

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 15, 2004 2:00 PM

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

Regular Meeting

*MATT GONZALEZ, PRESIDENT
MICHELA ALIOTO-PIER, TOM AMMIANO, CHRIS DALY,
BEVAN DUFTY, TONY HALL, FIONA MA, SOPHIE MAXWELL,
JAKE MCGOLDRICK, AARON PESKIN, GERARDO SANDOVAL
Gloria L. Young, Clerk of the Board*

BOARD COMMITTEES

Committee Membership

City and School District Select Committee

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

City Services Committee

Supervisors Dufty, Ma, Hall

Finance and Audits Committee

Supervisors Daly, Peskin, Ammiano

Land Use Committee

Supervisors McGoldrick, Peskin, Maxwell

Rules Committee

Supervisors Maxwell, Alioto-Pier, Gonzalez

Meeting Days

2nd Monday (Bi-Monthly)

4:00 PM

Thursday

9:30 AM

Wednesday

1:00 PM

Monday

1:00 PM

Wednesday

10:00 AM

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

Volume 99 Number 18

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

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:03 p.m. On the call of the roll Supervisors Daly, McGoldrick and Sandoval were noted absent.

Supervisor Sandoval was noted present at 2:05 p.m.

Supervisor Daly was noted present at 2:06 p.m.

Supervisor McGoldrick was noted present at 2:08 p.m.

Quorum present.

AGENDA CHANGES

CONSENT AGENDA

Recommendation of the Finance and Audits Committee

040493 [Real Property Transfer Tax]
Supervisors Dufty, Ammiano, Daly

Ordinance amending Article 12-C of the San Francisco Business and Tax Regulations Code (Real Property Transfer Tax Ordinance) to conform and clarify exemptions for transfers of real property between spouses and domestic partners, and to divide assets upon dissolution of marriage or domestic partnership.

Ordinance No. 108-04
FINALLY PASSED

Recommendations of the Rules Committee

040494 [Settlement of Lawsuit - Novoa-Huf, et al.]

Ordinance authorizing the settlement of lawsuit filed by Linda Novoa-Huf, Ayanda Lumpkin and LaKreisha Crawford against the San Francisco Department of Building Inspection, Michael Rodman, and McCoy's Patrol Services for \$175,000; the lawsuit was filed on December 3, 2002, in San Francisco Superior Court, Case No. 415266, entitled Novoa-Huf, et al. v. Department of Building Inspection, et al. (City Attorney)

Ordinance No. 109-04

FINALLY PASSED

040572 [Settlement of Lawsuit - Doug Barkus]

Ordinance authorizing settlement of the lawsuit filed by Doug Barkus against the City and County of San Francisco for \$57,500; the lawsuit was filed on March 4, 2003 in San Francisco Superior Court, Case No. 502-539; entitled Doug Barkus v. City and County of San Francisco, et al. (City Attorney)

Ordinance No. 110-04

FINALLY PASSED

040632 [Settlement of Lawsuit - Michael Stamper]

Ordinance authorizing settlement of the lawsuit filed by Michael Stamper against the City and County of San Francisco for \$157,500.00; the lawsuit was filed on October 31, 2003 in San Francisco Superior Court, Case No. 425-974, entitled Michael Lavon Stamper v. City and County of San Francisco, et al. (City Attorney)

PASSED, ON FIRST READING

040634 [Settlement of Lawsuit]

Ordinance ratifying the April 15, 2002 settlement of the lawsuit filed by City and County of San Francisco against Glometro Inc. and Nancy Ho Belli; the April 15, 2002 settlement agreement set forth various terms and required defendants to pay the amount of \$140,000; the lawsuit was filed on April 5, 2001 in San Francisco Superior Court, Case No. 320-263; entitled City and County of San Francisco et al. v. Glometro Inc., Nancy Ho Belli, et al. (City Attorney)

PASSED, ON FIRST READING

The foregoing items were acted upon by the following vote:

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

Absent: 1 - McGoldrick

REGULAR AGENDA

NEW BUSINESS

Recommendations of the Finance and Audits Committee

**040343 [Taxi Legislation]
Supervisors Daly, Ma, Gonzalez**

Ordinance amending the San Francisco Police Code by: amending Sections 1076 and 1081, to state a test, measured as 800 cumulative hours per year, for satisfying the driving requirement imposed on taxi and ramped taxi permit holders; amending Sections 1121 and 1148.1, to set requirements, including prior driving experience, for taxi and ramped taxi permit applicants; and, adding Sections 1186, 1187, and 1188, to establish administrative penalties and procedures for violations of the full-time driving requirement and for violations of the Taxi Commission's rules and regulations.

PASSED ON FIRST READING by the following vote:

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

**040582 [Modification #9 to Lease and Use Agreement No. L-82-0111 with American Airlines, Inc. at Terminal 3 of San Francisco International Airport]
Mayor**

Resolution approving and authorizing the execution of Modification # 9 to Lease and Use Agreement No. L-82-0111 with American Airlines, Inc., to reduce terminal space in Terminal 3 of San Francisco International Airport.

Resolution No. 363-04

ADOPTED by the following vote:

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

040636 [Amendment to Lease of Real Property]

Resolution authorizing the amendment to lease of real property located at 598 Portola, San Francisco, California with Twin Peaks Petroleum, Inc., a California corporation doing business as Twin Peaks Auto Care (Tenant) successor in interest to Michael Gharib. (Real Estate Department)

Resolution No. 364-04

ADOPTED by the following vote:

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

**040655 [Mortgage Credit Certificates]
Supervisor Alioto-Pier**

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

Resolution No. 365-04

ADOPTED by the following vote:

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

**040659 [Refunding San Francisco Courthouse Project Certificates of Participation (Series 1995)]
Mayor, Supervisor Hall**

Resolution approving the execution and delivery of refunding certificates of participation to refinance, in whole and/or in part, the \$40,635,000 outstanding Certificates of Participation (San Francisco Courthouse Project) Series 1995; approving the form of a first supplement to property and facility lease by and between the City and County of San Francisco (the "City") and U.S. Bank Trust National Association (the "Trustee"); approving the form of a first supplement to project lease between the Trustee and the City; approving the form of a first supplement to trust agreement between the City and the Trustee; approving the form of an escrow agreement between the City and BNY Western Trust Company; approving the form of the official notice of sale and the notice of intention to sell for the refunding certificates of participation; directing the publication of the notice of intention to sell for the refunding certificates of participation; approving the form of the official statement in preliminary and final form; approving the form of the continuing disclosure certificate; authorizing the payment of cost of issuance; and ratifying previous actions taken in connection therewith.

Resolution No. 366-04

ADOPTED by the following vote:

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

**040660 [Mortgage Revenue Bonds]
Supervisor Peskin**

Resolution declaring the intent of the City and County of San Francisco (the "City") to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing (the "Director") to submit an application and related documents to the California Debt Limit Allocation Committee ("CDLAC") to permit the issuance of qualified mortgage bonds in an aggregate principal amount not to exceed \$25,000,000; authorizing and directing the Director to deposit with the Controller's Office an amount not to exceed \$125,000 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to the deposit to the State of California if the City fails to issue the qualified mortgage bonds; and authorizing and directing the execution of any documents necessary to implement this Resolution; and ratifying and approving any action heretofore taken in connection with the Project (as defined herein) and the application.

Resolution No. 367-04

ADOPTED by the following vote:

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

**040680 [Lease of Property - Empress Hotel]
Supervisor Daly**

Resolution authorizing and approving the lease by and between the City and County of San Francisco, for the Department of Public Health, as Tenant, and Empress, LLC, as Landlord, for the Empress Hotel located at 144 Eddy Street, San Francisco, CA 94102.

(Fiscal impact.)

Resolution No. 368-04

ADOPTED by the following vote:

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

040710 [Contracting Out City Services]

Resolution concurring with the Controller's certification that assistance to certain victims of crime and education in community anti-street violence can be practically performed for the District Attorney's Victim Witness Assistance Program by a private contract at a lower cost than similar work services performed by City and County employees. (District Attorney)

Resolution No. 369-04

ADOPTED by the following vote:

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

Absent: 1 - Maxwell

Recommendation of the Rules Committee**Supervisor Hall Excused from Voting**

Supervisor Daly, seconded by Supervisor Alioto-Pier, moved to excuse Supervisor Hall from voting on this matter.

The motion carried by the following vote:

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

Excused: 1 - Hall

040539 [Requirements for Department of Building Inspection Permit Tracking System]

Supervisors Dufty, Ammiano, Gonzalez, Maxwell

Ordinance amending the San Francisco Administrative Code by adding a new Chapter 78 to direct the Department of Building Inspection to improve its permit tracking system to allow for open and public review of the status, routing and location of pending permits.

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

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

Excused: 1 - Hall

PASSED ON FIRST READING AS AMENDED by the following vote:

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

Excused: 1 - Hall

From the Rules Committee "Without Recommendation"**Supervisor Hall Excused from Voting**

Supervisor Daly, seconded by Supervisor Alioto-Pier, moved to excuse Supervisor Hall from voting on this matter.

The motion carried by the following vote:

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

Excused: 1 - Hall

**031876 [Regulation of Permit Consultants commonly known as Permit Expeditors]
Supervisors Daly, Gonzalez**

Ordinance amending the San Francisco Campaign and Governmental Conduct Code by adding Article V, sections 5.100 to 5.150 to impose registration and disclosure requirements on permit consultants.

Question regarding Section 5.125, Permit Application Processing, divided and considered separately under File 040907.

Supervisor Maxwell, seconded by Supervisor Dufty, moved that this Ordinance be DIVIDED. The motion carried by the following vote:

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

Ordinance amending the San Francisco Campaign and Governmental Conduct Code by adding Article V, sections 5.100 to 5.120 and and sections 5.130 to 5.150 to impose registration and disclosure requirements on permit consultants.

NOT PASSED ON FIRST READING AS DIVIDED by the following vote:

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

**040907 [Permit Application Process]
Supervisors Daly, Gonzalez**

Ordinance amending Article III of the San Francisco Campaign and Governmental Conduct Code by adding Chapter Four, Section 3.400 to require the equal treatment of permit applicants and the adoption of a permit processing code of conduct.

PASSED ON FIRST READING by the following vote:

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

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

**040681 [Hearing - Health Service Reductions]
Supervisor Sandoval**

Hearing to consider the Department of Public Health's budget eliminating or reducing medical services.
(Bielenson Hearing) (See Public Notice posted outside the Clerk of the Board's Office, Room 244, City Hall)

Brian Vouglas; Castro-Mission Health Center;
Jennifer Friedenbach, Coalition on Homelessness;
Vicki Legion, Community Health Works, SFSU; laying off of clinic directors;
Sharon Turner, Community Health Works, SFSU, laying off of clinic workers;
Tom Morales; public health budget issues
Julius Cervania; public health budget issues
Toni Yee; public health budget issues
Deborah Brown, MD, Castro-Mission Health Center;
Meredith Florico, Tom Waddell;
Dafna Wu, RN, Castro-Mission Health Center;
Madeline Ritchie, Chinatown Public Health Center;
J. W. Sheffield, Senior Medical Social Worker;
Sandra Asohino; social workers' cuts;
Susan Schneider, Senior Medical Social Worker, Laguna Honda Hospital;
Yeketta Marbly, Epiphany House Residential;
Robyn Few, Sex Workers Outreach Project;
Paul Miller;
Stan Lipsitz, PhD, Director, Team II Clinic Relocation;
Tami Twurog;
Richard McKinley;
Lan Ung;
Judy Bachman, Manager, Department of Public Health;
Jukita Marley;
John Kelly;
Marc Dyer; Castro-Mission Health Center I
Mark Palcanis, 2922 Senior Medical Social Worker; doesn't want positions eliminated;
Danielle Satinover;
Ma Anano Rekita; opposes budget cuts at Tom Waddell (Urgent Care);
Evangelista La Vonne McIntosh; opposes health care cuts;
Walker Langston Dukes; opposes Tom Waddell Clinic cuts;
Vernon Jenkins;
Abdalla Megahed;
Kent Woo, Executive Director, NIKO; opposes cuts at Chinatown Public Health Center;
Vic Yahoo; opposes cuts at Chinatown Public Health Center;
Bonding Joe; opposes cuts at Chinatown Public Health Center;
Carol Jung; opposes cuts at Chinatown Public Health Center;
Stanley Miller;
Ricardo Duarte, 50% Nurse Manager, Castro-Mission Health Center; opposes cuts at Health Center;
Kitty Kastro, Save Our Services (S.O.S.); opposes health service cuts;
Female Speaker; opposes cuts to Mission Mental Health;
Hillary Brown;
Bruce Folsom, Southeast Mission Geriatrics; opposes cuts to organization;
Eleanor Arms; opposes health budget cuts;
Willy Wilkinson, Transgender Law Center; opposes cuts to Center;
D. S. Miller, Director, Southeast Health Center; opposes cut to Center;
Male Speaker; opposes cuts to Tom Waddell Clinic;
Pearl Cutino; opposes cuts to Silver Avenue Family Health Center;
Richard Cutino; opposes cuts to Silver Avenue Family Health Center;
Cheryl Dawson, Program Manager, Epiphany House; opposes cut to House;
Jennifer McGuy;
Kendra Blewitt; opposes Tom Waddell cuts;

D. Anderson; opposes Tom Waddell cuts;
Rebecca Morrow, Public Health Nurse;
Fred Milligan, Assistant Director, Tom Waddell Health Center; opposes cuts to Urgent Care services at Tom Waddell;
Joanna Chestnut, Epiphany Center; wants to keep Epiphany House open;
April Lax, Senior Social Worker;
Ines Ascencio; elimination of 2922/2924 Social Worker classifications;
Joe Headlee, Supervisor Social Worker, San Francisco General Hospital; opposes Social Worker cuts;
Michelle Dixteen, RN, Tom Waddell; opposes cuts to Urgent Care at Tom Waddell;
Francisco Da Costa; opposes health cuts;
Patrick Monette-Shaw;
Cathy Davis, Director, Bayview Hunters Point Adult Day Health; opposes Health Department cuts;
Espanola Jackson; opposes Department of Public Health cuts to indigent;
Female Speaker, Tom Waddell Health Center;
Sherri Barnes, nurse at Tom Waddell; opposes cuts to Urgent Care at Tom Waddell;
Alison Grillo; opposes budget cuts at Tom Waddell;
Elaine Samuels, nurse; opposes privatization of jail health services;
Robert Harland (speaking for Josie Moonie);
Theresa D.;
Daniel Turbin; opposes contracting out jail health services;
Paul Kelley, Social Worker at Laguna Honda Hospital; opposes cuts in social service;
Michael Lyon, Pharmacy Oversight Committee; opposes Health Department cuts;
Iris Biblowitz, nurse at Tom Waddell; opposes cuts to Tom Waddell;
Male Speaker; opposes cuts to Tom Waddell;
Brent Patterson; opposes cuts to Tom Waddell;
Sasha Cuttler; opposes interpreter cuts;
Rosario Gomez; opposes cuts to interpreter services;
Male Speaker; opposes cuts to interpreter services;
Jean Balibrera, nurse at Tom Waddell, opposes cuts to Tom Waddell;
Yue Wah Yu; opposes health cuts;
Female Speaker;
Deng Qing Zhi;
Mary Magee, nurse at San Francisco General Hospital; opposes General Hospital interpreter cuts;
Rhonda Giarretto, Public Health nurse at Tom Waddell;
Dawnne Woodie; Transgender Life Care Project;
Hywel Sims, Shanti; opposes cuts to services;
James Thompson, Shanti; cuts to services;
Mark Misrok, Positive Resource Center; cuts to service;
Jerry Berbiar; opposes cuts to Castro-Mission Health Center;
Martha Hawthorne, Public Health nurse; opposes cuts at Castro-Mission Health Center;
Reuben Goodman; opposes cuts to Tom Waddell;
M. Brown; Transgender Life Care Project;
Eduardo Bonsi; opposes health care cuts;
Female Speaker; interpreters;
Female Speaker, Doctor at Tom Waddell;
Jane Morrison;
Paul Quick, MD, Tom Waddell; opposes health care cuts.
HEARD AT PUBLIC HEARING.

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

Supervisor Maxwell introduced, welcomed and presented a Certificate of Honor to Ralph House, President, Bayview Hill Neighborhood Association.

Supervisor McGoldrick introduced, welcomed and presented a resolution to Craig Newmark.

Supervisor Gonzalez introduced, welcomed and presented a Certificate of Honor to Nicole Derse.

Supervisor McGoldrick presented a proclamation to the President of the United Humanitarian Mission.

SPECIAL ORDER 4:00 P.M.

040616 [Public Hearing - Appeal, FEIR for the proposed Transbay Terminal/Extension of Caltrain /Redevelopment Project at 425 Mission Street]

Hearing of persons interested in or objecting to the Planning Commission certification of the Final Environmental Impact Report, Case No. 2000.048E, dated April 22, 2004, for the proposed Transbay Terminal/Extension of Caltrain/ Redevelopment Plan generally bounded by Mission, Main, Spear, Folsom, Essex, I-80, Second and Minna Streets; and the track alignment is under Townsend and Second Streets located at 425 Mission Street. (Appellants: Timothy A.Tosta on behalf of Myers Natoma Venture, LLC and Myers Development Company; Oliver L. Holmes; and Joseph J. Brecher representing 14 appellants).

(Dates Filed: 5/10/04 and 5/12/04; companion measure to Files 040629, 040630, 040631.)

Jan Matthews, South Beach SOMA Coalition, appellant

Karen O'Donald, represents Oliver Holmes, appellant

Oliver Holmes, appellant

Timothy Tosta, Myers Development Company, appellant

Female Speaker; support of appeal

David Gleeson; support of appeal

Elle Holman; support of appeal

Eliot Ross; support of appeal

Chris DeCenzo; support of appeal

Eduardo Bonsi; support of appeal

Kerri Stephens; support of appeal

John Gasser; support of appeal

William Whiteside; support of appeal

Francis Mathews, South Beach SOMA Coalition; support of appeal

Jewa Jamason; support of appeal

Molly Last; support of appeal

Bruce Barnes; support of appeal

Jack Myers, Chairman and Chief Executive Officer, Myers Development Co.; support of appeal

The Board reviewed various issues relating to the appeal from Myers Natoma Venture, LLC and Myers Development Company with:

Maria Ayerdi, Executive Director, Transbay Joint Powers Authority

John Cooper, Deputy City Attorney

Ron Klemencic, Structural Engineer, MKA; support of appeal

Jeffrey Heller, Heller-Mass Architects; support of appeal

Steve Atkinson, Steefel Levitt & Weiss; support of appeal

Paul Maltzer, Planning Department

Joan Kugler, Environmental Analysis Division, Planning Department

John Malamut, Deputy City Attorney

Greg Harper, Vice Chair, Transbay Joint Power Authority, and AC Transit; Project Sponsor

Tom Radulovich, BART Director, Project Sponsor

Denise La Pointe

Mr. Manson, Project Sponsor

David Schonbrunn; opposes appeal

H. E. Christian (Chris) Peebles, Alameda-Contra Costa Transit District; opposes appeal

Male Speaker; opposes appeal

Sharon Johnson, on behalf of Senator Burton; opposes appeal

Jane Morrison; opposes appeal

Norman Rolfe; opposes appeal

Rebecca Kaplan, Board Member, AC Transit; opposes appeal

Ian McAvoy, Chief Development Officer, JPB Caltrain; opposes appeal

Margaret Okuzumi; opposes appeal
Alan Miller, Executive Director, Train Riders Association of California; opposes appeal
Daniel Murphy, Vice Chair, Rescue Muni; opposes appeal
Dan Krause, Rescue Muni; opposes appeal
Michael Kiesling; opposes appeal
Linda Craig, President, League of Women Voters of the Bay Area; opposes appeal
Patrick Moore, Sierra Club; opposes appeal
Joyce Roy; opposes appeal
Ann; opposes appeal
Andy Chow; opposes appeal
Kip Field; opposes appeal
Anthony Bruzzone, AC Transit; opposes appeal
Maurice Palumbo, Golden Gate Transit; opposes appeal
Richard Mlynarik; opposes appeal
Michael Dautermann; opposes appeal
Alice Barkley, Attorney for Project Sponsor; opposes appeal
Kenneth; opposes appeal
Emilio Cruz, Vice Chair, San Francisco Planning and Urban Research Association (SPUR) Board of Directors; opposes appeal
HEARD AT PUBLIC HEARING.

(Only one of the following two motions should be adopted.)

- 040629 [Affirming certification of the final environmental impact report for the Transbay Terminal]**
 Motion affirming the Planning Commission certification of the final environmental impact report for the Transbay Terminal/Caltrain Downtown Extension/Redevelopment Project. (Clerk of the Board)
Amended on page 4, line 10, by replacing "June 8" with "June 15."
Supervisor Daly, seconded by Supervisor Dufty, moved that this Motion be AMENDED. The motion carried by the following vote:
 Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Gonzalez, Hall, Ma, Maxwell, McGoldrick, Peskin, Sandoval
- Motion No. M04-67**
Supervisor Hall, seconded by Supervisor McGoldrick, moved that this Motion be APPROVED. The motion carried by the following vote:
 Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Gonzalez, Hall, Ma, Maxwell, McGoldrick, Peskin, Sandoval
- 040630 [Reversing certification of the final environmental impact report for the Transbay Terminal]**
 Motion reversing the Planning Commission certification of the final environmental impact report for the Transbay Terminal/Caltrain Downtown Extension/Redevelopment Project. (Clerk of the Board)
Supervisor Hall, seconded by Supervisor McGoldrick, moved that this Motion be TABLED. The motion carried by the following vote:
 Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Gonzalez, Hall, Ma, Maxwell, McGoldrick, Peskin, Sandoval
- 040631 [Preparation of findings for the final environmental impact report for the Transbay Terminal]**
 Motion directing the Clerk of the Board to prepare findings concerning the Board of Supervisors' action on the Planning Commission certification of the final environmental impact report for the Transbay Terminal/Caltrain Downtown Extension/Redevelopment Project. (Clerk of the Board)
Supervisor Hall, seconded by Supervisor McGoldrick, moved that this Motion be TABLED. The motion carried by the following vote:
 Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Gonzalez, Hall, Ma, Maxwell, McGoldrick, Peskin, Sandoval

COMMITTEE REPORTS

**040828 [Reducing the size of the Budget Committee to three members year-round]
Supervisor Gonzalez**

Motion amending Rule 5.1 of the Rules of Order of the Board of Supervisors of the City and County of San Francisco to reduce the size of the Budget Committee to three members year-round.

Motion No. M04-68

APPROVED by the following vote:

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

ROLL CALL FOR INTRODUCTIONS

PUBLIC COMMENT

No Speakers.

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.

**040838 [Commending Instituto Laboral de la Raza]
Supervisors Ammiano, Daly**

Resolution commending Instituto Laboral de la Raza on the occasion of their Annual Labor Awards Dinner, and, because of their compassionate work for the protection of all workers, but especially the rights of immigrant workers and because of their commitment to building a strong and united San Francisco, declare Friday, June 11, 2004, as Workers Rights Day.

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

Resolution No. 370-04

ADOPTED

**040839 [Accept-Expend State Grant - MTA, DPT]
Supervisors Ammiano, Dufty**

Resolution authorizing the Municipal Transportation Agency, Department of Parking and Traffic to apply for, accept and expend a grant in the amount of \$100,359 from the California Department of Transportation for an Environmental Justice Planning grant to produce a comprehensive community-based pedestrian and traffic safety plan for Valencia Street.

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

Resolution No. 371-04

ADOPTED

**040840 [Commending Laura Ware]
Supervisor Daly**

Resolution commending Laura Ware for 14 years of service at Community Housing Partnership and declaring June 30, 2004 Laura Ware Day.

Resolution No. 372-04

ADOPTED

**040841 [Urging United States Postal Service to recognize Single Room Occupancy as permanent housing]
Supervisors Daly, Dufty**

Resolution urging the United States Postal Service to recognize Single Room Occupancy as permanent low-cost housing for many San Franciscans, and to afford residents the right to receive their mail with the same security and privacy as tenants of traditional apartments.

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

Resolution No. 373-04

ADOPTED

**040842 [Honoring Andrew Goodman, Michael Schwerner, and James Chaney]
Supervisors Dufty, Daly**

Resolution honoring civil rights workers Andrew Goodman, Michael Schwerner, and James Chaney upon the fortieth anniversary of their death.

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

Resolution No. 374-04

ADOPTED

**040843 [Bike Plan Update and the Transportation Authority]
Supervisors Gonzalez, Daly**

Resolution urging the Transportation Authority to facilitate the completion and adoption of the San Francisco Bike Plan Update by procuring consulting services necessary to develop required traffic and environmental analysis in a timely fashion and urging the Planning Department to provide to the Board of Supervisors and the Transportation Authority by July 1st, 2004 the specific criteria against which the environmental analysis will be evaluated.

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

Resolution No. 375-04

ADOPTED

040844 [Condemning Attacks on North Beach Art Galleries]
Supervisors Peskin, Daly, Alioto-Pier, Ammiano, Gonzalez

Resolution condemning recent attacks on North Beach art galleries and urging the San Francisco Police Department and District Attorney's Office to cooperate and collaborate in ensuring the free speech rights of San Francisco's arts community.

Resolution No. 376-04

ADOPTED

040845 [Philippine Heritage Day]
Supervisors Ma, Daly

Resolution recognizing Philippine Heritage Day in the City and County of San Francisco.

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

Resolution No. 377-04

ADOPTED

040848 [Urging the Food and Drug Administration (FDA) to systematically assess the safety of cosmetics and other personal care products]
Supervisor Maxwell

Resolution urging the Food and Drug Administration (FDA) to systematically assess the safety of cosmetics and other personal care products.

Resolution No. 378-04

ADOPTED

040849 [Gift in Place to the Recreation and Park Department]
Supervisor Maxwell

Resolution accepting and expending a gift in place valued at \$250,000 from the Trust For Public Land to the Recreation and Park Department for India Basin Shoreline Park.

Resolution No. 379-04

ADOPTED

040851 [Commending Craigslist]
Supervisor McGoldrick

Resolution commending Craigslist for their success serving and building community among the residents of the City and County of San Francisco, and declaring October 10, 2004 as "Craigslist Day" in the City and County of San Francisco.

Resolution No. 380-04

ADOPTED

- 040852 [Declaring the first day of October of each year as the "Day of Humanitarians in the City and County of San Francisco"]
Supervisor McGoldrick

Resolution declaring the first day of October of each year as the "Day of Humanitarians in the City and County of San Francisco".

Resolution No. 381-04

ADOPTED

- 040853 [Proclaiming June 15, 2004 as Prescription Drug Awareness Day]
Supervisors Sandoval, Peskin

Resolution proclaiming June 15, 2004 as Prescription Drug Awareness Day in the City and County of San Francisco.

Resolution No. 382-04

ADOPTED

The foregoing items were acted upon by the following vote:

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

Severed From For Adoption Without Committee Reference Agenda

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

- 040850 [Urging peaceful resolution of grocery workers contract negotiations]
Supervisor McGoldrick

Resolution urging parties to the upcoming Grocery Store union contract negotiations to bargain in good faith to reach a fair and equitable collective bargaining agreement.

Supervisor McGoldrick requested that this matter be continued.

Continued to June 22, 2004.

CONTINUED.

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.

[Serious Injury Finding]

Motion that the Board find that for the resolution(s) being considered at this time "the need to take action is so imperative as to threaten serious injury to the public interest if action is deferred to a later meeting."

[Purely Commendatory Finding]

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

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

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

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

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

**040875 [Health Care National Day of Action]
Supervisor McGoldrick**

Resolution declaring June 19 as Health Care National Day of Action in San Francisco.

Resolution No. 383-04

ADOPTED by the following vote:

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

OFF-AGENDA LEGISLATION

Introduced by Supervisors or Mayor

Ordinances

040869 [Approving proposed Housing Element amendment to the City's General Plan]

Ordinance approving the proposed Housing Element to the City's General Plan; making environmental findings. (Clerk of the Board)

(6/1/04: Received revised and updated Housing Element of the General Plan of the City and County of San Francisco adopted by the Planning Department on May 13, 2004.)

6/15/04, ASSIGNED UNDER 30 DAY RULE to Land Use Committee, expires on 7/15/2004.

040870 [Rejecting proposed Housing Element amendment to the City's General Plan]

Ordinance rejecting the proposed Housing Element Amendment to the City's General Plan. (Clerk of the Board)

6/15/04, ASSIGNED UNDER 30 DAY RULE to Land Use Committee, expires on 7/15/2004.

**040871 [Appropriate funding for San Francisco General and Laguna Honda Hospital operations]
Mayor**

Ordinance appropriating \$11,155,000 in surplus revenues for salaries, fringe benefits, contractual services, materials and supplies, and services of other departments at San Francisco General Hospital and \$1,152,000 in surplus revenues for services of other departments for Laguna Honda Hospital for a total of \$12,307,000 for the Public Health Department for fiscal year 2003-04.

6/15/04, RECEIVED AND ASSIGNED to Finance and Audits Committee.

**040872 [Appropriate funding for the over expenditure in Trial Courts, District Attorney, Fire, and Sheriff]
Mayor**

Ordinance appropriating \$500,000 from the Un-appropriated Revenue to fund over expenditure in legal expenses pertaining to the indigent defense program at Trial Courts; appropriating \$552,089 from departmental revenues to fund over expenditure in District Attorney work order for Police Overtime; appropriating \$3,149,000 from departmental revenues and recoveries to fund over expenditure in Fire salaries; and releasing \$3,250,000 from reserve and appropriating to Sheriff debt service and re-appropriating departmental general fund to pay for over expenditures in salaries for fiscal year 2003-04.

6/15/04, RECEIVED AND ASSIGNED to Finance and Audits Committee.

**040873 [Appropriate funding for the Port of San Francisco to certify the construction phase of the design/build contract for the intermodal bridge, also known as the Illinois Street Bridge]
Mayor**

Ordinance appropriating \$9,998,139 to fund the certification of the construction phase of a design/build contract awarded to Shimmick Construction Company to build an intermodal bridge along Illinois Street over Islasis Creek (also known as The Illinois Street Bridge). Total funding sources include \$3,581,080 from the Port of San Francisco's unappropriated fund balance, \$4,300,000 in contributions from Catellus Corporation and \$2,117,059 from environmental impact mitigation fees.

(Fiscal impact.)

6/15/04, RECEIVED AND ASSIGNED to Finance and Audits Committee.

**040876 [Department of Human Services Cash Revolving Fund]
Mayor**

Ordinance amending San Francisco Administrative Code Section 10.157 to reduce amount of Department of Human Services Cash Revolving Fund.

6/15/04, RECEIVED AND ASSIGNED to Finance and Audits Committee.

040765 [Making Environmental Findings and Approving Department of Consumer Assurance's schedule of fees for weighing and measuring devices]

Resolution making environmental findings and approving a schedule of fees to be charged by the County Agriculture Commissioner for testing of weighing and measuring devices initiated by written request and for reinspecting, retesting and recertifying weighing and measuring devices found to be outside the tolerances of specifications set by the California Department of Food and Agriculture upon an initial inspection prescribed by California Business and Professions Code Section 12210(a). (Mayor)

6/1/04, RECEIVED AND ASSIGNED to Budget Committee.

6/11/04, RESPONSE RECEIVED. Received notice of statutory exemption CEQA Guidelines Section 15273 Rates, Tolls, Fares and Charges.

6/15/04, SUBSTITUTED. The Mayor submitted a substitute resolution bearing same title.

6/15/04, ASSIGNED to Budget Committee.

040767 [Making environmental findings and amending, effective July 1, 2004, Section 9A.7 of the San Francisco Administrative Code to increase Farmers' Market vendor fees for certified and non-certified producers]

Ordinance making environmental findings and amending, effective July 1, 2004, Section 9A.7 of the San Francisco Administrative Code to increase Farmers' Market vendor fees for certified and non-certified producers. (Mayor)

6/1/04, RECEIVED AND ASSIGNED to Budget Committee.

6/4/04, REFERRED TO DEPARTMENT. Referred to Planning Department for Environmental Review.

6/11/04, RESPONSE RECEIVED. Received notice of statutory exemption CEQA Guidelines Section 15273 Rates, Tolls, Fares and Charges.

6/15/04, SUBSTITUTED. The Mayor submitted a substitute ordinance bearing same title.

6/15/04, ASSIGNED to Budget Committee.

Resolutions**040878 [Proclamation - Survivor of Homicide Victims Awareness Month in San Francisco]
Supervisors Maxwell, Daly, Dufty**

Resolution proclaiming November 20 to December 20th of each year as Survivor of Homicide Victims awareness Month in San Francisco.

6/16/04, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**040880 [Opposing the Repeal of Senate Bill 2]
Supervisors Peskin, Daly, Ammiano, Gonzalez, Maxwell, Dufty, Ma, Sandoval, McGoldrick**

Resolution expressing support for expanding health care coverage for uninsured San Franciscans and helping to ensure quality coverage for low and moderate income workers and opposing the repeal of Senate Bill 2 and urging an affirmative vote on the November 2nd, 2004 referendum.

6/15/04, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**040885 [Commending Nicole Derse]
Supervisors Gonzalez, Daly**

Resolution commending Nicole Derse for her outstanding contribution to the San Francisco Youth Commission and to the City and County of San Francisco.

6/15/04, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**040886 [Waiving deadlines pursuant to Section 2.34 of the Administrative Code - Housing Bond Resolution of Public Interest and Necessity]
Supervisors Gonzalez, Daly**

Resolution waiving deadlines pursuant to Section 2.34 of the Administrative Code, allowing the Housing Bond Resolution of Public Interest and Necessity (Board File No. 040833) to be adopted less than 141 days before the November 2, 2004 Election.

6/15/04, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**040888 [Support for Proposition 215-Compassionate Use Act]
Supervisors Gonzalez, Ammiano, Daly, Dufty**

Resolution reaffirming the City and County of San Francisco's support for growers of medical marijuana within San Francisco's municipal jurisdiction to exercise their right to cultivate and distribute medical marijuana under San Francisco's Proposition P and California's Proposition 215 without arrest and/or harassment by the San Francisco Police Department under legally uncertain charges, or from unreasonable fear of prosecution by the District Attorney of San Francisco, whether acting alone or in conjunction with federal or state agencies.

6/15/04, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**040889 [Requesting Real Estate Department to appraise the property at 220 Jones Street]
Supervisor Gonzalez**

Resolution requesting the Real Estate Department to appraise the parcel at 220 Jones Street and return a fair market value to the Board of Supervisors.

6/15/04, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**040890 [Issuance and Sale of Revenue Bonds - Broadway Family Apartments Multifamily Residential Rental Housing Development]
Supervisor Peskin**

Resolution approving, for purposes of the Internal Revenue Code, the issuance and sale of Revenue Bonds by the City and County of San Francisco in an Aggregate Principal Amount not to exceed \$25,000,000 for the Broadway Family Apartments Multifamily Residential Rental Housing Development.

6/15/04, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Charter Amendments

**040597 [Charter Amendment - Board deadlines during recess; votes needed when Board members are disqualified; hold-over appointments; Department of Aging and Adult Services; Commission on the Environment; legislative aides; Board of Education compensation]
Supervisor Gonzalez**

Charter amendment (Second Draft) to amend Sections 2.103, 2.104, 2.117, 3.104, 4.118, 4.120, 8.100, and Article XVII, and to add Section 4.101-1, to: toll deadlines for action by the Board when the Board is in recess; reduce the number of votes required at the Board of Supervisors for various actions when one or more Board members are disqualified from voting on a matter because of a conflict of interest; limit hold-over appointments on boards and commissions to 60 days; give the Commission on Aging authority over the Department of Aging and Adult Services; clarify the authority of the Commission on the Environment to consider environmental justice issues and to review City building and land use policies for environmental sustainability; delete the specific number of Board aides set in the Charter; set the annual compensation of elected members of the Board of Education at half the beginning salary of a San Francisco Unified School District teacher.

5/11/04, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 6/10/2004. 5/21/04: Referred to Controller; Mayor; City Attorney; Ethics Commission; City Administrator; Director Administrative Services; Planning EIR Officer; Clerk of the Board; Department of Aging and Adult Services; Commission on the Environment; Department of the Environment; Clerk of the Board; Budget Analyst's Office.

6/15/04, SUBSTITUTED. Supervisor Gonzalez submitted a substitute Charter Amendment (Second Draft) bearing new title.

6/15/04, ASSIGNED to Rules Committee. 6/17/04: Referred to Controller; Mayor; City Attorney; Ethics Commission; City Administrator; Director Administrative Services; Planning EIR Officer; Clerk of the Board; Department of Aging and Adult Services; Commission on the Environment; Department of the Environment; Clerk of the Board; Budget Analyst's Office; SFUSD.

Motions

**040874 [Needle Exchange Emergency]
Supervisors Ammiano, Daly, Peskin, McGoldrick, Maxwell, Dufty**

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

6/15/04, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**040877 [Legislative Analyst Request - Proposed Taxes]
Supervisor Hall**

Motion requesting the Legislative Analyst's Office to provide a comprehensive Economic Impact Report of the proposed Transaction and Use Tax Increase and the Business Tax by June 30, 2004:

Ordinance amending the Business and Tax Regulations Code to add Article 16-A to impose a transactions and use tax at the rate of one-quarter of one percent (0.25%) in accordance with Parts 1.6 and 1.7 of Division 2 of the California Revenue and Taxation Code and Business Tax.

Ordinance amending the Business and Tax Regulations Code to enact a new Article 12-A-1, as specified to impose a business tax for five years on all persons engaging in business in San Francisco measured by the gross receipts of the business at the rate of one tenth of one percent (0.1%); amend Article 12-A (Payroll Expense Tax Ordinance).

6/15/04, ASSIGNED to Board of Supervisors. Scheduled for Board consideration June 22, 2004.

**040879 [Rule amendment clarifying the deadline for introducing legislation]
Supervisor Gonzalez**

Motion amending Rule 2.8 of the Rules of Order of the Board of Supervisors of the City and County of San Francisco to clarify that in order for Supervisors and the Mayor to introduce legislation at a Board of Supervisors meeting, the original and four copies of the legislation must be received by the Clerk of the Board by the adjournment of the Board meeting.

6/15/04, RECEIVED AND ASSIGNED to Rules Committee.

**040881 [Appointment, Planning Commission]
Supervisor Gonzalez**

Motion approving the Board of Supervisors President Gonzalez's nomination of Christina Olague to the Planning Commission term ending July 1, 2004.

(Section 4.105 of the City Charter provides that this nomination is subject to approval by the Board of Supervisors and shall be the subject of a public hearing and vote within 60 days from the date the nomination is transmitted to the Clerk of the Board. If the Board fails to act on the nomination within 60 days of the date the nomination is transmitted to the Clerk then the nominee shall be deemed approved. Companion measure to File 040902.)

Transmittal date - June 15, 2004.

6/15/04, RECEIVED AND ASSIGNED to Rules Committee.

**040882 [Appointment, Planning Commission]
Supervisor Gonzalez**

Motion approving the Board of Supervisors President Gonzalez's nomination of Christina Olague to the Planning Commission term ending July 1, 2008.

(Section 4.105 of the City Charter provides that this nomination is subject to approval by the Board of Supervisors and shall be the subject of a public hearing and vote within 60 days from the date the nomination is transmitted to the Clerk of the Board. If the Board fails to act on the nomination within 60 days of the date the nomination is transmitted to the Clerk then the nominee shall be deemed approved. Companion measure to File 040900.)

Transmittal date - June 15, 2004.

6/15/04, RECEIVED AND ASSIGNED to Rules Committee.

040883 [Directing the Clerk of the Board of Supervisors to submit the Incompatible Activities Statement to the Ethics Commission]

Motion directing the Clerk of the Board of Supervisors to submit the Incompatible Activities Statement to the Ethics Commission. (Clerk of the Board)

6/15/04, RECEIVED AND ASSIGNED to Rules Committee.

**040884 [Requesting Controller's assistance so that DPH can increase its clinic and program reimbursements]
Supervisor Dufty**

Motion requesting the Controller to work with the Department of Public Health in Fiscal Year 04-05 to increase billings and reimbursements from the Department's clinics and programs in order to increase revenues and thereby reduce the possibility of future program reductions.

6/15/04, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

PROPOSED ORDINANCES

040712 [Settlement Of Lawsuit - Ray Mizyed and Gary Thompson]

Ordinance authorizing settlement of Ray Mizyed's claims in the lawsuit filed by Ray Mizyed and Gary Thompson against the City and County of San Francisco for \$135,000; the lawsuit was filed on May 14, 2003, in the United States District Court for the Northern District of California, Case No. CV 03-02243 WDB, entitled Ray Mizyed, Gary Thompson v. City and County of San Francisco, Johnny Miller, Jesse Williams, Donald Sanders, Mercedes Hernandez, Gwendolyn Tucker. (City Attorney)

6/3/04, RECEIVED AND ASSIGNED to Rules Committee.

040713 [Settlement of Lawsuit [Partial Settlement] - Ki-Man Song, et al.]

Ordinance authorizing partial settlement of the lawsuit filed by Ki-Man Song, Young Soo Lee, Leobardo Trejo, Suk In Yi, Chae Hun Yi, and James Nam against the City and County of San Francisco for \$280,540; the lawsuit was filed on June 3, 2003 in United States District Court, Northern District of California, Case No. C03 2580; entitled Ki-Man Song, et al. v. Jin Construction & Electric Co., et al.; other material terms of said settlement are material terms. (City Attorney)

6/3/04, RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED RESOLUTIONS

040714 [Grant of Federal Funds]

Resolution authorizing the Municipal Transportation Agency Board to Accept and Expend \$41,002,071 of Federal Formula Section 5307 and Congestion Mitigation for Air Quality Capital Assistance for San Francisco Capital Projects and activities, excluding Administrative Overhead Costs. (Municipal Transportation Agency)

6/3/04, RECEIVED AND ASSIGNED to Finance and Audits Committee.

040715 [Grant of Federal Funds]

Resolution authorizing the Municipal Transportation Agency Board to accept and expend \$35,351,840 of Federal Formula Section 5309 Fixed Guideway capital assistance for construction of Muni's Metro East Light Rail Facility, excluding administrative overhead costs. (Municipal Transportation Agency)

6/3/04, RECEIVED AND ASSIGNED to Land Use Committee.

Requests Granted

From: Supervisor Sandoval

To: Director, Department of Parking and Traffic

Requesting/Inquiring: To report on the feasibility of installing the largest possible speed limit signs on San Jose Avenue between Geneva Avenue and Tingley Street.

CC: Ms. Sharon Eberhardt

President, Cayuga Improvement Association

314 Foote Avenue

San Francisco, CA 94112

From: Supervisor Ammiano

To: General Manager, Recreation and Parks

Requesting/Inquiring: To submit the following information regarding the Mission Recreation Center to the Board of Supervisors:

- 1. A list of programs offered and times scheduled for the last two years,*
- 2. An itemization of program attendees: who attends which programs, broken down by gender and age,*
- 3. An estimate of high and low program and building usage, both daily and weekly,*
- 4. A list of outreach strategies,*
- 5. A list of present staffing: Job descriptions, salaries for both full and part-time employees,*
- 6. The hours daily that the Center is open and available to the community.*

From: Supervisor Dufty

To: Director, Mayor's Office of Housing

Requesting/Inquiring: Inquiring if the Director can review the recommendations contained in the Office of the Legislative Analyst's report regarding best practices by other jurisdictions in managing Section 8 and Housing Opportunities for the Persons with AIDS programs (HOPWA) waiting lists. This report was requested by the City Services Committee in 2003 pursuant to our hearing on impediments to fair access to housing.

Director Franklin's review would be appreciated so as to make recommendations on how reforms can be implemented to improve management of these waiting lists. Recommendations shall include legislative or administrative actions by the Mayor, Board of Supervisors, San Francisco Housing Authority and San Francisco Redevelopment Agency necessary to achieve these improvements and reforms.

In Memoriams

Charles W. Dullea (The Entire Board)

Gloria E. Anzaldua (Supervisor Ammiano)

Deanna Rena Carvalho (Supervisor Ammiano)

Ray Charles (Supervisor Hall)

Stanley Toy, Sr. (Supervisor Ma)

Sally Green (Supervisor Sandoval)

ADJOURNMENT

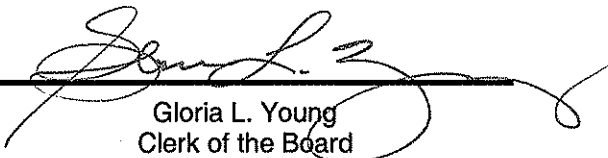
There being no further business, the Board at the hour of 3:16 a.m. adjourned.

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 13, 2004.

I, Gloria L. Young, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Minutes of said Board on the date stated and was approved as recited.



Gloria L. Young
Clerk of the Board