

# BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

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

## MEETING MINUTES

Monday, March 5, 2001 2:00 PM

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

Regular Meeting

*TOM AMMIANO, PRESIDENT  
CHRIS DALY, MATT GONZALEZ, TONY HALL, MARK LENO,  
SOPHIE MAXWELL, JAKE McGOLDRICK, GAVIN NEWSOM  
AARON PESKIN, GERARDO SANDOVAL, LELAND Y. YEE  
Gloria L. Young, Clerk of the Board*

## BOARD COMMITTEES

### Committee Membership

**Audit, Labor and Government Efficiency Committee**

Supervisors Newsom, Daly, McGoldrick

**City and School District Committee**

Supervisor Maxwell, Supervisor Ammiano, Commissioner Wynns, Commissioner Mar

**Economic Vitality, Small Business and Social Policy Committee**

Supervisors Sandoval, Newsom, Maxwell

**Finance Committee**

Supervisors Leno, Peskin, Gonzalez

**Housing, Transportation and Land Use Committee**

Supervisors McGoldrick, Daly, Peskin

**Neighborhood Services and Parks Committee**

Supervisors Yee, Hall, Sandoval

**Public Health and Environment Committee**

Supervisors Maxwell, Yee, Leno

**Public Utilities and Deregulation Committee**

Supervisors Daly, Gonzalez, Ammiano

**Rules Committee**

Supervisors Gonzalez, Hall, Ammiano

### Meeting Days

2nd & 4th Tuesday  
1:00 PM

Call of the Chair

1st & 3rd Tuesday  
10:00 AM

Wednesday  
10:00 AM

2nd & 4th Thursday  
1:00 PM

1st & 3rd Tuesday  
1:00 PM

2nd & 4th Tuesday  
10:00 AM

Call of the Chair

1st & 3rd Thursday  
1:00 PM

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



**Members Present:** Tom Ammiano, Chris Daly, Matt Gonzalez, Tony Hall, Mark Leno, Sophie Maxwell, Jake McGoldrick, Gavin Newsom, Aaron Peskin, Gerardo Sandoval, Leland Y. Yee.

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## ROLL CALL AND PLEDGE OF ALLEGIANCE

*The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Tom Ammiano presiding.*

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

*Supervisors Daly, Gonzalez, Newsom, Yee - 4.*

*Quorum present.*

*Supervisor Daly was noted present at 2:02 p.m.*

*Supervisor Gonzalez was noted present at 2:03 p.m.*

*Supervisor Newsom was noted present at 2:02 p.m.*

*Supervisor Yee was noted present at 2:04 p.m.*

## APPROVAL OF MEETING MINUTES

**Supervisor Newsom, seconded by Supervisor Leno, moved to APPROVE the January 16, 2001 Meeting Minutes. The motion carried by the following vote:**

**Ayes: 9 - Ammiano, Daly, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval  
Absent: 2 - Gonzalez, Yee**

## AGENDA CHANGES

*The President inquired if there were any changes to the agenda members were aware of which needed to be continued or considered differently.*

*Supervisor Peskin indicated the matter relating to Library fines and fees, File 002067. (See infra.)*

*Supervisor Gonzalez indicated the matters relating to Controller's audit of Marina Yacht Harbor, contingent fee agreement in electric power litigation, lead litigation contingency fee agreement; Files 001638, 010201, 010202. (See infra.)*

## CONSENT AGENDA

### Recommendation of the Audit, Labor and Government Efficiency Committee

**010220 [Settlement of Lawsuit]**

Ordinance authorizing settlement of the lawsuit filed by Donald Herbert Holcomb against the City and County of San Francisco for \$1,125,000.00; the lawsuit was filed on September 19, 1999 in San Francisco, Case No. 309395; entitled Donald Herbert Holcomb, et al., v. City and County of San Francisco, et al. (City Attorney)

**PASSED, ON FIRST READING**

### Recommendation of the Finance Committee

**010061 [Substance Abuse and Crime Prevention Trust Fund and Designation of Lead Agency]**

**Mayor, Supervisors Newsom, Maxwell, Hall, McGoldrick, Daly, Leno, Peskin**

Ordinance adding Section 10.100-221 of the San Francisco Administrative Code establishing fund for deposit of sums received under the Substance Abuse and Crime Prevention Act of 2000, and designating the Department of Public Health as the lead agency for administration of the fund.

**Ordinance No. 30-01**

**FINALLY PASSED**

**010272 [Appropriation, funding for earthquake relief to El Salvador]**

**Mayor, Supervisors Sandoval, Newsom**

Ordinance appropriating \$100,000 from the General Fund Reserve for the Salvadorian Emergency Committee to provide earthquake relief for fiscal year 2000-01.

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

**Ordinance No. 36-01**

**FINALLY PASSED**

**010223 [Transfer of state funds to improve access to mental health treatment for children in foster care and other children placed outside of San Francisco]**

Resolution endorsing the transfer of state general funds from the state to the California Mental Health Directors Association for a contract to provide services to foster care and other Medi-Cal eligible children placed outside of San Francisco. (Public Health Department)

**Resolution No. 191-01**

**ADOPTED**

**Recommendations of the Housing, Transportation and Land Use Committee****002155 [Parking regulations to modify approved Residential Permit Parking Regulations for a portion of the Potrero Hill Neighborhood]**

Resolution rescinding and enacting various Residential Parking Regulations for a portion of the Potrero Hill Neighborhood. (Parking and Traffic Department)

(DPT Order No. 2116.)

**Resolution No. 182-01**

**ADOPTED**

**002158 [Stop Intersections]**

Resolution designating and rescinding certain intersections as "STOP" intersections:

**STOP SIGNS - ESTABLISH**

27th and Douglass Streets, northwest and southeast corners, stopping Douglass Street (makes this an all-way STOP)

5th Avenue and Cabrillo Street, northeast and southwest corners, stopping Cabrillo Street (makes this an all-way STOP)

Cesar Chavez and Douglass Streets, all corners, stopping all approaches (makes this uncontrolled T-intersection an all-way STOP)

**STOP SIGN - RESCIND**

25th and Connecticut Streets, northwest corner, stopping southbound Connecticut Street (Parking and Traffic Department)

(DPT Order No. 2120.)

**Resolution No. 183-01**

**ADOPTED**

**002160 [Traffic Regulations, Various Streets]**

Resolution enacting and rescinding traffic regulations on various streets.

**RIGHT TURN ONLY - ESTABLISH**

Franklin Street, southbound, at Lombard Street

**TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH**

California Street, north side, from Montgomery Street to 31 feet westerly (31-foot zone)

**TOW-AWAY, NO STOPPING, 4 PM - 6 PM, MONDAY THROUGH FRIDAY - RESCIND**

California Street, north side, from Montgomery Street to 124 feet westerly (124-foot zone) (Parking and Traffic Department)

(DPT Order No. 2120.)

**Resolution No. 185-01**

**ADOPTED**

**010032 [Stop Intersections]**

Resolution designating certain intersections as "STOP" intersections.

**STOP SIGNS - ESTABLISH**

15th Avenue and Ortega Street, northwest and southeast corners, stopping 15th Avenue (makes this an all-way STOP)

Bradford and Mojave Streets, all corners, stopping all approaches (makes this uncontrolled intersection an all-way STOP)

Bronte and Jarboe Streets, all corners, stopping all approaches (makes this uncontrolled intersection an all-way STOP)

Putnam and Jarboe Streets, all corners, stopping all approaches (makes this uncontrolled intersection an all-way STOP)

Foerster Street and Joost Avenue, northwest and southeast corners, stopping Foerster Street (makes this an all-way STOP)

Naples Street and Seville Street/Brunswick Street, northwest and southeast corners, stopping Naples Street (makes this an all-way STOP)

Pierce Street and Capra Way, northwest and southeast corners, stopping Pierce Street (makes this an all-way STOP)

Somerset and Campbell Streets, southwest corner, stopping eastbound Campbell Street (stops one leg of this Y-intersection) (Parking and Traffic Department)

(DPT Order No. 2140.)

**Resolution No. 186-01**

**ADOPTED**

**010033 [Parking Regulations, Various Locations]**

Resolution enacting and rescinding parking regulations at various locations.

**NO PARKING ANYTIME - ESTABLISH**

Crestmont Drive, south side, from the extension of the east property line of #409/#411 Crestmont Drive to approximately 145 feet westerly (145-foot zone)

**NO PARKING ANYTIME - RESCIND****TAXI ZONE - ESTABLISH**

Dr. Carlton B. Goodlett Place (Polk Street), east side, from 300 feet to 330 feet north of Grove Street (30-foot zone)

**PERPENDICULAR (90-DEGREE ANGLE) PARKING - ESTABLISH**

Waller Street, south side, between Divisadero and Scott Streets

**RESIDENTIAL PERMIT PARKING AREA "I" (1-HOUR TIME LIMIT, 9 AM - 6 PM, MONDAY THROUGH SATURDAY) - ESTABLISH**

26th Street, south side, between Folsom and Harrison Streets (3100 block, odd-numbered addresses only)

Cesar Chavez Street, north side, between Folsom and Harrison Streets (3100 block, even-numbered addresses only)

Folsom Street, east side, between 26th and Cesar Chavez Streets (3000 block, odd-numbered addresses only)

Harrison Street, west side, between 26th and Cesar Chavez Streets (3000 block, even-numbered addresses only)

Kamille Court, both sides, between Folsom and Harrison Streets (3100 block)

Treat Way, both sides, between 26th and Cesar Chavez Streets (1300 and 1400 blocks)

**RESIDENTIAL PERMIT PARKING AREA "I" - ESTABLISH**

2677 Mission Street, east side, between 22nd and 23rd Streets (adds specified address only)

**RESIDENTIAL PERMIT PARKING AREA "F" (2-HOUR TIME LIMIT, 9 AM - 4 PM, MONDAY THROUGH FRIDAY) - ESTABLISH****RESIDENTIAL PERMIT PARKING AREA "F" (3-HOUR TIME LIMIT, 9 AM - 4 PM, MONDAY THROUGH FRIDAY) - RESCIND**

Arguello Boulevard, east side, between Jackson and Washington Streets (unit block, even-numbered addresses only)

Cherry Street, both sides, between West Pacific Avenue and Washington Street (unit and 100 blocks)

Jackson Street, both sides, between Arguello Boulevard and Maple Street (3700 and 3800 blocks)

Maple Street, both sides, between West Pacific Avenue and Washington Street (unit and 100 blocks)

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

Gough Street, west side, between Post and Sutter Streets (1400 block, odd-numbered addresses only)

Post Street, north side, from Gough Street to 118 feet westerly (#1400-#1410, even-numbered addresses only)

Sutter Street, south side, between Gough and Octavia Streets (1500 block, odd-numbered addresses only)

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

Lily Street, both sides, from Buchanan Street to west terminus (400 block)

**RESIDENTIAL PERMIT PARKING AREA "W" (1-HOUR TIME LIMIT, 8 AM - 6 PM, MONDAY THROUGH FRIDAY) - ESTABLISH**

26th Street, both sides, between Florida and Alabama Streets (3000 block)

**DIAGONAL (60-DEGREE ANGLE) PARKING - RESCIND**

Golden Gate Avenue, south side, from Roselyn Terrace to 30 feet easterly (30-foot zone, eliminates 3 parking

**UNMETERED MOTORCYCLE PARKING - RESCIND**

Golden Gate Avenue, south side, from 53.5 feet to 60.5 feet west of Roselyn Terrace (7-foot zone accommodating 2 motorcycle stalls, to be relocated and expanded)

**UNMETERED MOTORCYCLE PARKING - ESTABLISH**

Golden Gate Avenue, south side, from Roselyn Terrace to 22 feet westerly (22-foot zone accommodating 6 motorcycle stalls) (Parking and Traffic Department)

(DPT Order No. 2140.)

**Resolution No. 187-01**

**ADOPTED**

**Recommendation of the Neighborhood Services and Parks Committee****002064 [Conservatory of Flowers Contracts]**

**Supervisor Newsom**

Ordinance authorizing the Director of Public Works to limit competitive bidding of contracts to a group of pre-qualified contractors for the rehabilitation and upgrading of the Golden Gate Park Conservatory of Flowers.

**Ordinance No. 37-01**

**FINALLY PASSED**

**Recommendation of the Rules Committee****010010 [Ban on old-growth wood]**

**Supervisors Katz, Bierman, Leno, Newsom**

Ordinance amending San Francisco Administrative Code by reenacting Chapter 12I which prohibits the City from using, requisitioning or purchasing any tropical hardwoods, tropical hardwood products, virgin redwood, or virgin redwood products.

(Reenacts Sections 12I.1 through 12I.11.)

**Ordinance No. 38-01**

**FINALLY PASSED**

**The foregoing items were acted upon by the following vote:**

**Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee**

**REGULAR AGENDA****UNFINISHED BUSINESS**



**Recommendations of the Audit, Labor and Government Efficiency Committee****001638 [Controller's Audit, Marina Yacht Harbor]  
Supervisor Newsom**

Resolution urging the Recreation and Park Department to implement, with all due haste, the recommendations stemming from the Controller's 2000 San Francisco Marina Small Craft Harbor Report.

(Supervisor McGoldrick dissenting in committee)

**Resolution No.** 181-01

**ADOPTED by the following vote:**

Ayes: 8 - Daly, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Yee

Noes: 3 - Ammiano, Gonzalez, Sandoval

**010201 [Contingency Fee Agreement in Electric Power Litigation]**

Resolution approving contingency fee agreement in People of the State of California by and through San Francisco City Attorney Louise H. Renne v. Dynegy Power Marketing, Inc., et al.; requiring reports from the City Attorney. (City Attorney)

**Resolution No.** 189-01

**ADOPTED by the following vote:**

Ayes: 8 - Daly, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Yee

Noes: 3 - Ammiano, Gonzalez, Sandoval

**010202 [Lead Litigation Contingency Fee Agreement]**

Resolution approving contingency fee agreement in County of Santa Clara, et al. v. Atlantic Richfield Company, et al.; requiring report from the City Attorney. (City Attorney)

**Resolution No.** 190-01

**ADOPTED by the following vote:**

Ayes: 8 - Daly, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Yee

Noes: 3 - Ammiano, Gonzalez, Sandoval

**Recommendation of Finance and Labor Committee****002067 [Library Fines and Fees]**

Ordinance amending the San Francisco Administrative Code by adding Section 8.21-2 to authorize the Library Commission to charge certain fines and fees for the use of library materials and services and ratifying prior fines and fees. (Public Library)

(Supervisor Gonzalez dissenting in Committee.)

*Supervisor Peskin requested this matter be continued to March 12, 2001.*

**Supervisor Peskin, seconded by Supervisor Leno, moved that this Ordinance be CONTINUED ON FIRST READING. The motion carried by the following vote:**

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

**Recommendation of Housing, Transportation and Land Use Committee**

**001007 [Administrative Code Chapter 31]  
Supervisors Peskin, Maxwell**

Ordinance repealing Administrative Code Chapter 31 and enacting new Administrative Code Chapter 31 to adopt procedures and fees to implement the California Environmental Quality Act.

(Repeals and enacts new Administrative Code Chapter 31.)

(From Planning Commission Resolution No. 16012 adopted October 26, 2000, recommending that the Board of Supervisors adopt the proposed changes to Administrative Code Chapter 31.)

**Ordinance No.** 40-01

**FINALLY PASSED** by the following vote:

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

## **NEW BUSINESS**

### **From Audit, Labor and Government Efficiency Committee "Without Recommendation"**

**010225 [Western Systems Power Pool]  
Mayor, Supervisor Newsom**

Ordinance amending Ordinance No. 54-92 to increase the authority of the Public Utilities Commission to approve agreements with the Western System Power Pool from one year to periods not to exceed five years.

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

**PASSED, ON FIRST READING** by the following vote:

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

### **Recommendations of the Finance Committee**

**010208 [Government funding, Hetch Hetchy's power purchases]**

Ordinance appropriating \$25,400,000 of Hetch Hetchy Operating Fund to fund the purchase of power to meet municipal and contractual obligations for fiscal year 2000-01; placing \$1,781,912 on reserve. (Controller)

(Fiscal impact.)

**PASSED, ON FIRST READING** by the following vote:

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

**010270 [Appropriation, funding for earthquake relief to India]  
Mayor, Supervisors Peskin, Newsom**

Ordinance appropriating \$100,000 from the General Fund Reserve for the Indo-American Trade and Commerce Council's Gujarat Earthquake Relief Fund for fiscal year 2000-01.

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

**PASSED, ON FIRST READING** by the following vote:

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

**010273 [Appropriation, funding the increase of services of the Budget Analyst]  
Supervisors Ammiano, Gonzalez, Hall**

Ordinance appropriating \$218,208 of the General Reserve Fund to fund the increase of services provided by the Board of Supervisors' Budget Analyst for fiscal year 2000-01.

(Fiscal impact.)

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

**PASSED, ON FIRST READING** by the following vote:

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

**Recommendations of the Housing, Transportation and Land Use Committee**

**001901 [Speed limit reduction, portion of Brazil and Persia Avenues]  
Supervisors Newsom, Hall, Sandoval**

Ordinance amending the San Francisco Traffic Code, lowering the speed limit on portions of Brazil and Persia Avenue, from 30 MPH to 25 MPH. (Parking and Traffic Department)

(DPT Order No. 2096.)

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

**PASSED, ON FIRST READING** by the following vote:

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

**001903 [Commercial vehicle weight restriction on portion of Mendell Street]  
Supervisors Newsom, Sandoval**

Ordinance adding Section 28.5.52 to the San Francisco Traffic Code, establishing a commercial vehicle weight restriction on a portion of Mendell Street. (Parking and Traffic Department)

(DPT Order No. 2095.)

**PASSED, ON FIRST READING** by the following vote:

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

**010078 [Speed limit regulations along Alemany Boulevard]  
Supervisors Newsom, Sandoval**

Ordinance amending the San Francisco Traffic Code, clarifying the speed limit regulations for Alemany Boulevard. (Parking and Traffic Department)

(DPT Order No. 2144)

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

**PASSED, ON FIRST READING by the following vote:**

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

**010250 [Building Code amendment, exiting from Group R occupancy buildings]**

Ordinance amending Section 1004.2.3.2 of the San Francisco Building Code by repealing Exception 7 dealing with exiting from Group R occupancy buildings. (Building Inspection Department)

**PASSED, ON FIRST READING by the following vote:**

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

**002159 [Parking Regulations, Various Locations]**

Resolution enacting and rescinding parking regulations at various locations.

RESIDENTIAL PERMIT PARKING AREA "J" (2-HOUR TIME LIMIT, 7 AM - 7 PM, MONDAY THROUGH FRIDAY) - ESTABLISH

Clayton Street, both sides, between 17th and Ashbury Streets (1100 block)

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

Alma Street, both sides, between Shrader and Stanyan Streets (200 block)

Lawton Street, both sides, between 9th and 10th Avenues (300 block)

NO PARKING ANYTIME - ESTABLISH

Mendell Street, east side, from Armstrong Avenue to north terminus

PERPENDICULAR (90-DEGREE ANGLE) PARKING - ESTABLISH

Armstrong Avenue, south side, from Mendell Street to 65 feet easterly (65-foot zone)

Mendell Street, along north terminus, north of Armstrong Avenue (45-foot zone)

Mendell Street, west side, from Armstrong Avenue to north terminus (200-foot zone) (Parking and Traffic Department)

(DPT Order No. 2120.)

**Resolution No. 184-01**

**ADOPTED by the following vote:**

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

**010034 [Traffic Regulations, Various Streets]**

Resolution enacting and rescinding traffic regulations on various streets.

**MULTIPLE LEFT TURN LANES - ESTABLISH**

Front Street, northbound, at Pine Street (mandatory left turn from two left lanes)

**NO RIGHT TURNS, 6 AM - 9 AM, MONDAY THROUGH FRIDAY, EXCEPT TAXIS - ESTABLISH**

Marina Boulevard, eastbound, at Baker Street

**TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH**

Drumm Street, east side, from Market Street to 70 feet northerly (70-foot zone)

Front Street, west side, from Market Street to 22 feet northerly (22-foot zone at meter #1)

King Street, north side, from 7th Street to 310 feet westerly (310-foot zone)

**TOW-AWAY, NO STOPPING, 3 PM - 6 PM, MONDAY THROUGH FRIDAY - RESCIND****TOW-AWAY, NO STOPPING, 7 AM - 9 AM AND 3 PM - 7 PM, MONDAY THROUGH FRIDAY - ESTABLISH**

Front Street, east side, from Pine Street to 86 feet southerly (86-foot zone)

Front Street, west side, between Market and Pine Streets (Parking and Traffic Department)

(DPT Order No. 2140.)

**Resolution No.** 188-01

**ADOPTED by the following vote:**

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval

Absent: 1 - Yee

**Recommendation of the Public Health and Environment Committee****010163 [Clean Ferries]**

**Supervisors Newsom, Gonzalez, Leno, Maxwell, Hall, Peskin**

Resolution urging the Golden Gate National Recreation Area (GGNRA) and all other ferry operators to pursue cleaner marine technologies, adopt diesel emissions reduction strategies, and develop alternative fuel and ferry design demonstration projects; further urging the Bay Area Water Transit Authority (BAWTA) to establish a cleaner marine technology committee to seek financing for and develop a natural gas demonstration vessel and an alternative fuel ferry plan.

*Supervisors Hall, Peskin requested to be added as co-sponsors.*

**Resolution No.** 207-01

**ADOPTED by the following vote:**

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval

Absent: 1 - Yee

## Recommendation of the Public Utilities and Deregulation Committee

010279 [KPFA Radio Station]  
Supervisors Gonzalez, Daly, Peskin

Resolution urging the Executive Committee of the Pacifica National Board to cease efforts which undermine KPFA's content and programming, democratically restructure the Pacifica Radio Network, and demand that Pacifica guarantee in writing that KPFA will not be sold without the overwhelming approval and consent of KPFA's subscribers, supporters and staff.

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

Resolution No. 192-01

ADOPTED by the following vote:

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

## Appointment of President Pro Tempore

*At the request of the President, Supervisors Gonzalez and Daly assumed the Chair for a brief period, at different times.*

*The President resumed the Chair shortly thereafter.*

## **PUBLIC COMMENT**

*Abdalla Megahed, Arab-American holiday;*

*Eula Walters, supports Ferry Park;*

*Linda Susan Ulrich, supports resolution to free Lori Berenson;*

*Father Kirk Ullery, urge consideration of quality of life issues in Bayview Hunters Point;*

*Steve Currier, quality of life issues;*

*Bruce Allison, urge Hetch Hetchy to consider hiring from disabled community; install and monitor meters in parking lots;*

*Theo Carol, discrimination;*

*Marie Harrison, oppose diesel buses;*

*Male speaker, female speaker, female speaker, Sister Marie, supports Archbishop Oscar Romero Day;*

*Bruce Windrem, need for evaluation of shelters, alcohol and drug programs;*

*Edmund, density study, include housing in each development, need better bus schedule communication.*

## **APPROVAL OF REQUESTS TO THE LEGISLATIVE ANALYST**

*These items may be introduced by any Supervisor seeking analysis from the Office of the Legislative Analyst on introduced legislation and for the purpose of providing assistance to Board of Supervisors' task forces and advisory committees. Requests to the Legislative Analyst shall require the affirmative vote of a majority of the members of the Board.*

**010393 [Legislative Analyst Request]  
Supervisor McGoldrick**

Motion asking the Legislative Analysts to provide the cost and feasibility of providing a written report summarizing the testimony and evidence compiled during and the conclusions resulting from committee hearings on matters of significant public policy.

**APPROVED by the following vote:**

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

**010394 [Legislative Analyst Request]  
Supervisor Peskin**

Motion asking the Legislative Analysts to assess the impacts of rescinding the Gross Receipts Tax on the City's budget and its current programs and to explore alternate means of collecting revenue from corporations doing business in the City and County of San Francisco.

**APPROVED by the following vote:**

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

**010395 [Legislative Analyst Request]  
Supervisors Hall, Newsom**

Motion asking the Legislative Analysts to compare San Francisco's zoning appeal process and planning code with the City of Milwaukee's zoning appeal process, zoning code, and planning code.

**APPROVED by the following vote:**

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

## **CLOSED SESSION**

## **CONFERENCE WITH CITY ATTORNEY - Existing Litigation**

**010081 [Existing Litigation]**

Motion that the Board of Supervisors convene in closed session with the City Attorney for the purpose of conferring with, or receiving advice from, the City Attorney regarding the following existing litigation in which the plaintiffs and claimants, various businesses, are, in sum, challenging the constitutionality of the City's business taxing system. These plaintiffs and claimants are also seeking reimbursement of tax payments made to the City:

Eastman Kodak Company v. San Francisco  
San Francisco Superior Court No. 302-983  
Date filed: 4/22/99

General Motors Corporation v. San Francisco  
San Francisco Superior Court No. 301-510

EOP-580 California Street, L.L.C., et al. v. San Francisco  
San Francisco Superior Court No. 315-704

General Motors Corporation, et al. v. San Francisco  
San Francisco Superior Court No. 312-487

Hewlett-Packard, et al. v. San Francisco  
San Francisco Superior Court No. 306-787

The Neiman Marcus Group, Inc. v. San Francisco  
San Francisco Superior Court No. 310-061

Panther Creek Leasing, Inc. et al. v. San Francisco  
San Francisco Superior Court No. 307-873

Providian Financial Corporation, et al. v. San Francisco  
San Francisco Superior Court No. 316-461

Signature Network, Inc., et al. v. San Francisco  
San Francisco Superior Court No. 312-489

Union Pacific Railroad Co., et al. v. San Francisco  
San Francisco Superior Court No. 309-421

Various other related cases and claims against San Francisco filed by other businesses.

This closed session would be permitted by Government Code Section 54956.9(c), and San Francisco Administrative Code Section 67.10(d). (City Attorney)

(February 5, 2001 - Supervisor Newsom excused from voting on this matter.)

**Supervisor Daly, seconded by Supervisor Yee, moved to convene in closed session. The motion carried by the following vote:**

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



Supervisors Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin, Sandoval, Yee.  
Supervisor Newsom was excused from voting. See February 5, 2001 Meeting Minutes.  
City Attorney Louise H. Renne;  
Controller Ed Harrington;  
Treasurer Susan Leal;  
Outside Counsel Karen Snell;  
Deputy City Attorney: Julie Van Nostern, Joe Quinn, Malcom Carson, Owen Martikan, Tom Owen, Ted Lakey;  
Clerk of the Board Gloria L. Young;  
Deputy Clerk Jean Lum.  
Closed Session Tape No. 01 008.  
**HEARD IN CLOSED SESSION.**

### **Recess**

*The Board recessed at the hour of 4:39 p.m. to convene in closed session pursuant to the above motion.*

### **Reconvening of the Board**

*The Board at the hour of 4:55 p.m. reconvened.*

### **Calling the Roll**

*On call of the roll, the following Supervisors were noted present: Supervisors Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin, Sandoval - 9.*

*Noted absent: Supervisors Newsom, Yee - 2.*

*Quorum present.*

### **Report on Closed Session**

*Deputy City Attorney Ted Lakey reported that the Board of Supervisors has met in closed session with the City Attorney, under the provisions of Government Code Section 54956.9 (c) and San Francisco Administrative Code Section 67.10(d) for the purpose of conferring with, or receiving advice from, the City Attorney regarding the above pending litigation.*

*The meeting was informational only and no action was taken.*

*[Elect Not to Disclose]*

*Motion that the Board finds that it is in the best interest of the public that the Board elect at this time not to disclose its closed session deliberations concerning the anticipated litigation listed above.*

Supervisor Gonzalez, seconded by Supervisor Hall, moved to not disclose its closed session deliberations. The motion carried by the following vote:

Ayes: 7 - Ammiano, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin  
Noes: 2 - Daly, Sandoval  
Absent: 1 - Yee  
Excused: 1 - Newsom

## 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.*

### 010376 [U.S. Census litigation]

Supervisors Yee, Ammiano, Sandoval, Leno, Hall

Resolution urging the City Attorney to seek leave of court to permit the City to participate in the litigation challenging the new U.S. Commerce Department rule.

*Supervisors Sandoval, Leno, Hall requested to be added as co-sponsors.*

Resolution No. 193-01

**ADOPTED**

### 010377 [Federal ban on project labor agreements]

Supervisors Ammiano, Daly

Resolution urging President Bush to rescind his executive order banning Project Labor Agreements (PLAs) on all construction projects involving federal money and affirming the City and County of San Francisco's support of PLAs as a useful tool for safeguarding fair and equitable labor practices.

*Supervisor Daly requested to be added as co-sponsor.*

Resolution No. 194-01

**ADOPTED**

### 010378 [TEFRA Public Hearing Approval]

Supervisor Daly

Resolution authorizing the execution and delivery of certificates of participation by the California Statewide Communities Development Authority in an aggregate principal amount not to exceed \$7,500,000 for Golden Gate Council of American Youth Hostels, Inc., or an affiliate.

Resolution No. 195-01

**ADOPTED**

**010379 [Permanent Partner Immigration Act]**  
**Supervisors Leno, Ammiano, Gonzalez, Maxwell, McGoldrick, Daly, Newsom**

Resolution urging the United States Congress to adopt the "Permanent Partner Immigration Act" in the next Congressional session, which would add the term "permanent partner" to section of immigration law that provides immigration rights to legally married couples, and would allow gay and lesbian citizens to sponsor their partners as U.S. residents.

*Supervisors Daly, Newsom requested to be added as co-sponsors.*

**Resolution No. 196-01**

**ADOPTED**

**010380 [Legal Immigrant Family Equality Act]**  
**Supervisors Leno, Sandoval, Gonzalez, Maxwell, McGoldrick, Daly, Newsom**

Resolution urging the United States Congress to extend the "Legal Immigrant Family Equality Act" after its April 30th termination, allowing spouses and children of applicants for Immigrant Visas to continue to hold temporary visas while applications for Immigrant Visas are being processed.

*Supervisors Daly, Newsom requested to be added as co-sponsors.*

**Resolution No. 197-01**

**ADOPTED**

**010381 [Warren Alquist Act, power plants]**  
**Supervisors Maxwell, Daly, Peskin**

Resolution urging State Senators John Burton and Jackie Speier, Assemblywoman Carole Migden, and Assemblyman Kevin Shelley to ensure that there is no amendment to the Warren-Alquist Act that would weaken the City's or its citizens' right to act as an intervenor in the California Energy Commission (CEC) certification process of new or expanded power plants.

*Supervisors Daly, Peskin requested to be added as co-sponsors.*

**Resolution No. 198-01**

**ADOPTED**

**010382 [Emission Reduction Credits]**  
**Supervisors Maxwell, Daly, Peskin, Leno**

Resolution urging the Bay Area Quality Management District (BAAQMD) to reject application by Pacific Gas and Electric (PG&E) to acquire Interchangeable Emission Reduction Credits for the Hunters Point and Potrero Hill Power Plants.

*Supervisors Daly, Peskin, Leno requested to be added as co-sponsors.*

**Resolution No. 199-01**

**ADOPTED**

**010383 [Power plant certification]  
Supervisors Maxwell, Daly**

Resolution urging Governor Gray Davis to ensure that all environmental, health and safety, and public participation regulations are maintained in the California Energy Commission (CEC) certification process of new or expanded power plants.

*Supervisor Daly requested to be added as co-sponsor.*

**Resolution No. 200-01**

**ADOPTED**

**010384 [Commendation]  
Supervisor McGoldrick**

Resolution commending the Lysaya Children's Dance Ensemble for its continued pursuit of intercultural understanding and international good will.

**Resolution No. 201-01**

**ADOPTED**

**010385 [Proclamation]  
Supervisors Ammiano, Daly, Hall**

Resolution expressing profound gratitude to Archbishop Romero for the humanity he invoked in all of us, and declaring March 24, 2001 to be Archbishop Oscar Arnulfo Romero Day.

*Supervisors Daly, Hall requested to be added as co-sponsors.*

**Resolution No. 202-01**

**ADOPTED**

**010386 [Commendation]  
Supervisors Leno, Daly, Hall, Gonzalez, Sandoval, McGoldrick, Peskin, Newsom**

Resolution commending Coleman Advocates for Youth on their 25th anniversary.

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

**Resolution No. 203-01**

**ADOPTED**

**010387 [Commendation]  
Supervisors Leno, Maxwell, Newsom, Peskin, Gonzalez, McGoldrick, Sandoval**

Resolution commending the Friends of the Urban Forest on their 20th anniversary.

**Resolution No. 204-01**

**ADOPTED**

**010388 [Commendation]  
Supervisors Leno, Newsom**

Resolution commending Muscle Systems Civic Center Gym for over twenty years of service to the community.

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

**Resolution No. 205-01**

**ADOPTED**

**010397 [Final Map for a 152 Unit Mixed Use Condominium Project]**

Motion approving Final Map of Pacific Place (1701 Jackson Street, 1800 Washington Street and 1901 Van Ness Avenue), a Mixed-Use Condominium Project, being a Subdivision of Lot 128, Assessor's Block No. 599, and adopting findings pursuant to City Planning Code Section 101.1. (Public Works Department)

**Motion No. M01-26**

**APPROVED**

The foregoing items were acted upon by the following vote:

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

### **Severed From For Adoption Without Committee Reference Agenda**

**010317 [Workers Compensation benefits for California employees]  
Supervisor Peskin**

Resolution urging the California State Legislature pass, and Governor Davis sign, Senate Bill 71.

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

**SEVERED FROM FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA.**

*Supervisor Peskin moved to continue consideration to March 19, 2001.*

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

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin, Sandoval, Yee

Absent: 1 - Newsom

**010375 [Norcal bulk item collection]  
Supervisors McGoldrick, Hall**

Resolution urging the Department of Public Works to require that Norcal Systems resume regularly scheduled collection of bulk items and urging DPW to negotiate for the inclusion of a commitment to such regular bulk item collection as a part of their contract with the City of San Francisco.

*Supervisor McGoldrick requested this matter be severed so it could be considered separately.*

**SEVERED FROM FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA.**

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

*Supervisor McGoldrick requested this matter be sent to committee.*

**REFERRED to the Public Health and Environment Committee.**

## IMPERATIVE AGENDA

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

*[Purely Commendatory Finding]*

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

**Supervisor Yee, seconded by Supervisor Sandoval, moved ADOPTION of the commendatory finding. The motion carried by the following vote:**

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

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

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

## Imperative Resolutions

**010407 [Commendation]  
Supervisor Daly**

Resolution commending the peaceful March for Dignity of the Zapatista Delegation to Mexico City on March 11, 2001.

**ADOPTED by the following vote:**

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

**010408 [Commendation]**  
**Supervisors Leno, Maxwell, McGoldrick**

Resolution commending Pets Are Wonderful Support (PAWS) and declaring March 9, 2001 "Petchitecture 2001 Day" in San Francisco.

**Resolution No. 206-01**

**ADOPTED by the following vote:**

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

## **OFF-AGENDA LEGISLATION**

### **Introduced by Supervisors or Mayor**

#### **Ordinances**

**002196 [Information on general advertising sign]**  
**Supervisors Leno, Bierman**

Ordinance amending the San Francisco Planning Code by adding Section 604.1 to require general advertising signs to bear the name of the sign company, permit number and permitted sign dimensions, requiring existing signs to comply within six months with two six-month extensions allowed at the Planning Director's discretion, and establishing an additional penalty of \$1,000 a day for providing materially false, inaccurate or misleading information on the sign.

From Planning Commission Resolution No. 16112 adopted 3/15/01 recommending adoption of the proposed ordinance. Certificate of Determination of Exemption/Exclusion from Environmental Review dated 02/02/01. 12/18/00, ASSIGNED UNDER 30 DAY RULE to Transportation and Land Use Committee, expires on 1/17/2001. 12/20/00 - Transmitted to Planning Commission for public hearing and recommendation. 2/1/01, TRANSFERRED to Housing, Transportation and Land Use Committee. New committee structure. 3/5/01, SUBSTITUTED. Supervisor Leno submitted a substitute ordinance bearing new title. 3/5/01, ASSIGNED UNDER 30 DAY RULE to Housing, Transportation and Land Use Committee, expires on 4/4/2001. 3/09/01 - Substitute ordinance transmitted to Planning Commission for public hearing and recommendation.

**010409 [Equal Access to Services]**  
**Supervisors Leno, Gonzalez, Sandoval, Yee, Ammiano**

Draft ordinance amending San Francisco Administrative Code by adding Chapter 89 to require City departments to offer bilingual services and materials if a substantial or concentrated portion of the public utilizing their services does not speak English effectively because it is not their primary language. 3/5/01, RECEIVED AND ASSIGNED to Rules Committee.

**Resolutions****010410 [Release of Lori Berenson]  
Supervisors Daly, Gonzalez, Leno**

Resolution urging the Peruvian government to release Lori Berenson and allow her to return to the United States immediately; calling upon the appropriate committees to investigate potential legislative remedies to be in effect until Ms. Berenson is released; and calling on President George W. Bush to do everything.  
3/5/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**010411 [Lesbian, Gay, Bisexual and Transgender Judges]  
Supervisors Daly, Leno, Ammiano**

Resolution urging Governor Gray Davis to combat homophobia in the judicial system by appointing qualified lesbian, gay, bisexual and transgender Californians as judges.  
3/5/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**010412 [Funding for affordable housing]  
Supervisors Daly, Sandoval**

Resolution endorsing the Senior Action Network's Two Bits for Housing campaign, and urging Mayor Brown to include General Fund support in the amount of \$36,000,000 for new affordable housing development in the City's Fiscal Year 2001-2002 budget.  
3/5/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**010413 [Domestic Partner Ceremony]  
Supervisors Leno, Ammiano, McGoldrick, Maxwell**

Resolution authorizing the County Clerk to issue honorary certificates of commitment to each of the domestic partnership couples that participates in the March 29, 2001 domestic partnership ceremony who do not qualify for official domestic partnership certificates because of their residence and/or work status and authorizing he County Clerk to accept donations made to the City and County of San Francisco for these honorary certificates by persons participating in the domestic partnership ceremony.  
3/5/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**010414 [State legislation, SB 987, Bilingual Services Act]  
Supervisors Leno, Gonzalez, Sandoval, Yee, Newsom**

Resolution urging the California legislature to pass Senate Bill 987 to amend the Dymally-Alatorre Bilingual Services Act and to budget sufficient funds to ensure that state and local agencies charged with implementing the provisions of the Dymally-Alatorre Bilingual Services Act have the financial resources to do so.  
3/5/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.



**010415 [State Legislation, ABX1 1, solar and wind power]  
Supervisors Leno, Newsom**

Resolution urging the California State Legislature to pass ABX1 1 which will raise the threshold for net metering eligibility from 10 kilowatts to 1 megawatt to increase incentives for larger solar and wind power systems in California.

3/5/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**010416 [Zellerbach Family Fund, family literacy program]  
Supervisors Maxwell, Newsom**

Resolution authorizing the Sheriff's Department to accept and expend a grant in the amount of \$32,900 from the Zellerbach Family Fund for providing a family literacy program for women prisoners in the county jail.

3/5/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**010417 [Riordan High School]  
Supervisors Newsom, Hall, Leno**

Resolution congratulating Riordan high school varsity basketball team on its win of the West Catholic Athletic League title and the CCS-division 3 title.

3/5/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**Requests for Hearing**

**010418 [Bay Bridge Retrofit Project]  
Supervisors Peskin, Ammiano**

Hearing to review the City of San Francisco's coordination efforts with the California Department of Transportation regarding the seismic retrofit on the western span of the San Francisco Bay Bridge. This hearing will address the timeline for project construction, transportation mitigation measures planned during construction, and the role of local transportation agencies in these mitigation efforts.

3/5/01, RECEIVED AND ASSIGNED to Housing, Transportation and Land Use Committee.

**010419 [Tule Elk Park]  
Supervisor Ammiano**

Hearing to consider the Tule Elk Park.

3/5/01, RECEIVED AND ASSIGNED to City and School District Committee.

**010420 [Urban Pioneer Program]  
Supervisor Ammiano**

Hearing to consider the Urban Pioneer Program.

3/5/01, RECEIVED AND ASSIGNED to City and School District Committee.

**010421 [Public Comment]  
Supervisor Gonzalez**

Hearing to discuss the public's participation during the public comment portion of the Board of Supervisors and committee meetings.

3/5/01, RECEIVED AND ASSIGNED to Rules Committee.

**010422 [Golden Gate Park Stables]  
Supervisors Hall, McGoldrick**

Hearing to consider the proposed solutions to the potential loss of services on September 30, 2001, of "Golden Gate Park Stables", a private company, that leases the horse stables at the Polo Fields in Golden Park and operates numerous horse riding activities for the residents of San Francisco.

3/5/01, RECEIVED AND ASSIGNED to Neighborhood Services and Parks Committee.

**010423 [Affordable Housing Efforts]  
Supervisors McGoldrick, Gonzalez, Ammiano**

Hearing to consider reports from each department, with responsibilities related to the development of housing in San Francisco, concerning existing efforts to create affordable housing in our City and possible policy options to increase the number of such units, particularly for families, seniors, and the disabled.

3/5/01, RECEIVED AND ASSIGNED to Housing, Transportation and Land Use Committee.

### Motions

**010424 [Legislative Analyst Request]  
Supervisors Newsom, Hall**

Motion asking the Legislative Analyst to study Municipal Power Authorities in other jurisdictions so that it may be compared and contrasted with the Municipal Utility District measure on the November Ballot.

3/5/01, ASSIGNED to Board of Supervisors. Scheduled for Board consideration March 12, 2001.

**010425 [Legislative Analyst Request]  
Supervisors Maxwell, Leno, Newsom**

Motion asking the Legislative Analyst to research the use and impact of diesel fuel in the City and County of San Francisco, and to research possible alternatives to diesel use.

3/5/01, ASSIGNED to Board of Supervisors. Scheduled for Board consideration March 12, 2001.

**010428 [Legislative Analyst Request]  
Supervisor Leno**

Motion asking the Legislative Analyst to report on the amounts, types and sources of funds given by selected California municipalities to other municipalities around the world that have been hit by earthquakes, as well as any criteria they use to determine which cities to aid and to what degree.

3/5/01, ASSIGNED to Board of Supervisors. Scheduled for Board consideration March 12, 2001.

**010426 [Extending Time for Negotiations - Employee Relations Division]  
Supervisor Newsom**

Motion extending time for negotiations pursuant to Charter Section 11.100.

3/5/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**010440 [Increase of Services of the Budget Analyst for fiscal year 2000-2001]**

Motion amending the Agreement for Professional Budget Analyst Services between the City and County of San Francisco and Stanton W. Jones and Associates/Debra A. Newman/Rodriguez, Perez, Delgado & Company Certified Public Accountants/Harvey M. Rose Accountancy Corporation Certified Public Accountants/Mah & Louie Certified Public Accountants - ("A Joint Venture"), to increase the level of service for Fiscal Year 2000-2001 by \$218,208. (Clerk of the Board)

(Fiscal impact.)

3/5/01, RECEIVED AND ASSIGNED to Finance Committee.

**010427 [Needle Exchange Emergency]  
Supervisors Ammiano, Newsom, Yee, Leno, Peskin, McGoldrick**

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

3/5/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**Introduced by the President at the Request of Departments**

**PROPOSED ORDINANCES**

**010367 [MOU Amendment No. 1 - Carpenters, Local Union No. 22]  
Supervisor Newsom**

Ordinance implementing Amendment No. 1 to the 1997-2001 Memorandum of Understanding between the Carpenters, Local Union No. 22 and the City and County of San Francisco by appending the following list of past practices pursuant to Article VI.C. of the Memorandum of Understanding. (Human Resources Department)  
2/23/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

**PROPOSED RESOLUTIONS**

**010402 [Pre-Tax Payroll Deduction Plan]**

Resolution allowing additional payroll deductions from salary to be pre-tax in accordance with CalPERS retirement plan requirements. (Human Resources Department)

2/23/01, RECEIVED AND ASSIGNED to Finance Committee.

## Requests Granted

*From: Supervisors Peskin, Ammiano, Gonzalez*

*To: City Attorney*

*Requesting/Inquiring: To draft legislation prohibiting former Supervisors from lobbying any representative of City government for a period of two years, including departmental employees and commission appointees.*

*From: Supervisor Ammiano*

*To: Clerk, Board of Supervisors*

*To: Director, Department of Telecommunications and Information Services*

*Requesting/Inquiring: To draft letter to AT&T/TCI Cable inquiring why there is an observed rate disparity between different neighborhoods.*

*From: Supervisor Daly*

*To: Director, Planning Department*

*Requesting/Inquiring: Requesting copies of all correspondence and/or planning activities (with a summary attached) concerning the North Mission Industrial Protection Zone (NEMIZ).*

*From: Supervisors Hall, Gonzalez*

*To: District Attorney*

*Requesting/Inquiring: To investigate and report on basic pedestrian safety statistics, including:*

- 1. What percentage of pedestrian accidents are the result of driver error and what percentage of pedestrian accidents are the result of pedestrian error?*
- 2. What process is in place to track repeat traffic offenders?*
- 3. What can be done to improve this process?*

*From: Supervisors Hall, Gonzalez*

*To: Chief, Police Department*

*Requesting/Inquiring: To investigate and report on basic pedestrian safety statistics, including what percentage of pedestrian accidents are the result of driver error and what percentage of pedestrian accidents are the result of pedestrian error?*

*From: Supervisors Leno, Maxwell, Gonzalez*

*To: City Attorney*

*Requesting/Inquiring: To draft legislation to authorize the Planning Department to issue permits for the use of diesel generators in San Francisco including any necessary provisions for emergency services.*

*From: Supervisor Leno*

*To: Controller*

*Requesting/Inquiring: To investigate and report on the current balance of our General Fund Reserve account, and all requests for supplemental appropriations that the Board of Supervisors has approved in the past three fiscal years.*

*From: Supervisor Leno*

*To: Director, Adult Probation Department*

*To: Director, Department of Consumer Assurance*

*To: Director, Department of Elections*

*To: Director, Department of Human Services*

*To: Director, Department of Parking and Traffic*

*To: Director, Department of Public Health*

*To: Director, Department of Public Transportation*

*To: District Attorney*

*To: Director, Emergency Communications Department*

*To: Chief, Police Department*

To: Public Defender  
To: Public Administrator/Guardian  
To: Director, Rent Stabilization and Arbitration Board  
To: Sheriff

Requesting/Inquiring: Requesting a response to survey from the following department heads: Adult Probation Department; Department of Consumer Assurance; Department of Elections; Department of Human Services; Department of Parking and Traffic; Department of Public Health; Department of Public Transportation; District Attorney's Office; Emergency Communications Department; Police Department; Public Defender's Office; Public Administrator/Guardian; Rent Stabilization and Arbitration Board; and Sheriff's Office regarding how accessible city services are to residents who are not fluent in English (survey attached). The Board of Supervisors would like to find out how accessible city services are to residents who are not fluent in English. As of 1999, the U.S. Census estimates that approximately 26% of San Francisco's residents are limited English proficient, and this population is expected to grow. Both federal and state laws require that the city make its services accessible to residents who are not fluent in English. To ensure compliance with these laws, Supervisor Leno has introduced the Equal Access to Services (EAS) ordinance at the Board of Supervisors. The purpose of this survey is to determine how well city departments currently serve this population, with a focus on which documents have been translated into Chinese and Spanish. We anticipate that any new costs associated with this ordinance will involve translating written documents. Tier One departments are required to translate:

- Applications or forms to participate in a department's program or activity or to receive its benefits or services.
- Written notices of rights, determinations of eligibility, award, denial, loss, or decreases in benefits or services, including the right to appeal any department's decision.
- Written tests that do not assess English language competency, but test competency for a particular license or skill for which knowledge of written English is not required.
- Notices advising limited English Proficient persons of free language assistance.
- Materials explaining a department's services or programs.
- Complaint forms.
- Any other written documents that have the potential for important consequences for an individual seeking services from or participating in a program of a city department.
- Meeting announcements, agendas, and minutes are exempt from the translation requirement. All departments have a one-year period to comply with the proposed ordinance.

From: Supervisor Newsom

To: Director, Airport

Requesting/Inquiring: Inquiring whether it will consider peak-time pricing as recently enacted at New York's LaGuardia Airport as a means of airline demand management. Further, informing the Airport that this topic will be of interest during the pending committee hearing examining how to reduce the flight delays at San Francisco International Airport.

From: Supervisor Newsom

To: City Attorney

Requesting/Inquiring: To draft legislation similar to Chicago's that codifies the creation of neighborhood taxis and includes a ground transportation tax credit program for operating in under served areas.

## **In Memoriams**

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Dr. Carolyn Piel (Supervisor Hall)

## ADJOURNMENT

*There being no further business, the Board at the hour of 4:57 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 April 9, 2001.*

*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.*



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Gloria L. Young  
Clerk of the Board