may render its decision on a proposed ordinance to amend the San Francisco Planning Code by amending Sections 311 and 312 to require expanded public notice of exterior alteration projects and requiring the Building and Planning Departments to issue implementing regulations within 90 days and report to the Board on the effectiveness of the ordinance no later than nine months thereafter.

Resolution No. 304-03

ADOPTED

**030758 [Commend Gateway High School]
Supervisors Gonzalez, Peskin**

Resolution commending Gateway High School and Principal Peter Thorp for being recognized as a California Distinguished School.

Supervisor Peskin requested to be added as a co-sponsor

Resolution No. 305-03

ADOPTED

**030759 [Mount Davidson Commendation]
Supervisors Hall, Peskin, Newsom**

Resolution commending The City Attorney's Office, including Deputy City Attorneys Teresa Stricker, Ellen Forman, Kate Stacy and Mariam Morley, Former Deputy City Attorneys Mara Rosales, Peter Obstler and Elizabeth Dietrich for their successful efforts to defend the sale of the cross on Mount Davidson and the Council of Armenian American Organizations of Northern California for their successful efforts to preserve the cross on Mount Davidson as a memorial to the Armenian Genocide.

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

Resolution No. 306-03

ADOPTED

**030760 [Jackson Square Special Use District]
Supervisor Peskin**

Resolution extending the prescribed time within which the Planning Commission may render its decision on a proposed ordinance to amend the Planning Code with respect to creation of the Jackson Square Special Use District.

Resolution No. 307-03

ADOPTED

**030761 [US Senator Rick Santorum]
Supervisor Newsom**

Resolution urging Senator Rick Santorum to step down from his leadership position in the Republican Party and to apologize for his comments made on April 7th, 2003 to the Associated Press.

Resolution No. 308-03

ADOPTED

030763 [Declare May 2003 Safe Jobs for Youth Month]
Supervisors Ma, Newsom, Maxwell

Resolution declaring May 2003 as "Safe Jobs for Youth Month" in the City and County of San Francisco.

Resolution No. 309-03

ADOPTED

030764 [Preserve and Expand Summer Programming]
Supervisors Ma, Dufty, Newsom

Resolution supporting efforts to preserve and expand summer programming and urging City departments and the San Francisco Unified School District to identify ways to keep school buildings open for community-based organizations' usage.

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

Resolution No. 310-03

ADOPTED

030765 [Commend Chen Yi]
Supervisor Ma

Resolution honoring the works and contributions of composer Chen Yi for the occasion on Dr. Chen's 50th birthday.

Resolution No. 311-03

ADOPTED

030766 [Supporting Senate Bill 848]
Supervisors Ma, Maxwell, Newsom

Resolution urging the support of Senate Bill 848, which would double or increase the fines for specified traffic violations cited in school zones in any city or county that approves a required local implementing ordinance and authorize the use of these enhanced fine revenues for pedestrian and bicycle safety programs.

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

Resolution No. 312-03

ADOPTED

030767 [Declare May 6, 2003 as World Asthma Day in SF]
Supervisors Maxwell, Ma, Newsom

Resolution declaring May 6th, 2003 as World Asthma Day in San Francisco.

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

Resolution No. 313-03

ADOPTED

030768 [Proud Young Women's Day]
Supervisors Maxwell, Ma, Newsom

Resolution commending Martin Luther King Middle School for their efforts to empower and develop leadership in their young women and proclaiming May 14, 2003 as "Proud Young Women's Day in the City and County of San Francisco.

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

Resolution No. 314-03

ADOPTED

030769 [Proclaim May 19-25, 2003, as Public Works Week in SF]
Supervisors Maxwell, Dufty, Hall, Peskin, Ma, Newsom

Resolution proclaiming May 19 through 25, 2003, as Public Works Week in San Francisco.

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

Resolution No. 315-03

ADOPTED

030770 [Supporting California Bicycle Commute Week]
Supervisors Maxwell, Peskin, Newsom

Resolution supporting California Bicycle Commute Week May 12-16, 2003.

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

Resolution No. 316-03

ADOPTED

030659 [Final Map for a 15 Unit Commercial and Live/Work Condominium Project]

Motion approving Final Map of 2900 22nd Street, a Commercial and Live/Work Condominium Project, being a subdivision of Lots 9 and 10, Assessor's Block No. 3613, and adopting findings pursuant to Planning Code Section 101.1. (Public Works Department)

(No Public Benefit Recipient; DPW Order No. 174,081; District 9.)

Motion No. M03-78

APPROVED

The foregoing items were acted upon by the following vote:

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

Absent: 1 - Ammiano

Severed from Without Committee Reference Agenda

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

030762 [Fish Alley]
Supervisors Newsom, Peskin

Resolution urging the San Francisco Port and the Port Commission to continue its discussion with the tenants of the building located at Wharf J10, specifically to seek options other than demolition of the building and structure at Wharf J10 in Fish Alley.

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

Resolution No. 320-03

ADOPTED.

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).

[Purely Commendatory Finding]

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

Supervisor Sandoval, seconded by Supervisor Dufty, moved **ADOPTION** of the Commendatory Finding Act. The motion carried by the following vote:

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

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

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

030796 [Commending the Mission Branch YMCA]
Supervisor Sandoval

Resolution commending the Mission YMCA for 50 years of outstanding service to the residents of San Francisco.

Resolution No. 317-03

ADOPTED by the following vote:

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

030797 [Recognizing Bettye Opal Simon-Johnson.]
Supervisor Sandoval

Resolution recognizing the life and work of Bettye Opal Simon-Johnson.

Resolution No. 318-03

ADOPTED by the following vote:

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

Absent: 1 - Ammiano

OFF-AGENDA LEGISLATION

Ordinances

030803 [Appropriation - \$6,000,000 for the Public Education Programs]
Supervisors Daly, Ma

Ordinance appropriating \$2,000,000 of Delinquent Payroll Tax Revenue and \$4,000,000 from the State Revenue Stabilization Reserve for a total of \$6,000,000 for public education programs for fiscal year 2002-03.

(Fiscal impact; Supervisors Peskin and Maxwell dissenting in committee.)

5/6/03, RECEIVED AND ASSIGNED to Budget Committee. Sponsor requests this item be scheduled for consideration at the May 12, 2003 meeting.

030737 [Preservation of Emergency Nature of Shelter; Prevention of Displacement, Prioritization, or Set-Asides of Shelter Beds Based Solely on Income]
Supervisor McGoldrick

Ordinance adding Article II to Chapter 20 of the San Francisco Administrative Code to preserve the emergency nature of the City's shelter system; to prevent displacement of an individual from a shelter bed based solely on that individual's income, and to prohibit prioritization or set-asides of shelter beds based on income.

4/29/03, ASSIGNED UNDER 30 DAY RULE to City Services Committee, expires on 5/29/2003.

5/5/03, ASSIGNED to City Services Committee. 30-day rule waived per May 5, 2003 memo from Board President.

5/6/03, SUBSTITUTED. Supervisor McGoldrick submitted a substitute ordinance bearing new title.

5/6/03, ASSIGNED to City Services Committee.

030804 [Appropriation - \$700,000 for the Airport custodial services]
Supervisors Sandoval, Daly, Gonzalez, McGoldrick, Peskin, Ammiano, Maxwell, Ma

Ordinance rescinding \$700,000 of unencumbered appropriation authority for the Airport Runway Configuration capital project and appropriating \$700,000 in fund balance for custodial services for the Airport Commission for fiscal year 2002-03.

(Fiscal impact.)

5/6/03, RECEIVED AND ASSIGNED to Budget Committee.

**030810 [Jobs-Housing Linkage Program and the Child Care Fee]
Supervisor Peskin**

Ordinance amending Section 313.1 of the Planning Code to authorize the Planning Department, the Mayor's Office of Housing and the Department of Building Inspection to delegate responsibilities under the Jobs-Housing Linkage Program, and amending Section 314.1 of the Planning Code to authorize the Planning Department to delegate responsibilities under the Child Care Fee.
5/6/03, RECEIVED AND ASSIGNED to Land Use Committee.

**030811 [Creating Exemption for Administrative Fee for Provision of Additional Police Services Pursuant to Administrative Code Section 10B.2]
Supervisor Peskin**

Ordinance amending San Francisco Police Code Section 10B.2 to create an exception for payment of an administrative fee for contracting for additional police services.
5/6/03, RECEIVED AND ASSIGNED to City Services Committee.

030813 [Government Funding, Fiscal Year 2003-04]

Annual Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures for selected departments of the City and County of San Francisco as of May 1, 2003, for fiscal year ending June 30, 2004. (Controller)
5/6/03, RECEIVED AND ASSIGNED to Budget Committee.

**030830 [Public Works Code Permit Fees and Assessment]
Mayor**

Ordinance adding Article 2.1 of the Public Works Code to add sections 2.1.1, 2.1.2, 2.1.3, and 2.1.4 concerning permit fees and occupancy assessments, specifying procedures to establish such permit fees and assessments, amending section 2.4.45 to modify the procedures for fee review and adjustments, and making environmental findings. (Mayor)
5/6/03, RECEIVED AND ASSIGNED to Budget Committee.

Resolutions**030793 [Opposition to the Proposed Potrero Unit 7 Power Plant]
Supervisors Maxwell, Ammiano, Daly**

Resolution opposing the proposed Potrero Unit 7 power plant project and urging City officials and departments not to enter into any agreements that may be required to facilitate or enable the siting, licensing, approval or construction of the proposed Potrero Unit 7 power plant and urging the City Attorney to actively oppose the Potrero Unit 7 project in all forums.

5/6/03, RECEIVED AND ASSIGNED to Land Use Committee.

**030794 [Exclusive Negotiating Agreement for Development of the Old Mint]
Mayor, Supervisor Daly**

Resolution endorsing the City entering into an Exclusive Negotiating Agreement with the San Francisco Museum and Historical Society for the development of the Old Mint. (Mayor)

5/6/03, RECEIVED AND ASSIGNED to Finance and Audits Committee. Supervisor Daly requested to be added as co-sponsor.

**030795 [Conveyance of Old Mint]
Mayor, Supervisor Daly**

Resolution authorizing the City to accept title to the Old Mint pursuant to a deed and programmatic agreement and adopting findings. (Mayor)

5/6/03, RECEIVED AND ASSIGNED to Finance and Audits Committee. Supervisor Daly requested to be added as co-sponsor.

**030796 [Commending the Mission Branch YMCA]
Supervisor Sandoval**

Resolution commending the Mission YMCA for 50 years of outstanding service to the residents of San Francisco.

5/6/03, ADOPTED.

**030797 [Recognizing Bettye Opal Simon-Johnson.]
Supervisor Sandoval**

Resolution recognizing the life and work of Bettye Opal Simon-Johnson.

5/6/03, ADOPTED.

**030798 [Water Bond Coalition of Northern and Coastal California]
Supervisors Newsom, Sandoval**

Resolution supporting participation by the City and County of San Francisco in the Water Bond Coalition of Northern and Coastal California, endorsing efforts by the Coalition to develop fair and equitable distribution of state water bond funds and ongoing efforts to facilitate development of integrated regional water management plans, and forwarding the names of Supervisors Gavin Newsom, Tony Hall and Gerardo Sandoval as candidates from the City and County of San Francisco who wish to serve on the Water Bond Coalition of Northern and Coastal California.

5/6/03, RECEIVED AND ASSIGNED to Rules Committee.

**030799 [Vehicular and Pedestrian Safety Mitigation]
Supervisor Newsom**

Resolution urging the Department of Parking and Traffic to take all necessary steps in mitigating unsafe traffic conditions at the intersections of Chestnut and Richardson Streets, Richardson and Lombard Streets, Lombard and Baker Streets and Baker and Richardson Streets, including but not limited to consideration of the installation of a countdown lights, the installation of a lit crosswalk at these intersections, and the installation of a cul-de-sac at this intersection; and working with the Office of the City Attorney and the San Francisco Police Department in concert for a unified and collaborative effort to make safer streets and ensure maximum vehicular and pedestrian safety.

5/6/03, RECEIVED AND ASSIGNED to Land Use Committee.

**030800 [STOP Intersection]
Supervisor Newsom**

Resolution designating Buchanan and Northpoint intersection as an all "STOP" intersection.

5/6/03, RECEIVED AND ASSIGNED to Land Use Committee.

**030801 [Web-based Customer Relationship Management System]
Supervisor Newsom**

Resolution urging the Department of Telecommunications and Information Systems (DTIS) to pursue all options necessary to develop a web-based 311 Call Center request system attached to the city's existing website; and directing the DTIS to coordinate with all appropriate city departments to continue with developing a project plan necessary to implement a full-scale web-based Customer Relationship Management System for the City and County of San Francisco.

5/6/03, RECEIVED AND ASSIGNED to City Services Committee.

**030808 [Motorcycle Sidewalk Parking Policy]
Supervisors Gonzalez, Dufty**

Resolution urging the new director of the Department of Parking and Traffic to continue the policy of decriminalizing responsible parking of motorcycles on sidewalks to the extent that they do not impede pedestrians.

5/6/03, RECEIVED AND ASSIGNED to City Services Committee.

030814 [Summer School Programs]
Supervisors Ammiano, Dufty, Ma, Daly

Resolution urging the Mayor's Office to recommend reallocating funds from under-performing programs funded through the Children's Fund to fund alternative programs to summer school programs. Furthermore, the alternative programs would be administered by the Department of Children Youth & Their Families.
5/6/03, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030815 [Urging SFUSD to waive fees for alternative programs to Summer School]
Supervisors Ammiano, Dufty, Ma, Daly

Resolution urging the San Francisco Unified School District to provide free access to school sites for alternatives to summer school programs. Furthermore, urging the Mayor's Office in conjunction with the Board of Supervisors to secure funds for the Unified School District to fill any shortfall that would result from waiving rental fees.
5/6/03, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030816 [Commend Gay Asian Pacific Alliance]
Supervisors Dufty, Ma, Ammiano, McGoldrick

Resolution commending the Gay Asian Pacific Alliance (GAPA) for 15 years of service to the Lesbian, Gay, Bisexual and Transgender Asian and Pacific Islander (API) community in San Francisco and declaring May 17, 2003 "GAPA Day" in the City and County of San Francisco.
5/6/03, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030817 [Commend SF Gay and Lesbian Tennis Federation]
Supervisors Dufty, Ammiano

Resolution commending the San Francisco Gay and Lesbian Tennis Federation (GLTF) for its annual tournament.
5/6/03, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030819 [Support Senate Concurrent Resolution 12]
Supervisor Newsom

Resolution urging the State Legislature to adopt Senate Concurrent Resolution 12, introduced by Senator Richard Alarcon, which would create a joint committee charged with developing a master plan to end poverty in the State of California.
5/6/03, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030820 [Accept and Expend Gift]
Supervisor Peskin

Resolution authorizing the Director of Planning to accept and expend a gift in the amount of \$150,000 from the Jessie Square Garage Partners, LLC, an affiliate of Millennium Partners, for purposes of the gift.

5/6/03, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030821 [Stop Sign Designation - Greenwich and Powell Streets]
Supervisor Peskin

Resolution urging the installation of four-way Stop signs at the intersection of Greenwich and Powell Streets.

5/6/03, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030833 [Senate Bill 1005]
Supervisors Sandoval, McGoldrick

Resolution urging the California State Legislature to Pass SB 1005: The Safe Ratios Enforcement Act.

5/6/03, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030834 [Commending Bernard Osher Foundation]
Supervisors Sandoval, Dufty

Resolution commending the Bernard Osher Foundation for awarding \$350,000 in grant funds to the Friends and Foundation of the San Francisco Library for the Branch Library Project.

5/6/03, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030836 [OMI Family Center]
Supervisors Sandoval, Dufty, Hall

Resolution urging the Mayor to preserve mental health services within the City and County of San Francisco and services at the OMI Family Center in the face of the upcoming budget crisis.

5/6/03, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030789 [Children and Families Commission Annual Budget, FY 2003-04]

Resolution approving the Annual Budget of the Children and Families Commission of the City and County of San Francisco for fiscal year 2003-2004.

5/6/03, RECEIVED AND ASSIGNED to Budget Committee.

**030828 [Housing Element of General Plan]
Supervisor McGoldrick**

Resolution requesting that the Planning Department give the highest priority to completion of environmental review for the revision of the Housing Element of the City's General Plan.

5/6/03, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing**030805 [Recreation and Park Department]
Supervisor Ma**

Hearing for the purpose of allowing the Recreation and Park Department to present its status on:

(a) Placing the Significant Natural Resource Areas Management Plan online for interested neighborhood and park groups and individuals to have access to the information as requested by the San Francisco Board of Supervisors in File No. 021264, Resolution No. 609-02; and (b) Assisting the Citizen's Advisory Committee for the Natural Areas Program (NAPCAC) in its activities until after a new management plan is developed and approved as requested, provided by the San Francisco Board of Supervisors in File No. 021260, Resolution No. 653-02.

5/6/03, RECEIVED AND ASSIGNED to City Services Committee. Sponsor requests this item be scheduled for consideration at the May 29, 2003 meeting.

**030806 [SFPD School Resource Officer Program]
Supervisor Dufty**

Hearing regarding the School Resource Officer Program of the San Francisco Police Department.

5/6/03, RECEIVED AND ASSIGNED to City Services Committee.

**030807 [Workforce Planning]
Supervisor Dufty**

Hearing to consider the ramifications of anticipated large-scale retirements of public sector employees in the City and County of San Francisco in the coming years, and discussion of planning strategy to effectively address City and County workforce needs for the future.

5/6/03, RECEIVED AND ASSIGNED to City Services Committee.

030791 [Budget Hearing and Review, FY 2003-04]

Hearing to consider the Annual Budget for the San Francisco Airport for fiscal year 2003-2004.

5/6/03, RECEIVED AND ASSIGNED to Budget Committee.

030790 [Budget Hearing and Review, FY 2003-04]

Hearing to consider the Annual Budget for Child Support Services, Department of Building Inspection, and the Retirement System for fiscal year 2003-2004.

5/6/03, RECEIVED AND ASSIGNED to Budget Committee.

030826 [Budget Hearing and Review, FY 2003-04]

Hearing to consider the Annual Budget for the Rent Arbitration Board, Port, and General City Responsibility for fiscal year 2003-2004.

5/6/03, RECEIVED AND ASSIGNED to Budget Committee.

030827 [Budget Hearing and Review, FY 2003-04]

Hearing to consider the Annual Budget for the Public Utilities Commission for fiscal year 2003-2004.
5/6/03, RECEIVED AND ASSIGNED to Budget Committee.

Motions**030792 [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.

5/6/03, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

030809 [Legislative Analyst Request]**Supervisor Ma**

Motion requesting the Office of the Legislative Analyst (OLA) to compare and contrast how Public Guardian Offices in other major counties accommodate hospitals wanting to refer their clients for probate/Lanterman-Petris-Short (LPS) conservatorships. In addition, the OLA should review whether these counties have contracts with hospitals to "fast track" discharged patients.

5/6/03, ASSIGNED to Board of Supervisors. Scheduled for Board consideration May 13, 2003. Supervisor Ma requests an in-depth report to be delivered as promptly as possible.

030818 [Directing the Budget Analyst to Conduct a Management Audit of the Controller's Office]**Supervisors Hall, Gonzalez, Ammiano, Dufty, Maxwell, McGoldrick, Sandoval**

Motion amending the Schedule of Audits for the Budget Analyst and directing the Budget Analyst to conduct a management audit of the Controller's Office on a priority basis

5/6/03, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Charter Amendment**030802 [Charter Amendment - Controller to assess the City's maintenance of streets/parks and delivery of other services to the public]****Supervisor Hall**

Charter amendment (First Draft) to amend section 3.105 and add Appendix F to require the Controller to assess the City's maintenance of streets and parks and delivery of other services to the public.

(Fiscal impact.)

5/6/03, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 6/6/2003.

030812 [Charter Amendment - Designating the Controller as City Services Auditor]**Supervisor McGoldrick**

Charter amendment (First Draft) to amend section 3.105 and add Appendix F to require the Controller to assess the City's maintenance of streets and parks and delivery of other services to the public.

5/6/03, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 6/6/2003.

PROPOSED ORDINANCES**030660 [Settlement of Lawsuit - Carmi L. Johnson]**

Ordinance authorizing settlement of the lawsuit filed by Carmi L. Johnson against the City and County of San Francisco for \$85,000; the lawsuit was filed on March 2, 2001 in United States District Court, Northern District, Case No. C01-0904 SBA; entitled Carmi L. Johnson v. City and County of San Francisco, Roland Chen, Therese Madden; other material terms of said settlement are: 1. PUC to redistribute policies regarding prevention of harassment and retaliation; 2. City to provide contact individual at City Department of Human Resources for future EEO issues. (City Attorney)

(Public Benefit Recipient.)

(Supervisor Hall dissenting in committee.)

4/23/03, RECEIVED AND ASSIGNED to Rules Committee.

030691 [Settlement of Legal Proceeding]

Ordinance approving the settlement of a claim filed by the City and County San Francisco in the bankruptcy entitled In re Metricom, Inc., United States District Court, Northern District of California, Case No. 01-53291-ASW. (City Attorney)

(Public Benefit Recipient.)

4/22/03, RECEIVED AND ASSIGNED to Rules Committee.

030703 [Settlement of Lawsuit - Sherri Cytanovich]

Ordinance authorizing settlement of the lawsuit filed by Sherri Cytanovich against the City and County of San Francisco for \$100,000; the lawsuit was filed on December 8, 2001 in San Francisco Superior Court, Case No. 401-091; entitled Sherri Cytanovich, et al., v. City and County of San Francisco, et al. (City Attorney)

(Public Benefit Recipient.)

4/28/03, RECEIVED AND ASSIGNED to Rules Committee.

030747 [Fee Schedule Amendments - Planning Department]

Ordinance amending the San Francisco Administrative Code by amending Chapter 31, Article IV to increase fees for services. (Planning Department)

(No Public Benefit Recipient.)

4/28/03, RECEIVED AND ASSIGNED to Budget Committee.

030748 [Fee Schedule Amendments - Planning Department]

Ordinance amending the San Francisco Planning Code by amending Article 3.5 to increase fees for services. (Planning Department)

(No Public Benefit Recipient.)

4/28/03, RECEIVED AND ASSIGNED to Budget Committee.

PROPOSED RESOLUTIONS**030692 [Accept- Expend Proposition 13 Grant]**

Resolution authorizing the Department of the San Francisco Public Utilities Commission to accept and expend a grant in the amount of \$1 million from the Proposition 13 account for the removal of Niles and Sunol dams. (Public Utilities Commission)

(No Public Benefit Recipient.)

4/25/03, RECEIVED AND ASSIGNED to City Services Committee.

030693 [Prevailing Wage Rates]

Resolution fixing the prevailing wage rates for workers in public off-street parking lots, garages, or storage facilities for automobiles on property owned or leased by the City. (Civil Service Commission)

(No Public Benefit Recipient.)

4/25/03, RECEIVED AND ASSIGNED to Finance and Audits Committee.

030745 [Settlement of Claim - Thomas W. Westwood]

Resolution approving the settlement of the unlitigated claim filed on February 7, 2002 by Thomas W. Westwood against the City and County of San Francisco. (City Attorney)

(Public Benefit Recipient.)

4/25/03, RECEIVED AND ASSIGNED to Rules Committee.

030746 [Mental health services to HIV positive women and their adult family members amendment 2]

Resolution authorizing the San Francisco Department of Public Health, HIV Mental Health Program at the Center for Special Problems (SFDPH, CSP) to enter retroactively into an agreement, Amendment Number 2, in an additional amount of \$30,000 with The Regents of the University of California San Francisco (UCSF), the primary contractor, to provide outpatient mental health services to women who have HIV and their adult family members, for the period of August 1, 2002 to July 31, 2003. (Public Health Department)

(No Public Benefit Recipient.)

4/28/03, RECEIVED AND ASSIGNED to City Services Committee. Department requests this item be scheduled for consideration at the May 15, 2003 meeting.

Requests Granted

From: Supervisor McGoldrick

To: City Attorney

Requesting/Inquiring: To draft an Ordinance requiring any request to any department of CCSF under the USA PATRIOT Act to be referred to the Board of Supervisors for review and final decision, with the advice and consultation of the City Attorney. The ordinance also should require that the City Attorney track and report annually on all such requests, including the federal department making such request, the type of such request, the CCSF department receiving such request, and the decision of the Board of Supervisors in response to such request.

From: Supervisor Newsom

To: Director, Department of Public Works

Requesting/Inquiring: Inquiring about the feasibility for DPW to budget the Greenwich Street underground wiring project for Fiscal Year 2003-04. Please include the following:

- 1. Specify how the department will work in collaboration with the neighborhood groups and other related private and public city agencies to ensure this prioritization.*
- 2. How does the department's Street Construction Coordination Center plan to coordinate work among different agencies or excavators on future under ground wiring projects, including but not limited to sewer, water and paving projects in the neighborhood?*
- 3. What public notices will be given to the neighbors of the immediate area affected by future underground wiring projects?*

From: Supervisor Newsom

To: Executive Director, Presidio Trust

Director, Department of Parking and Traffic

Requesting/Inquiring: Inquiring on the status of the commitment made by the City and the Presidio Trust to mitigate traffic and pedestrian safety concerns around the Presidio Gate located at Fifteenth Avenue, including the following:

- 1. What is the status of funding speed bumps to slow traffic in the area of the Fifteenth Avenue gate?*
- 2. What is the status of repainting and highlighting the stop sign and pedestrian crosswalk at the Fifteen Avenue Gate?*
- 3. What is the status of securing traffic law enforcement efforts from the Presidio Park Police?*
- 4. What is the status of the neighbor application to DPT's City Traffic Calming Program for traffic enforcement assistance?*
- 5. What is the status of a traffic calming study be conducted regarding the allowable speed allowed on Fifteen Avenue?*
- 6. What neighborhood meetings have been held to discuss the traffic study/traffic count at the Fifteenth Avenue gate?*
- 7. What exactly is the level of coordination between the Presidio Trust and the Department of Parking and Traffic on the completion of the aforementioned traffic study?*
- 8. To what extent is the Presidio Trust and the Department of Parking and Traffic responsible for deciding what traffic calming measures occur at the Fourteenth Avenue/Lake Street and Fifteenth Avenue/Lake intersections?*

From: Supervisor Hall

To: Department of Human Resources

Department of Aging and Adult Services

Requesting/Inquiring: Please compile a list of all the services and benefits available to our city employees when they need time off to take care of elderly parents.

In Memoriams

*Henry Berman (Entire Board)
Eric Gupton (Supervisor Ammiano)
Walter Sisulu (Supervisor Gonzalez)
Julia Middleton (Supervisor Maxwell)
Ella King Torrey (Superviso*

ADJOURNMENT

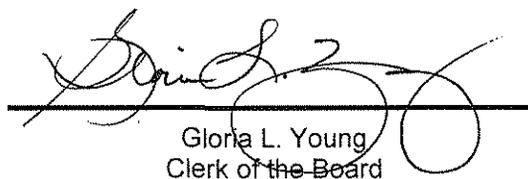
There being no further business, the Board at the hour 6:12 p.m. adjourned.

Gloria L. Young, Clerk

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on June 10, 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.


Gloria L. Young
Clerk of the Board

