

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, June 3, 2003 10:00 AM

**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, GERÁRDO 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/bdsupvsrs

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-monthly

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.

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 10:03 a.m. On the call of the roll, all Supervisors were noted present.

Quorum present.

COMMUNICATIONS

Clerk of the Board informed the Board that the Office has received the Interim Consolidated Budget and Annual Appropriation Ordinance and the Mayor's proposed Budget for FY 2003-04.

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of Budget 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.)

Ordinance No. 135-03

FINALLY PASSED by the following vote:

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

ROLL CALL FOR INTRODUCTIONS

PUBLIC COMMENT

Abduallah Megaheed; homeless issues
Jim Corrigan; SFFD budget issues
Margaret Brodtkin; budget issues
Bruce Ellison; budget issues
Female Speaker; budget issues and loss of self help agencies
Citizen of SF; HJ 20
Esther Chavez; request the Board to keep open the Self-Help Tenderloin Center
Lena Altura; request the Board to keep open the Self-Help Tenderloin Center
Lou; request the Board to keep open the Self-Help Tenderloin Center
Sarah; Board of Supervisors salary increase
Male Speaker; on behalf of John Jenkel amend HJ 20
Dee; on behalf of John Jenkel amend HJ 20
Kylee; on behalf of John Jenkel amend HJ 20
Ted; Federal Government issues
Male Speaker; amend HJ 20
Harris; on behalf of John Jenkel amend HJ 20
Dr. Karen Stone; amend HJ 20
Ken Lattrell; on behalf of John Jenkel amend HJ 20
Female Speaker; amend HJ 20
Berta Bollenger; amend HJ 20 and war policies
John Jenkel; amend HJ 20, Federal and Local Government issues
Michael Lyon; budget issues and Beilenson hearing process
Dr. Janice Coleman; Department of Public Health budget reductions
Male Speaker; budget reductions in homeless programs
Walter Park; budget reductions to the programs for the disabled
Female Speaker from St. Anthony's Foundation; budget reductions in the homeless programs
Brian Green; appreciation for keeping MERF open
Mary Well; appreciation for keeping MERF open
Jennifer; Coalition on the Homelessness; budget reductions in the homeless programs

OFF CALENDAR LEGISLATION

Ordinances

**030784 [Interim Government Funding, Fiscal Year 2003-04]
Mayor**

Interim Annual Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures for the City and County of San Francisco for fiscal year ending June 30, 2004. (Mayor)
6/3/03, RECEIVED AND ASSIGNED to Budget Committee.

**030785 [Interim Public Employment, Fiscal Year 2003-04]
Supervisor Daly**

Interim Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the Fiscal Year ending June 30, 2004, continuing, creating or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefor. (Human Resources Department)
6/3/03, RECEIVED AND ASSIGNED to Budget Committee.

**030966 [MOU - Teamsters, Local 853]
Mayor, Supervisor Daly**

Ordinance adopting and implementing an arbitration award establishing the Memorandum of Understanding between the City and County of San Francisco and the Teamsters, Local 853, to be effective July 1, 2003 through June 30, 2005. (Mayor)
6/3/03, RECEIVED AND ASSIGNED to Budget Committee.

**030967 [MOU - Automotive Mechanics Union Lodge No. 1414]
Mayor, Supervisor Daly**

Ordinance adopting and implementing an arbitration award establishing the Memorandum of Understanding between the City and County of San Francisco and the Automotive Mechanics Union Lodge No. 1414, to be effective July 1, 2003 through June 30, 2005. (Mayor)
6/3/03, RECEIVED AND ASSIGNED to Budget Committee.

**030968 [MOU - Deputy Probation Officers' Association]
Mayor, Supervisor Daly**

Ordinance adopting and implementing an arbitration award establishing the Memorandum of Understanding between the City and County of San Francisco and the Deputy Probation Officers' Association to be effective July 1, 2003 through June 30, 2005. (Mayor)
6/3/03, RECEIVED AND ASSIGNED to Budget Committee.

**030969 [MOU - District Attorney Investigators' Association]
Mayor, Supervisor Daly**

Ordinance adopting and implementing the mediated agreement establishing the Memorandum of Understanding between the City and County of San Francisco and the District Attorney Investigators' Association to be effective July 1, 2003 through June 30, 2005. (Mayor)
6/3/03, RECEIVED AND ASSIGNED to Budget Committee.

**030970 [MOU - Union of American Physicians and Dentists (Unit 8CC)]
Mayor, Supervisor Daly**

Ordinance adopting and implementing the mediated agreement establishing the Memorandum of Understanding between the City and County of San Francisco and the Union of American Physicians and Dentists (Unit 8CC), to be effective July 1, 2003 through June 30, 2005. (Mayor)
6/3/03, RECEIVED AND ASSIGNED to Budget Committee.

**030972 [MOU - San Francisco Institutional Police Officers' Association]
Mayor, Supervisor Daly**

Ordinance adopting and implementing the mediated agreement establishing the Memorandum of Understanding between the City and County of San Francisco and the San Francisco Institutional Police Officers' Association to be effective July 1, 2003 through June 30, 2005. (Mayor)
6/3/03, RECEIVED AND ASSIGNED to Budget Committee.

**030973 [MOU - Municipal Attorneys' Association]
Mayor, Supervisor Gonzalez**

Ordinance adopting and implementing the mediated agreement establishing the Memorandum of Understanding between the City and County of San Francisco and the Municipal Attorneys' Association to be effective July 1, 2003 through June 30, 2005. (Mayor)
6/3/03, RECEIVED AND ASSIGNED to Budget Committee.

**030974 [MOU - Service Employees International Union Joint Council, Locals 250, 535 and 790, AFL-CIO]
Mayor, Supervisor Daly**

Ordinance adopting and implementing the mediated agreement establishing the Memorandum of Understanding between the City and County of San Francisco and the Service Employees International Union Joint Council, Locals 250, 535 and 790, AFL-CIO, to be effective July 1, 2003 through June 30, 2005. (Mayor)
6/3/03, RECEIVED AND ASSIGNED to Budget Committee.

**030975 [MOU - San Francisco Interns and Residents Association]
Mayor, Supervisor Daly**

Ordinance adopting and implementing the mediated agreement establishing the Memorandum of Understanding between the City and County of San Francisco and the San Francisco Interns and Residents Association, to be effective July 1, 2003 through June 30, 2005. (Mayor)

6/3/03, RECEIVED AND ASSIGNED to Budget Committee.

**030976 [MOU - Union of American Physicians and Dentists (Unit 11-AA)]
Mayor, Supervisor Daly**

Ordinance adopting and implementing the mediated agreement establishing the Memorandum of Understanding between the City and County of San Francisco and the Union of American Physicians and Dentists (Unit 11-AA), to be effective July 1, 2003 through June 30, 2005. (Mayor)

6/3/03, RECEIVED AND ASSIGNED to Budget Committee.

**030977 [MOU - Staff and Per Diem Nurses, SEIU Local 790]
Mayor, Supervisor Daly**

Ordinance adopting and implementing Amendment No. 2 to the Memorandum of Understanding between the City and County of San Francisco and the Staff and Per Diem Nurses, SEIU Local 790, to be effective July 1, 2003 through June 30, 2005. (Mayor)

6/3/03, RECEIVED AND ASSIGNED to Budget Committee.

**030978 [MOU - Teamsters, Local 856 (Supervising Nurses)]
Mayor, Supervisors Daly, Newsom**

Ordinance adopting and implementing Amendment No. 2 to the Memorandum of Understanding between the City and County of San Francisco and the Teamsters, Local 856 (Supervising Nurses), to be effective July 1, 2003 through June 30, 2005. (Mayor)

6/3/03, RECEIVED AND ASSIGNED to Budget Committee.

**030979 [MOU - Laborers International Union, Local 261]
Mayor, Supervisor Daly**

Ordinance adopting and implementing an arbitration award establishing the Memorandum of Understanding between the City and County of San Francisco and the Laborers International Union, Local 261, to be effective July 1, 2003 through June 30, 2005. (Mayor)

6/3/03, RECEIVED AND ASSIGNED to Budget Committee.

**030980 [Establishing an Administrative Services Vehicle Leasing Program Fund]
Mayor**

Ordinance amending the San Francisco Administrative Code by adding Section 10.100-9, to establish an Administrative Services Vehicle Leasing Program Fund. (Mayor)

6/3/03, RECEIVED AND ASSIGNED to Budget Committee.

**030981 [Increasing the Emergency Response Fee imposed on telephone subscribers]
Mayor**

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

6/3/03, RECEIVED AND ASSIGNED to Budget Committee.

**030982 [Setting Controller's fees for issuing a property tax certificate or a replacement W-2 form]
Mayor**

Ordinance amending the San Francisco Administrative Code by adding Section 8.41, to authorize the Controller to collect a fee of \$40 for issuing a property tax certificate under Government Code Section 66492 and a fee of \$20.00 for issuing a replacement W-2 form. (Mayor)

6/3/03, RECEIVED AND ASSIGNED to Budget Committee.

**030986 [Patient Rates, Fiscal Year 2003-04]
Mayor**

Ordinance amending Section 128 of the San Francisco Health Code to revise selective patient rates for Mental Health services furnished by the Department of Public Health, retroactive to July 1, 2003. (Mayor)

6/3/03, RECEIVED AND ASSIGNED to Budget Committee.

**030988 [Setting Administrative Fee for Tow of Vehicles]
Mayor**

Ordinance approving administrative fee of \$200 pursuant to Traffic Code Section 170.2-A for police costs for towing of vehicles. (Mayor)

6/3/03, RECEIVED AND ASSIGNED to Budget Committee.

**030989 [Waiver of storage fees for stolen vehicles owned by residents]
Mayor**

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

6/3/03, RECEIVED AND ASSIGNED to Budget Committee.

**030990 [Library Fines and Fees]
Mayor**

Ordinance amending the San Francisco Administrative Code by amending Section 8.21-2 to (1) adopt a materials recovery fee and (2) authorize the Library Commission to develop policies and procedures to allow the City Librarian to reduce or waive fees in the case of demonstrated financial hardship. (Mayor)

6/3/03, RECEIVED AND ASSIGNED to Budget Committee.

**030991 [Establishing Parking Meter and Permit Parking Areas --Recreation and Park Property]
Mayor**

Ordinance amending the Traffic Code by adding Sec. 201.5 to establish Parking Meter Area Number Five; amending Sec. 201 to authorize the General Manager of the Recreation and Park Department to establish parking meter zones within Parking Meter Area Five subject to approval of the Recreation and Park Commission; amending Sec. 203.6 to set Parking Meter Rates in Parking Meter Area Number Five and to authorize the Recreation and Park Commission to reduce the meter rate not more than 50% lower than that set by the Board of Supervisors; amending Sec. 213 to provide that monies collected from meters located on park land be credited to an account for use by the Recreation and Park Department; adding Park Code Article 14 to establish permit parking on Park Property; and amending Park Code Sec. 6.10 to provide for penalties for violating Article 14. (Mayor)

6/3/03, RECEIVED AND ASSIGNED to Budget Committee.

**030992 [Amending Administrative Code Section 10.100-218.]
Mayor**

Ordinance amending Administrative Code Section 10.100-218 to (1) permit unencumbered tobacco settlement revenues received by the City and deposited into the Tobacco Settlement Revenue Sub-account prior to the date of issuance of the City's bonded indebtedness authorized by the voters pursuant to Proposition A of November of 1999 to be used for a transfer to the General Fund in fiscal year 2003-2004 for the payment of certain Department of Public Health expenses and (2) provide a guarantee of payment from the City's General Fund in the event that less than \$100,000,000 of tobacco settlement revenues are available to be expended on the Laguna Honda Hospital reconstruction project. (Mayor)

6/3/03, RECEIVED AND ASSIGNED to Budget Committee.

**030994 [Filing Electronic Copies of Campaign Statements]
Supervisor Ammiano**

Ordinance amending Article I, Chapter 3 of the Campaign and Governmental Conduct Code, by amending Sections 1.305, 1.310 and 1.315, and adding Section 1.312, to require political committees to file electronic copies of supplemental independent expenditure reports that must be filed on paper with the Commission; authorize the Ethics Commission to require political committees to file electronic copies of any other campaign disclosure statements that must be filed on paper with the Commission; require political committees to continue to file electronic copies of campaign disclosure statements, regardless of the committee's level of financial activity, until the committee files a statement of termination; eliminate redundant definitions; and increase the late filing fine from \$10 per day to \$25 per day.

6/3/03, RECEIVED AND ASSIGNED to Rules Committee.

**030995 [Licensing and regulation of massage practitioners and businesses]
Supervisor Daly**

Ordinance amending the San Francisco Police Code by repealing Article 27 (Sections 2700 through 2737), and amending the San Francisco Health Code by adding a new Article 29 (Sections 1900 through 1930), both Articles providing for the licensing and regulation of massage practitioners and businesses, and establishing an operative date for the ordinance.

6/3/03, ASSIGNED UNDER 30 DAY RULE to City Services Committee, expires on 7/3/2003.

030998 [Sunsetting of higher cap on taxicab gate fees if City fails to enact long-term lease fee cap]]
Supervisor Hall

Ordinance amending Section 1135.1 of the Police Code to provide for extending from August 1, 2003 to November 1, 2003 the time for sunsetting the higher cap on taxicab gate fees if the City fails to enact an ordinance prescribing a specific long-term lease fee cap covering all long-term lease drivers.

6/3/03, RECEIVED AND ASSIGNED to Land Use Committee.

030999 [Lot Line Selection for Vacant Lots Abutting Two or More Streets]
Supervisor McGoldrick

Ordinance amending Planning Code section 130 to require that before a lot owner may elect which lot line is to be the front lot line of the lot for purposes of the yard and setback requirements the lot must not only abut on two or more streets, but must also be vacant, and making findings of consistency with the priority policies of Planning Code Section 101.1 and the General Plan.

6/3/03, ASSIGNED UNDER 30 DAY RULE to Land Use Committee, expires on 7/3/2003.

031033 [Authorizing Chief of San Francisco Fire Department to appoint a Deputy Chief of Airport Operations]
Supervisor Peskin

Ordinance amending San Francisco Administrative Code Section 2A.93 authorizing the Chief of the San Francisco Fire Department to appoint a Deputy Chief of Airport Operations.

6/3/03, RECEIVED AND ASSIGNED to Rules Committee.

031034 [Planning Code - Northeast Waterfront Historic District Signs]
Supervisor Peskin

Ordinance amending the Planning Code by creating section 608.15 to establish the Northeast Waterfront Special Sign District, creating section 609.14 to address amortization of nonconforming signs in this District, amending section 608 and Article 10, Appendix D, section 7 to be consistent with this Ordinance, amending the Zoning Map Sectional Map SSD-1 to show the boundaries of this District, and making findings of consistency with the General Plan and priority policies of Planning Code section 101.1.

6/3/03, ASSIGNED UNDER 30 DAY RULE to Land Use Committee, expires on 7/3/2003.

030422 [Environment Code and Precautionary Principle Policy]
Mayor, Supervisors McGoldrick, Gonzalez, Maxwell, Daly

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.

6/3/03, SUBSTITUTED. The Mayor submitted a substitute ordinance bearing same title.

6/3/03, RECEIVED AND ASSIGNED to Land Use Committee.

**030916 [Imposing permit fee surcharge on permits subject to appeal before the Board of Appeals]
Supervisor Peskin**

Ordinance amending the Administrative Code by adding a new Article 10G, imposing a surcharge on permits issued by the Department of Building Inspection, the Taxi Commission, the Police Department and the Department of Public Works, and imposing a surcharge on fees imposed by the Planning Department for review of permits where such permits are subject to appeal before the Board of Appeals.

5/20/03, RECEIVED AND ASSIGNED to Finance and Audits Committee.

5/23/03, TRANSFERRED to Budget Committee.

6/3/03, SUBSTITUTED. Supervisor Peskin submitted a substitute ordinance bearing same title.

6/3/03, ASSIGNED to Budget Committee.

Resolutions

**030971 [PERS Contract Amendment]
Mayor**

Resolution of Intention to Approve an Amendment to Contract Between the Board of Administration, California Public Employees' Retirement System, and the Board of Supervisors, City and County of San Francisco. (Mayor)

6/3/03, RECEIVED AND ASSIGNED to Budget Committee.

**030983 [2004 Finance Corporation Equipment Program]
Mayor**

Resolution approving the form of and authorizing execution and delivery by the City and County of San Francisco of an equipment lease Supplement No. 11 (Series 2004A Bonds) between the City and the County of San Francisco Finance Corporation, as lessor, and the City and County of San Francisco, as lessee, with respect to the equipment to be used for city purposes, a related certificate of approval and a continuing disclosure certificate; approving the issuance of lease revenue bonds by said nonprofit corporation in an amount not to exceed \$9,945,000; providing for reimbursement to the City and County of San Francisco of certain city expenditures incurred prior to the issuance of lease revenue bonds; and providing for the execution of documents in connection therewith. (Mayor)

6/3/03, RECEIVED AND ASSIGNED to Budget Committee.

**030984 [Redevelopment Agency Budget, Fiscal Year 2003-2004]
Mayor, Supervisor Daly**

Resolution approving an Interim Budget of the Redevelopment Agency of the City and County of San Francisco for fiscal year 2003-2004. (Mayor)

6/3/03, RECEIVED AND ASSIGNED to Budget Committee.

**030985 [Redevelopment Agency Budget and Bonds, Fiscal Year 2003-2004]
Mayor**

Resolution approving the Budget of the Redevelopment Agency of the City and County of San Francisco for fiscal year 2003-2004; and approving the Issuance by the Agency of Bonds in an aggregate principal amount not to exceed \$61,000,000 for the purpose of financing Redevelopment activities in fiscal year 2003-2004. (Mayor)

6/3/03, RECEIVED AND ASSIGNED to Budget Committee.

**030987 [Agreement for Naming Rights - Forty Niners, Ltd.]
Mayor**

Resolution approving and authorizing an agreement with the San Francisco Forty Niners, Ltd., for naming rights at the stadium. (Mayor)

6/3/03, RECEIVED AND ASSIGNED to Budget Committee.

**030993 [Urging the California Public Utilities Commission to reduce PG&E's rates and deny PG&E's request for a rate increase]
Supervisors Ammiano, Maxwell, Peskin, McGoldrick**

Resolution urging the California Public Utilities Commission to reduce PG&E's rates as soon as possible, deny PG&E's request for \$15.5 million to install Selective Catalytic Reduction equipment on Hunters Point power plant, and deny any ratepayer funding for costs related to PG&E's opposition to public power initiatives, and urging the City Attorney to advocate these positions before the California Public Utilities Commission.

6/3/03, RECEIVED AND ASSIGNED to Finance and Audits Committee. Supervisors Maxwell, Peskin and McGoldrick requested to be added as co-sponsors.

**030996 [Establishing initial terms of office for three members of the Entertainment Commission appointed by the Board of Supervisors]
Supervisor Hall**

Resolution establishing initial terms of office for the three members of the Entertainment Commission appointed by the Board of Supervisors: James Meko (through June 30, 2007), Terrance Alan (through June 30, 2006), and Erik Joseph Pred (through June 30, 2005).

6/3/02, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**030997 [Cooperative Agreement for Transbay Terminal Project]
Supervisors Daly, Hall**

Resolution approving a Cooperative Agreement between the City and County of San Francisco, the Transbay Joint Powers Authority and the State of California for the acquisition of vacant State-owned property comprising portions of the former Route 480 and Embarcadero Freeway Right-of-Way, and including the Transbay Terminal and its Loop Ramps, for purposes of the Transbay Terminal Project; and making findings of consistency with the General Plan and eight priority policies of Planning Code section 101.1, and environmental findings.

(No Public Benefit Recipient.)

6/3/03, RECEIVED AND ASSIGNED to Land Use Committee.

**031032 [Treasure Island Development Authority Interim Budget, Fiscal Year 2003-2004]
Mayor, Supervisor Daly**

Resolution approving the Budget of the Treasure Island Development Authority for fiscal year 2003-2004.
(Mayor)

6/3/03, RECEIVED AND ASSIGNED to Budget Committee.

**031035 [Implementation of Assembly Bill 1421]
Supervisor Newsom**

Resolution urging the Department of Human Services to implement the provisions of Assembly Bill 1421 to establish an Assisted Community Treatment Program (AOT) model in the City and County of San Francisco.

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

**031041 [Commending San Francisco Food Bank]
Supervisors Daly, Peskin, Ma, Newsom**

Resolution commending the San Francisco Food Bank for their participation in Hunger Awareness Day.

6/3/03, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**031042 [Supporting National Coalition for the Homeless]
Supervisors Daly, Peskin**

Resolution supporting the National Coalition for the Homeless recommendations to combat hate crimes and/or acts of violence against people experiencing homelessness.

6/3/03, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**031043 [Destruction of Non-Felony Case Files]
Supervisor Ma**

Resolution authorizing the Office of the Public Defender to destroy non-felony case files eight years after the final disposition of the case.

6/3/03, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**031044 [Commend Sing Tao Daily]
Supervisors Sandoval, Hall, Ma, McGoldrick, Newsom**

Resolution commending the Sing Tao Daily for 65 years of outstanding service to the Chinese community in the Bay Area.

6/3/03, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

**030786 [Annual Budget, Fiscal Year 2003-04]
Mayor**

Hearing to consider the Mayor's proposed 2003-04 budget for the City and County of San Francisco. (Mayor)
6/3/03, RECEIVED AND ASSIGNED to Budget Committee.

**031002 [Status of the City's Newsrack Program]
Supervisor Dufty**

Hearing, requesting that the Department of Public Works (DPW) present the status of the City's implementation of the Pedestal Newsrack program.
6/3/03, RECEIVED AND ASSIGNED to City Services Committee.

**031003 [Appointment - Airport Commission]
Supervisor Daly**

Hearing to consider Mayor's appointment of Eleanor Johns to the Airport Commission.
6/3/03, RECEIVED AND ASSIGNED to Rules Committee.

**031025 [Budget Hearing and Review, FY 2003-04]
Supervisor Daly**

Hearing to consider the Annual Budget for the Controller, Public Library, Telecommunications and Information Services, Fire Department, Human Resources, and Civil Service Commission for fiscal year 2003-2004.
6/3/03, RECEIVED AND ASSIGNED to Budget Committee.

**031026 [Budget Hearing and Review, FY 2003-04]
Supervisor Daly**

Hearing to consider the Annual Budget for Administrative Services/Public Works (Includes Consumer Assurance, Medical Examiner, Animal Care and Control, Convention Facilities, Office of Contract Administration, and Public Works), Ethics Commission, Human Services, Adult Probation, Department on the Status of Women, Emergency Communications, General City Responsibility, Entertainment Commission, and County Education Fund for fiscal year 2003-2004.
6/3/03, RECEIVED AND ASSIGNED to Budget Committee.

**031028 [Budget Hearing and Review, FY 2003-04]
Supervisor Daly**

Hearing to consider the Annual Budget for the Board of Supervisors, Mayor, City Attorney, Public Defender, District Attorney, Juvenile Probation, Environment, Planning, Adult and Aging Services, and Trial Courts for fiscal year 2003-2004.
6/3/03, RECEIVED AND ASSIGNED to Budget Committee.

**031029 [Budget Hearing and Review, FY 2003-04]
Supervisor Daly**

Hearing to consider the Annual Budget for the Assessor/Recorder, Recreation and Park Department, Public Health, Children Youth and Families, Taxicab Commission, and Municipal Transportation Agency for fiscal year 2003-2004.

6/3/03, RECEIVED AND ASSIGNED to Budget Committee.

**031030 [Budget Hearing and Review, FY 2003-04]
Supervisor Daly**

Hearing to consider the Annual Budget for the Art Commission, War Memorial, Academy of Sciences, Asian Art Museum, Fine Arts Museum, and Elections for fiscal year 2003-2004.

6/3/03, RECEIVED AND ASSIGNED to Budget Committee.

**031031 [Budget Hearing and Review, FY 2003-04]
Supervisor Daly**

Hearing to consider the Annual Budget for the Human Rights Commission, Sheriff, Police Department, Business/Economic Development, Board of Appeals, Law Library, Redevelopment, and Treasure Island for fiscal year 2003-2004.

6/3/03, RECEIVED AND ASSIGNED to Budget Committee.

Motions

**030965 [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.

6/3/03, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**031001 [Legislative Analyst Request]
Supervisors Maxwell, Newsom**

Motion requesting the Legislative Analyst to research and examine the process in which small retail and small food outlet business owners obtain permits before operating their businesses. In particular, sponsor is interested in the number of permits required, the location/s where they are obtained, including application pickup, fee payments, and filing for the permits and whether there are any overlaps and how we can streamline and consolidate the processes to make it easier and more efficient.

6/3/03, ASSIGNED to Board of Supervisors. Scheduled for Board consideration June 10, 2003.

Charter Amendments

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

Charter amendment (Third Draft) to amend Section 3.105 and to add Appendix F to designate the Controller as the City Services Auditor, establish duties for that function, and set aside 0.2 percent of the City's annual budget for a Controller's Audit Fund.

(Fiscal impact.)

5/20/03, SUBSTITUTED. Supervisor McGoldrick submitted a substitute Charter amendment bearing new title.

5/20/03, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 6/19/2003.

6/3/03, SUBSTITUTED. Supervisor McGoldrick submitted a substitute Charter Amendment (Third Draft) bearing new title.

6/3/03, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 6/6/2003.

6/3/03, ASSIGNED to Rules Committee.

**030858 [Charter Amendment - Rainy Day Reserve]
Supervisors Ammiano, McGoldrick, Newsom**

Charter Amendment (Second Draft) to add Section 9.113.5 and amend Section 9.113, to create a Rainy Day (Economic Stabilization) Reserve and clarify general rules for fiscal operations.

5/13/03, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 6/12/2003.

6/3/03, SUBSTITUTED. Supervisor Ammiano submitted a substitute Charter amendment (Second Draft) bearing new title.

6/3/03, ASSIGNED to Rules Committee.

PROPOSED ORDINANCES

030637 [Extending Redevelopment Agency's Times for Incurring and Repaying Debt]

Ordinance approving, for the redevelopment plans listed below, the elimination of the existing time limits in each plan for establishment of loans, advances and indebtedness: (1) the Western Addition Area A-2 Redevelopment Plan, (2) the Yerba Buena Center Redevelopment Plan, (3) the Rincon Point - South Beach Redevelopment Plan, and (4) the Embarcadero-Lower Market (Golden Gateway) Redevelopment Plan. (Mayor)

5/2/03: Exempt from CEQA Non-physical exemption CEQA Guidelines Section 15060(c)(8) and Section 15378; Fiscal impact.

4/15/03, RECEIVED AND ASSIGNED to Finance and Audits Committee.

5/9/03, SUBSTITUTED. The Mayor submitted a substitute ordinance bearing same title.

5/9/03, ASSIGNED to Finance and Audits Committee.

5/29/03, TRANSFERRED to Budget Committee.

030652 [Amendments to the Municipal Elections Code]

Ordinance amending the Municipal Elections Code to amend Sections 110, 200, 250, 260, 300, 360, 370, 500, 510, 530, 535, 550, 590, 595, and 800, add Sections 225 and 270, and delete Sections 555, 560, 565, 570, 585, 830 and 930 to: Conform the Municipal Elections Code to recent changes in the Charter; change the deadlines for submission of materials for publication in the Voter Information Pamphlet; specify the public examination periods for each category of material submitted for publication in the Voter Information Pamphlet; modify the deadlines for delivery of the Voter Information Pamphlet prior to each general and special election; specify language for inclusion in the Voter Information Pamphlet concerning ballot measures which concern the same subject matter and which may have conflicting provisions; explicitly incorporate the State law that applies to local ballot designations; explicitly state the rules concerning ballot printing after the death of a candidate; impose a 100-word limit on bond measure statements; add definitions; correct outdated code references; codify departmental practice; and clarify ambiguous language. (Elections Department)

4/15/03, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 5/29/2003.

5/13/03, SUBSTITUTED. City Attorney submitted a substitute ordinance bearing new title.

5/13/03, ASSIGNED UNDER 30 DAY RULE to Rules Committee.

030909 [Street Artist Space Regulations]

Ordinance amending the San Francisco Police Code by amending Section 2405 to modify the street artist space regulations. (Arts Commission)

5/16/03, RECEIVED AND ASSIGNED to Land Use Committee.

030905 [Settlement of Lawsuit - JMB Construction, Inc.]

Supervisor Gonzalez

Ordinance authorizing settlement of the lawsuit filed by JMB Construction, Inc., against the City and County of San Francisco, for \$200,000; the lawsuit was filed on June 10, 2002, in San Francisco Superior Court, Unlimited Jurisdiction, Case No. 408-928; entitled JMB Construction, Inc. v. City and County of San Francisco; other material terms of said settlement are: (1) The City reserves all rights to pursue claims against JMB for latent defects in the contract work, and JMB agrees to retain full responsibility for latent defects in the contract work; (2) All warranties under the contract and which are not yet expended shall remain in full force and effect; (3) The City shall retain responsibility for any future claims made by Union Pacific Railroad Company ("Union Pacific") arising from the contract, except that JMB shall retain full responsibility for any claims by Union Pacific arising from damage caused by JMB; (3) In consideration for the proposed settlement payment, JMB has agreed to dismiss the action with prejudice in its entirety; and (4) the City and JMB each shall bear its own legal costs and fees arising from this action.

(Public Benefit Recipient.)

5/19/03, RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED RESOLUTIONS

030883 [Acceptance of an Easement]

Resolution authorizing the acceptance of an avigation easement by the City and County of San Francisco from Martin/Regis San Bruno Associates, L.P. for the development of the former United States Navy Site in the City of San Bruno, at no cost to the City and County of San Francisco. (Real Estate Department)

(Public Benefit Recipient.)

5/13/03, RECEIVED AND ASSIGNED to Finance and Audits Committee.

030890 [Lease Agreement with Imperial Parking]

Resolution approving lease agreement with Imperial Parking (U.S.), and the City and County of San Francisco operating by and through the San Francisco Port Commission to operate a surface parking lot at Seawall Lot 330, Embarcadero between Bryant and Beale Streets. (Port)

(No Public Benefit Recipient.)

5/14/03, RECEIVED AND ASSIGNED to Finance and Audits Committee.

030900 [Evaluating the non-name HIV reporting system in California]

Supervisors Dufty, Newsom

Resolution authorizing the San Francisco Department of Public Health, AIDS Office, (SFDPH, AIDS) to enter retroactively into an agreement with the Regents of the University of California San Francisco (UCSF), the primary contractor, to accept and expend funds in the amount of \$11,500 to evaluate the acceptability of California's HIV Surveillance Program by non-name code, for the period of July 1, 2002 to June 30, 2003. (Public Health Department)

(No Public Benefit Recipient.)

5/15/03, RECEIVED AND ASSIGNED to City Services Committee.

030901 [Accept-Expend State Grant]

Supervisors Dufty, Newsom

Resolution authorizing the Office of the District Attorney to contract for, accept and expend \$646,037 allocated from the California Victim Compensation and Government Claims Board for a project entitled the Joint Powers Agreement with Victim and Witness Assistance Program for the period of July 1, 2003 through June 30, 2004. (District Attorney)

(No Public Benefit Recipient.)

5/16/03, RECEIVED AND ASSIGNED to City Services Committee.

030902 [Accept-Expend State Grant]

Supervisors Dufty, Newsom

Resolution authorizing the Office of the District Attorney to contract for, accept and expend \$74,028 allocated from the California Victim Compensation and Government Claims Board for a project entitled the Criminal Restitution Compact for the period of July 1, 2003 through June 30, 2004. (District Attorney)

(No Public Benefit Recipient.)

5/16/03, RECEIVED AND ASSIGNED to City Services Committee.

030903 [IHSS Provider Benefits Contract Approval San Francisco IHSS Public Authority]

Supervisor Dufty

Resolution approving the contract between the City and County of San Francisco and San Francisco In-Home Supportive Services (IHSS) Public Authority for the provision of health and dental benefits to IHSS Independent Providers for the period of July 1, 2003 to June 30, 2006, in the amount of \$51,890,907.

(No Public Benefit Recipient.)

5/19/03, RECEIVED AND ASSIGNED to City Services Committee.

**030904 [Child Care Services Contract Approval - Children's Council of San Francisco]
Supervisors Dufty, Newsom**

Resolution approving the contract between the City and County of San Francisco and the Children's Council of San Francisco to provide child care services, for the period from July 1, 2003 to June 30, 2006, in the amount of \$104,579,925.

(Fiscal impact; No Public Benefit Recipient.)

5/19/03, RECEIVED AND ASSIGNED to City Services Committee.

Requests Granted

From: Supervisor Dufty

To: City Attorney

Requesting/Inquiring: To draft an ordinance that allows for an amnesty program for dog licensing fees.

In Memoriams

Angelo M. George (Supervisor Hall)

Mira Bhatia (Supervisors Maxwell, Dufty)

ADJOURNMENT

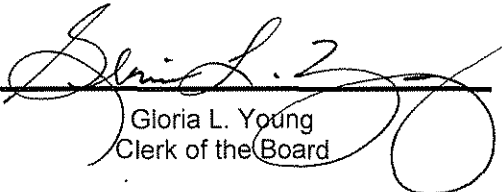
There being no further business, the Board at the hour of 11:45 a.m. adjourned.

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 July 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.



Gloria L. Young
Clerk of the Board

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