

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, April 2, 2001 10:00 AM

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

Special Rescheduled 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
10:00 AM

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.

ROLL CALL AND PLEDGE OF ALLEGIANCE

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

The meeting was called to order at 10:06 a.m. On call of the roll, all members were noted present.

Quorum present.

APPROVAL OF MEETING MINUTES

Supervisor Leno, seconded by Supervisor Newsom, moved to APPROVE the February 20 and February 26, 2001 Meeting Minutes. The motion carried by the following vote:

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

AGENDA CHANGES

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

The President indicated the matters relating to settlement of business tax lawsuits; settlement of obligation bond issuance; settlement of obligation bond sale; business tax gross receipts; Files 010437, 010512, 010513, 010274. (See infra.)

Supervisor Maxwell indicated the matters relating to India Basin Industrial Park Development Project; grant for Mayor's Criminal Justice Council; Files 002092, 001861, 010539. (See infra.)

Supervisor McGoldrick indicated the matters relating to Planning Department Audit; schedule of management audits; Files 010480, 010481. (See infra.)

Supervisor Daly indicated the matter relating to business tax litigation funds for youth; File 010536. (See infra.)

CONSENT AGENDA

Recommendation of the Audit, Labor and Government Efficiency Committee

010442 [Bank ATM Fees]

Resolution criticizing the United States Comptroller of the Currency's proposed amendment to regulation 12 C.F.R. Section 7.4002(d), which would delete language requiring the Comptroller of the Currency to review National Bank Act preemption of state or local laws limiting national banks' non-interest fees on a case-by-case basis, and urging the Comptroller to withdraw the proposed change. (City Attorney)

Resolution No. 268-01

ADOPTED

Recommendation of the Economic Vitality, Small Business and Social Policy Committee

010141 [Post Non-Discrimination Notice]

Supervisors Leno, Maxwell, McGoldrick, Daly, Newsom

Ordinance amending Section 3303 of the San Francisco Police Code to require employers to post a non-discrimination in employment notice created and distributed by the Human Rights Commission.

Ordinance No. 59-01

FINALLY PASSED

Recommendations of the Housing, Transportation and Land Use Committee

010253 [Stop Intersections]

Supervisor Newsom

Resolution designating certain intersections as "STOP" intersections.

STOP SIGNS - ESTABLISH

Duncan and Sanchez Streets, northwest and southeast corners, stopping Sanchez Street (makes this an all-way STOP)

Ingalls Street and Carroll Avenue, northeast and southwest corners, stopping Ingalls Street (makes this an all-way STOP)

Jennings Street and Egbert Avenue, northeast and southwest corners, stopping Jennings Street (makes this an all-way STOP)

Sunnydale and Garrison Avenues, northeast corner, stopping westbound Sunnydale Avenue (makes this T-intersection an all-way STOP) (Parking and Traffic Department)

(DPT Order No.2159.)

Supervisor Newsom requested to be added as sponsor.

Resolution No. 262-01

ADOPTED

010254 [Parking Regulations, Various Locations]

Resolution enacting and rescinding parking regulations at various locations.

NO PARKING ANYTIME - RESCIND

San Bruno Avenue, west side, from north terminus north of 18th Street to 32 feet southerly (32-foot zone to replaced with a longer zone)

NO PARKING ANYTIME - ESTABLISH

San Bruno Avenue, west side, from north terminus north of 18th Street to 50 feet southerly (50-foot zone, replacing and extending existing zone)

UNMETERED MOTORCYCLE PARKING - ESTABLISH

16th Street, north side, from 8th Street to 35 feet easterly (35-foot zone, accommodating 10 motorcycle spaces) (Parking and Traffic Department)

(DPT Order No. 2159.)

Resolution No. 263-01

ADOPTED

010401 [Traffic Regulations, Various Streets]

Resolution enacting and rescinding traffic regulations on various streets.

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH

18th Street, both sides, between 3rd and Illinois Streets

19th Street, both sides, between 3rd and Illinois Streets

Illinois Street, west side, from 19th Street to a point 271 feet south of 18th Street (129-foot zone) (Parking and Traffic Department)

Resolution No. 266-01

ADOPTED

010561 [Traffic Regulations, Various Streets]

Resolution enacting and rescinding traffic regulations on various streets.

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH

Folsom Street, both sides, from 6th Street to 30 feet westerly (30-foot zone, along 18-foot wide sidewalk bulb)

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH

Kearny Street, west side, from Francisco Street to 30 feet southerly (30-foot zone) (Parking and Traffic Department)

(DPT Order No. 2159.)

Resolution No. 273-01

ADOPTED

Recommendation of the Rules Committee

001951 [Proposed Conflict of Interest Code Amendments] Supervisor Newsom

Ordinance amending Article III, Chapter 1 of the San Francisco Campaign and Governmental Conduct Code by adding Sections 3.1-109, 3.1-242, 3.1-252, 3.1-268, 3.1-312 and 3.1-422, amending Sections 3.1-120, 3.1-150, 3.1-155, 3.1-170, 3.1-175, 3.1-190, 3.1-195, 3.1-205, 3.1-215, 3.1-230, 3.1-235, 3.1-245, 3.1-250, 3.1-270, 3.1-275, 3.1-280, 3.1-285, 3.1-310, 3.1-320, 3.1-335, 3.1-345, 3.1-350, 3.1-355, 3.1-365, 3.1-375, 3.1-395, 3.1-410, 3.1-430, 3.1-440, and 3.1-445, and repealing Sections 3.1-115, 3.1-125, 3.1-200, 3.1-225, 3.1-370, 3.1-380, and 3.1-385 to update the list of designated employees who must file financial disclosure statements and to modify the applicable disclosure requirements. (City Attorney)

Ordinance No. 58-01
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

Severed From Consent Agenda

Recommendations of the Finance Committee

010146 [Lease of property at 1360 Mission Street for DPH-Employee Assistance Program]

Resolution authorizing a new lease of real property currently occupied by the City under the terms of an earlier lease at 1360 Mission Street, San Francisco, for a term of three years commencing retroactively as of July 1, 2000 at an initial monthly rent of \$8,000 per month for the Employee Assistance Program of the Department of Public Health. (Real Estate Department)

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

SEVERED FROM CONSENT AGENDA.

Resolution No. 261-01

ADOPTED by the following vote:

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

Appointment of President Pro Tempore

At the request of the President, Supervisor Daly assumed the Chair for a brief period.

The President resumed the Chair shortly thereafter.

010356 [TRW Contract Modification No. 6 - Software and Professional Services for the Combined Emergency Communication Center]

Resolution authorizing the E-911 Project Director to execute a modification to the contract with TRW for an amount not to exceed \$536,210; placing funds in the amount of \$1,500,000 for liquidated damages on reserve. (Mayor)

(Fiscal impact.)

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

SEVERED FROM CONSENT AGENDA.

Resolution No. 265-01

ADOPTED by the following vote:

Ayes: 9 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin

Noes: 2 - Sandoval, Yee

REGULAR AGENDA**UNFINISHED BUSINESS****Recommendation of the Finance Committee****010370 [Appropriation, Aging and Adult Services]
Supervisor Daly**

Ordinance appropriating \$1,000,000 for senior program needs and \$1,000,000 for infrastructure needs identified by Aging and Adult Services needs assessment survey for fiscal year 2000-01; placing \$2,000,000 on reserve.

(Fiscal impact.)

(March 26, 2001 - Supervisor Yee dissenting in Board.)

Ordinance No. 60-01

FINALLY PASSED by the following vote:

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

Noes: 1 - Yee

Recommendation of the Housing, Transportation and Land Use Committee

010232 [Ellis Act Revisions]
Supervisors Daly, Ammiano, Gonzalez, McGoldrick

Resolution urging members of the State Legislature to introduce amendments to the Ellis Act to prevent evictions.

Resolution No. 275-01

ADOPTED by the following vote:

Ayes: 8 - Ammiano, Daly, Gonzalez, Leno, Maxwell, McGoldrick, Peskin, Sandoval
Noes: 3 - Hall, Newsom, Yee

NEW BUSINESS**Recommendations of the Finance Committee**

002197 [Parking station regulations]
Supervisors Leno, Peskin, Gonzalez, Sandoval, Newsom, Daly

Ordinance adding Article 49 Sections 4901 to 4916 to the San Francisco Police Code to require parking stations to have revenue control equipment and to provide receipts to occupants, to have appropriate signage, to provide that the Department of Consumer Assurance will confirm accuracy of revenue control equipment, and to provide for criminal or civil penalties for violations and amending Section 6.6-1 the San Francisco Business and Tax Regulation Code to allow revocation of a certificate of authority for failure to comply with the provisions of the Police Code.

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

PASSED, ON FIRST READING by the following vote:

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

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)

Resolution No. 267-01

ADOPTED by the following vote:

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

Motion to convene as a Committee of the Whole

President Ammiano, seconded by Supervisor Leno, moved that the Board of Supervisors meet as a Committee of the Whole concerning the four matters relating to settlement of business tax lawsuits (Files 010437, 010512, 010513, 010274) on April 9, 2001 at 5:00 p.m. The motion carried by the following vote:

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

010437 [Settlement of business tax lawsuits; authorization to make binding settlement offers; authorization to settle unlitigated claims]

Supervisors Peskin, Leno, Hall, Maxwell, Yee

Ordinance authorizing settlement of the lawsuits filed by Eastman Kodak Company and General Motors Corporation versus the City and County of San Francisco by payment of a total amount not to exceed \$112,889.78 plus interest; the Eastman Kodak lawsuit was filed on April 22, 1999 in San Francisco Superior Court, Case No. 302983 (Court of Appeal No. A091910), entitled Eastman Kodak Company v. City and County of San Francisco; the General Motors lawsuit was filed on February 24, 1999 in San Francisco Superior Court, Case No. 301510 (Court of Appeal A091914), entitled General Motors Corporation v. City and County of San Francisco; the other material terms of the settlements are that the settlements shall include any claims for the 2000 tax year, plaintiffs shall not file any claims for refunds otherwise due pursuant to any repeal of the gross receipts tax ordinance for the 2000 tax year, the plaintiffs shall agree to join in an application for a stipulated reversal of the trial court decisions pursuant to California Code of Civil Procedure Section 128; authorizing the City Attorney to make offers to allow judgment pursuant to California Code of Civil Procedure Section 998 in various business tax cases, for a total amount not to exceed \$63,980,109.06; and further authorizing settlement of unlitigated claims, for a total amount not to exceed \$380,576.16.

(Supervisor Gonzalez dissenting in Committee.)

Supervisor Leno, seconded by Supervisor Peskin, moved to excuse Supervisor Newsom from voting on this matter. The motion carried by the following vote:

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

Supervisor McGoldrick requested his name be removed as co-sponsor.

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

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

**010512 [Settlement of Obligation Bond Issuance]
Supervisor Peskin**

Resolution providing for the issuance of not to exceed \$69,060,000 aggregate principal amount of City and County of San Francisco Settlement Obligation Bonds, Series 2001 (Business Tax Judgment); authorizing the execution, authentication and registration of said bonds; providing for an annual appropriation to pay the principal and interest thereof; providing for the appointment of depositories and other agents for said bonds; providing for the establishment of accounts relating thereto; ratifying certain actions previously taken; and granting general authority to City officials to take necessary actions in connection with the authorization, issuance, sale and delivery of said bonds.

(Fiscal impact; companion measure to File 010513.)
(Supervisor Gonzalez dissenting in Committee.)

Supervisor Leno, seconded by Supervisor Peskin, moved to excuse Supervisor Newsom from voting on this matter. The motion carried by the following vote:

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

Supervisor Ammiano moved to continue consideration to April 9, 2001.

President Ammiano, seconded by Supervisor Leno, 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
Excused: 1 - Newsom

**010513 [Settlement of Obligation Bond Sale]
Supervisor Peskin**

Resolution authorizing and directing the sale of not to exceed \$69,060,000 City and County of San Francisco Settlement Obligation Bonds, Series 2001 (Business Tax Judgment); prescribing the form and terms of said bonds; authorizing the execution, authentication and registration of said bonds; providing for the appointment of depositories and other agents for said bonds; providing for the establishment of accounts relating thereto; approving the forms of the Official Notice of Sale and the Notice of Intention to Sell Bonds; directing the publication of the Notice of Intention to Sell Bonds; approving the form and execution of the Official Statement relating thereto; approving the form of the Continuing Disclosure Certificate; approving modifications to the documents approved herein; ratifying certain actions previously taken; and granting general authority to City officials to take necessary actions in connection with the authorization, issuance, sale and delivery of said bonds.

(Fiscal impact.)
(Supervisor Gonzalez dissenting in Committee.)

Supervisor Leno, seconded by Supervisor Peskin, moved to excuse Supervisor Newsom from voting on this matter. The motion carried by the following vote:

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

Supervisor Ammiano moved to continue consideration to April 9, 2001.

President Ammiano, seconded by Supervisor Leno, 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
Excused: 1 - Newsom

From Finance Committee Without Recommendation**010274 [Business Tax Gross Receipts]
Supervisors Gonzalez, Peskin, Maxwell, Hall, Sandoval, Daly, McGoldrick**

Ordinance amending the Business and Tax Regulations Code to (1) repeal Section 917.1 of Article 12-A and all of Article 12-B to eliminate the gross receipts method of calculating the tax on businesses; (2) enact a new Article 12 to amend business registration requirements consistent with the repeal of Article 12-B; and (3) enact a new Article 12-B to refund gross receipts-based tax payments for the 2000 tax year to the extent that such payments exceeded businesses' tax liability for such year as measured by their payroll expense.

(Fiscal impact.)

Supervisor Leno, seconded by Supervisor Peskin, moved to excuse Supervisor Newsom from voting on this matter. The motion carried by the following vote:

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

Supervisor Ammiano moved to continue consideration to April 9, 2001.

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

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

Recommendations of the Housing, Transportation and Land Use Committee**010278 [Valencia Bike Lane]
Supervisor Leno**

Resolution establishing permanent bicycle lanes on Valencia Street.

Resolution No. 264-01

ADOPTED by the following vote:

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

010400 [Placement of PVC pipes across Miramar Avenue at 1490 Ocean Avenue]

Resolution granting revocable permission to Tosco to occupy a portion of the street area under Miramar Avenue for the purpose of installing and maintaining four (4) schedule 80 polyvinyl chloride pipe (PVC) as part of a recovery/clean up system. (Public Works Department)

(DPW Order No. 172,740.)

Supervisor Sandoval requested this matter be continued to April 9, 2001.

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

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

SPECIAL ORDER 11:00 A.M.**002092 [Public Hearing]**

Hearing to consider proposed Ordinance approving and adopting an amendment to the Redevelopment Plan for the India Basin Industrial Park Development Project Area (Ordinance No. 26-69, amended by Ordinance Nos. 474-86, 141-87 and 416-94) to modify the use restrictions and reduce the parking and loading requirements for Lot 23 of Assessor's Block 5203 within the Redevelopment Plan Area; adopting findings pursuant to the California Environmental Quality Act; adopting findings that the Redevelopment Plan amendment is consistent with the City's General Plan and Eight Priority Policies of the City Planning Code Section 101.1; adopting other findings pursuant to the California Community Redevelopment law.

(Final Negative Declaration issued on October 18, 2000; Redevelopment Agency report dated October 2000 to the Board of Supervisors for the India Basin Industrial Park Redevelopment Plan Amendment.)
(Companion measure to File 001861.)

Supervisor Maxwell moved to continue consideration to May 14, 2001.

Supervisor Maxwell, seconded by Supervisor Leno, moved that this Hearing be CONTINUED. The motion carried by the following vote:

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

Pursuant to Government Code Section 65009, notice is hereby given: If you challenge the above matter in court, you may be limited to raising only those issues you or someone else raised at the public hearing described above, or in written correspondence delivered to the Board of Supervisors, (1 Dr. Carlton B. Goodlett Place, Room 244; San Francisco, CA 94102-4689) at, or prior to, the public hearing.

From Redevelopment Agency**001861 [Amendment to the India Basin Industrial Park Redevelopment Plan to modify use restrictions and parking and loading requirements]
Supervisor Katz**

Ordinance approving and adopting an amendment to the Redevelopment Plan for the India Basin Industrial Park Development Project Area (Ordinance No. 26-69, amended by Ordinance Nos. 474-86, 141-87 and 416-94) to modify the land use provisions and reduce the parking and loading requirements for Lot 23 of Assessor's Block 5203 within the Redevelopment Plan Area; adopting findings pursuant to the California Environmental Quality Act; adopting findings that the Redevelopment Plan Amendment is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; adopting other findings pursuant to the California Community Redevelopment Law.

(Final Negative Declaration issued on October 18, 2000; Redevelopment Agency report dated October 2000 to the Board of Supervisors for the India Basin Industrial Park Redevelopment Plan Amendment.)

Supervisor Maxwell moved to continue consideration to May 14, 2001.

Supervisor Maxwell, 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

PUBLIC COMMENT

Speaking in support of keeping the current structure regarding San Francisco Housing Authority and Ronnie Davis: Wayne Nichols, Mercy Washington, John Gaul, Ivan Shapiro, female speaker, male speaker, Demetrius Washington, Linda Richardson, Cecelia Shepard, Letica Washington, Nicole, male speaker, Ed Cantrell, Sulei Pelaga, Cedrick Jackson, female speaker, female speaker.

*Rita, Robert, urge continuance of business tax settlement matters;
Amos Brown, apology due to Leroy King, Ronnie Davis;
Vicky Chin, requests assistance to address new development impacts to neighborhood;
Kimberly Washington, Bernal Dwelling crime, security, job opportunity, quality of life programs;
Doug Comstock, supports changing structure regarding San Francisco Housing Authority;
Clemens Okara, urges elected officials follow standards of conduct and engage in civilized debates.*

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.

010399 [Final Map for a 16 Unit Live/Work Condominium Project]

Motion approving Final Map of 128 Morris Street, a Live/Work Condominium Project, being a subdivision of Lot 50, Assessor's Block No. 3778, and adopting findings pursuant to City Planning Code Section 101.1. (Public Works Department)

(DPW Order No. 172,849.)

Motion No. M01-40
APPROVED

010486 [Final Map for a 10 Unit Live/Work Condominium Project]

Motion approving Final Map of 699 Pennsylvania Avenue, a Live/Work Condominium Project, being a subdivision of Lot 2, Assessor's Block No. 4104, and adopting findings pursuant to City Planning Code Section 101.1. (Public Works Department)

(DPW Order No. 172,851.)

Motion No. M01-41
APPROVED

010534 [AB 869, Arts and Education, Public Schools] Supervisors Ammiano, Peskin, Newsom

Resolution supporting Assembly Bill 869 strengthening arts and education in California's Public Schools.

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

Resolution No. 269-01
ADOPTED

010535 [Caltrain Bike Station]
Supervisors Hall, Daly, Leno, Maxwell, Peskin, Newsom

Resolution encouraging the Peninsula Corridor Joint Powers Board (Caltrain) to accept and expend funds to construct a bike station at Caltrain's 4th and King Streets station; and urging the San Francisco Department of Parking and Traffic and the San Francisco Department of the Environment to investigate all potential funding sources for operating expenses and to support the successful launch of a bike station operation.

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

Resolution No. 270-01

ADOPTED

010537 [Million Mom March]
Supervisors Ammiano, Leno, Newsom

Resolution in support of the Million Mom March working toward sensible gun laws in the United States.

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

Resolution No. 271-01

ADOPTED

010538 [Commendation]
Supervisors Peskin, Newsom

Resolution commending The Arc San Francisco on its grand opening of its affordable housing and senior services center at 416 Bay Street.

Supervisor Newsom requested to be added as co-sponsor.

Resolution No. 272-01

ADOPTED

The foregoing items were acted upon by the following vote:

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

Absent: 2 - Daly, Yee

Severed From For Adoption Without Committee Reference Agenda

010480 [Planning Department Audit]
Supervisors McGoldrick, Sandoval

Motion requesting that a management audit of the Planning Department be added to the audit workplan, be given priority on this workplan, and be conducted at the earliest juncture.

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

SEVERED FROM FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA.

Supervisor McGoldrick moved to continue consideration to April 16, 2001.

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

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

**010481 [Amending proposed schedule of management audits of City and County Departments]
Supervisor McGoldrick**

Motion amending proposed schedule of management audits to be conducted of programs of City and County Departments by the Budget Analyst.

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

SEVERED FROM FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA.

Supervisor McGoldrick moved to continue consideration to April 16, 2001.

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

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

**010533 [Live/Work Task Force]
Supervisors Ammiano, Daly, Leno, Maxwell, McGoldrick, Peskin, Sandoval**

Resolution establishing a Live/Work Task Force to develop recommendations for consideration by the Board of Supervisors as to City policy on live/work development and related issues, establishing the membership of the Task Force and method of appointment of its members, directing the Task Force to establish its rules of operation including receiving testimony from the public on issues related to live/work development and proposed recommendations, directing the Clerk of the Board of Supervisors to provide such staff support as may be necessary to comply with the Sunshine Ordinance, urging the Task Force to report back to the Board of Supervisors by May 31, 2001 and providing that the Task Force shall sunset its operations as June 31, 2001.

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

SEVERED FROM FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA.

Resolution No. 276-01

Supervisor McGoldrick, seconded by Supervisor Leno, moved that this Resolution be ADOPTED. The motion carried by the following vote:

Ayes: 6 - Ammiano, Gonzalez, Hall, Leno, Maxwell, McGoldrick
Absent: 5 - Daly, Newsom, Peskin, Sandoval, Yee

**010536 [Business tax litigation funds for San Francisco youth]
Supervisor Sandoval**

Resolution requesting that businesses included in the settlement of the "Business Tax Litigation" spend settlement monies, other than those needed to pay for legal fees, on programs for San Francisco youth.

Supervisor McGoldrick, on behalf of Supervisor Sandoval, requested this matter be severed so it could be considered separately.

SEVERED FROM FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA.

Supervisor McGoldrick, on behalf of Supervisor Sandoval, moved to continue consideration to April 9, 2001.

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

Ayes: 8 - Ammiano, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin

Absent: 3 - Daly, Sandoval, Yee

010539 [State Grant]

Mayor, Supervisors Maxwell, Sandoval

Resolution authorizing the Mayor's Criminal Justice Council (MCJC) to accept and expend funds in the amount of \$2,831,103 from the State Board of Corrections, from funds made available under Assembly Bill 1913 - known as the Schiff-Cardenas Crime Prevention Act of 2000 (CPA 2000), for programs and approaches that have been demonstrated to be effective in reducing delinquency.

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

SEVERED FROM FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA.

Supervisor Gonzalez requested this matter be sent to committee.

REFERRED to the Economic Vitality, Small Business and Social Policy Committee.

OFF-AGENDA LEGISLATION

Introduced by Supervisors or Mayor

Ordinances

010105 [Geographic Information System Data License Fees]

Mayor

Ordinance amending the San Francisco Administrative Code by adding Section 8.40 to authorize the Department of Public Works, or any other department responsible for administering the City and County of San Francisco's Geographic Data Services Program, to charge license fees for the use of the City's Base Map Geographic Information System ("GIS") data and ratifying prior fees. (Public Works Department)

1/17/01, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.

2/1/01, TRANSFERRED to Finance Committee. New committee structure.

4/2/01, SUBSTITUTED. The Mayor submitted a substitute ordinance bearing new title.

4/2/01, ASSIGNED to Finance Committee.

010588 [Appropriation, funding for Geographic Data Services Program]

Ordinance appropriating \$38,676 of Geographic Information System License Fee Revenues for the development and administration of the Geographic Data Services Program for the Department of Public Works for fiscal year 2000-01. (Mayor)

(Companion measure to File 010105.)

4/2/01, RECEIVED AND ASSIGNED to Finance Committee.

010589 [Prohibit alcohol consumption on park property without a permit]**Supervisor Maxwell**

Draft ordinance amending Article 4 of the San Francisco Parks Code, by amending Section 4.10 to add Alice Chalmers Playground, Bayview Playground, Bernal Playground, Buchanan Street Mall, Cayuga Playground, Franklin Square, Gilman Playground, Holly Park, Juri Commons Mini Park, Lessing Sears Mini Park, McKinley Square, Mission Dolores Park, Silver Terrace Park, Sunnyside Conservatory, Upper Noe Recreation Center, Wawona Clubhouse and Youngblood Coleman Playground to the locations in which alcohol consumption is prohibited without a permit.

4/2/01, RECEIVED AND ASSIGNED to Neighborhood Services and Parks Committee.

010564 [MOU, Automotive Machinists, Local 1414]**Mayor**

Ordinance adopting and implementing the Memorandum of Understanding between Automotive Machinists, Local 1414 and the City and County of San Francisco to be effective for the period July 1, 2001 through June 30, 2003.

(Fiscal impact.)

4/2/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

010565 [MOU, Bricklayers, Local 3 and Hod Carriers, Local 36]**Mayor, Supervisor Newsom**

Ordinance adopting and implementing the Memorandum of Understanding between the Bricklayers, Stone Masons, Terrazo Mechanics, Marble Masons, Pointers, Caulkers and Cleaners, Local 3 and Hod Carriers, Local 36 and the City and County of San Francisco to be effective for the period July 1, 2001 through June 30, 2003.

(Fiscal impact.)

4/2/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

010566 [MOU, Building Inspectors (Classes 6331 and 6333)]**Mayor, Supervisor Newsom**

Ordinance adopting and implementing the Memorandum of Understanding between the Building Inspectors' Association and the City and County of San Francisco (for Class 6331, Building Inspector and Class 6333, Senior Building Inspector) to be effective for the period July 1, 2001 through June 30, 2003.

(Fiscal impact.)

4/2/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

010567 [MOU, Building Inspector (Class 6334)]
Mayor, Supervisor Newsom

Ordinance adopting and implementing the Memorandum of Understanding between the Building Inspectors' Association and the City and County of San Francisco (for Class 6334, Chief Building Inspector) to be effective for the period July 1, 2001 through June 30, 2003.

(Fiscal impact.)

4/2/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

010568 [MOU, Carpenters, Local 22]
Mayor, Supervisor Newsom

Ordinance adopting and implementing the Memorandum of Understanding between the Carpenters, Local 22 and the City and County of San Francisco to be effective for the period July 1, 2001 through June 30, 2003.

(Fiscal impact.)

4/2/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

010569 [MOU, Cement Masons, Local 580]
Mayor, Supervisor Newsom

Ordinance adopting and implementing the Memorandum of Understanding between the Cement Masons, Local 580 and the City and County of San Francisco to be effective for the period July 1, 2001 through June 30, 2003.

(Fiscal impact.)

4/2/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

010570 [MOU, Electrical Workers, Local 6]
Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the International Brotherhood of Electrical Workers, Local 6 and the City and County of San Francisco to be effective for the period July 1, 2001 through June 30, 2003.

(Fiscal impact.)

4/2/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

010571 [MOU, Glaziers, Local 718]
Mayor, Supervisor Newsom

Ordinance adopting and implementing the Memorandum of Understanding between the Glaziers, Architectural Metal and Glass Workers, Local 718 and the City and County of San Francisco to be effective for the period July 1, 2001 through June 30, 2003.

(Fiscal impact.)

4/2/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

**010572 [MOU, International Alliance of Theatrical Stage Employees, Local 16]
Mayor, Supervisor Newsom**

Ordinance adopting and implementing the Memorandum of Understanding between the International Alliance of Theatrical Stage Employees, Local 16 and the City and County of San Francisco to be effective for the period July 1, 2001 through June 30, 2003.

(Fiscal impact.)

4/2/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

**010573 [MOU, Institutional Police Officers Association]
Mayor, Supervisor Newsom**

Ordinance adopting and implementing the Memorandum of Understanding between the San Francisco Institutional Police Officers' Association and the City and County of San Francisco to be effective for the period July 1, 2001 through June 30, 2003.

(Fiscal impact.)

4/2/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

**010574 [MOU, Ironworkers, Local 377]
Mayor, Supervisor Newsom**

Ordinance adopting and implementing the Memorandum of Understanding between the International Association of Bridge, Structural Ornamental, Reinforced Iron Workers, Riggers and Machinery Movers, Local 377 and the City and County of San Francisco to be effective for the period July 1, 2001 through June 30, 2003.

(Fiscal impact.)

4/2/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

**010575 [MOU, Laborers, International Union, Local 261]
Mayor, Supervisor Newsom**

Ordinance adopting and implementing the Memorandum of Understanding between the Laborers International Union, Local 261 and the City and County of San Francisco to be effective for the period July 1, 2001 through June 30, 2003.

(Fiscal impact.)

4/2/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

**010576 [MOU, Operating Engineers, Local 3]
Mayor, Supervisor Newsom**

Ordinance adopting and implementing the Memorandum of Understanding between the Operating Engineers Local Union No. 3 of the International Union of Operating Engineers, AFL-CIO and the City and County of San Francisco to be effective for the period July 1, 2001 through June 30, 2003.

(Fiscal impact.)

4/2/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

**010577 [MOU, Painters, Local 4]
Mayor, Supervisor Newsom**

Ordinance adopting and implementing the Memorandum of Understanding between the Painters Union District Council #8 for Local 4 and the City and County of San Francisco to be effective for the period July 1, 2001 through June 30, 2003.

(Fiscal impact.)

4/2/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

**010578 [MOU, Pile Drivers, Local 34]
Mayor, Supervisor Newsom**

Ordinance adopting and implementing the Memorandum of Understanding between the Pile Drivers, Divers, Carpenters, Bridge, Wharf and Dock Builders, Local 34 and the City and County of San Francisco to be effective for the period July 1, 2001 through June 30, 2003.

(Fiscal impact.)

4/2/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

**010579 [MOU, Plasterers and Shophands, Local 66]
Mayor, Supervisor Newsom**

Ordinance adopting and implementing the Memorandum of Understanding between the Plasterers' and Shophands', Local 66 and the City and County of San Francisco to be effective for the period July 1, 2001 through June 30, 2003.

(Fiscal impact.)

4/2/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

**010580 [MOU, Plumbers, Local 38]
Mayor, Supervisor Newsom**

Ordinance adopting and implementing the Memorandum of Understanding between the United Association of Journeymen and Apprentices of the Plumbing and Pipe Fitting Industry, Local #38 and the City and County of San Francisco to be effective for the period July 1, 2001 through June 30, 2003.

(Fiscal impact.)

4/2/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

**010581 [MOU, Roofers, Local 40]
Mayor, Supervisor Newsom**

Ordinance adopting and implementing the Memorandum of Understanding between the United Union of Roofers, Waterproofers and Allied Workers, Local 40 and the City and County of San Francisco to be effective for the period July 1, 2001 through June 30, 2003.

(Fiscal impact.)

4/2/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

**010582 [MOU, Sheet Metal Workers, Local 104]
Mayor, Supervisor Newsom**

Ordinance adopting and implementing the Memorandum of Understanding between the Sheet Metal Workers International Union, Local 104 and the City and County of San Francisco to be effective for the period July 1, 2001 through June 30, 2003.

(Fiscal impact.)

4/2/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

**010583 [MOU, Stationary Engineers, Local 39]
Mayor, Supervisor Newsom**

Ordinance adopting and implementing the Memorandum of Understanding between the International Union of Operating Engineers, Stationary Engineers, Local 39 and the City and County of San Francisco to be effective for the period July 1, 2001 through June 30, 2003.

(Fiscal impact.)

4/2/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

**010584 [MOU, Supervising Probation Officers, Local 3]
Mayor, Supervisor Newsom**

Ordinance adopting and implementing the Memorandum of Understanding between Operating Engineers, Local 3 Bargaining for Supervising Probation Officers and the City and County of San Francisco to be effective for the period July 1, 2001 through June 30, 2003.

(Fiscal impact.)

4/2/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee. March 4, 2001: Department of Human Resources submitted a replacement ordinance to correct format errors, at the request of the Clerk's Office.

**010585 [MOU, Teamsters, Local 350]
Mayor, Supervisor Newsom**

Ordinance adopting and implementing the Memorandum of Understanding between the Sanitary Truck Drivers and Helpers, Teamsters, Local 350 and the City and County of San Francisco to be effective for the period July 1, 2001 through June 30, 2003.

(Fiscal impact.)

4/2/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

**010586 [MOU, Teamsters, Local 853]
Mayor, Supervisor Newsom**

Ordinance adopting and implementing the Memorandum of Understanding between the Teamsters, Local 853 and the City and County of San Francisco to be effective for the period July 1, 2001 through June 30, 2003.

(Fiscal impact.)

4/2/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

**010587 [MOU, Unrepresented Employees]
Mayor, Supervisor Newsom**

Ordinance fixing compensation for persons employed by the City and County of San Francisco whose compensations are subject to the provisions of Section A8.409 of the Charter, in classes not represented by an employee organization, and establishing Working Schedules and Conditions of Employment and Methods of Payment, effective July 1, 2001.

(Fiscal impact.)

4/2/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee. March 4, 2001: Department of Human Resources submitted a replacement ordinance to correct format errors, at the request of the Clerk's Office.

Resolutions

**010590 [Instant Run Off Voting]
Supervisors Leno, Ammiano**

Resolution urging the Department of Elections and the Budget Analyst to provide pertinent information regarding the cost savings and other logistical specifics of instant run off voting to support the Board of Supervisors consideration of a charter amendment for the November 2001 ballot.

4/2/01, RECEIVED AND ASSIGNED to Finance Committee.

**010591 [Harm Reduction Treatment Options]
Supervisor Leno**

Resolution urging all Department of Public Health providers who deliver Substance Abuse, STD, and HIV treatment and prevention services and/or who serve drug users and abusers in their programs shall (1) address in their program design and objectives how they will provide harm reduction treatment options, and (2) develop harm reduction guidelines.

4/2/01, RECEIVED AND ASSIGNED to Public Health and Environment Committee.

**010592 [National Budget Surpluses]
Supervisor Sandoval**

Resolution urging our congressional delegates to put kids first as they allocate budget surpluses.

4/2/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**010593 [Commendation]
Supervisor Daly**

Resolution commending community activist and organizer, Frederick Hobson.

4/2/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**010594 [Commendation]
Supervisors Daly, Peskin, Newsom**

Resolution commending the Coalition on Homelessness for their tireless work on organizing and advocating with the homeless community in San Francisco.

4/2/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**010595 [Proclamation]
Supervisors Newsom, Hall**

Resolution ratifying that the Board of Supervisors declares the period between May 12th and June 16th, 2001 as "Elder Abuse Awareness Month" in the City and County of San Francisco.

4/2/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**010606 [Brotherhood Way]
Supervisor Hall**

Resolution expressing the desire of the Board of Supervisors to maintain the premises on the south side of Brotherhood Way for continued educational and religious purposes.

4/2/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**010603 [Extend time for Planning Commission Action]
Supervisor Leno**

Resolution extending the prescribed time within which the Planning Commission may render its decision on a proposed ordinance to amend the Planning Code provisions relating to dwelling units.

4/2/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Charter Amendments

**010596 [Power Authority]
Supervisors Newsom, Hall**

Draft charter amendment (First Draft) to amend Sections 4.112, 9.107 and 16.103, and to add new Sections 4.134, 4.135, 4.136, and 4.137, to form a newly established Power Authority which shall succeed to all powers and responsibilities of the Public Utilities Commission related to energy operations.

4/2/01, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 5/2/2001.

**010597 [Power and Water Authority]
Supervisors Newsom, Hall**

Draft charter amendment (First Draft) to repeal Section 4.112, amend Sections 9.107 and 16.103, and add new Sections 4.134, 4.135, 4.136, and 4.137 to eliminate the Public Utilities Commission, to form a newly established Power and Water Authority.

4/2/01, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 5/2/2001.

Requests for Hearing

**010598 [Census 2000]
Supervisor Daly**

Hearing on the causes of the decline of San Francisco's African American population, even as the state's overall figures for this population remains steady.

4/2/01, RECEIVED AND ASSIGNED to Economic Vitality, Small Business and Social Policy Committee.

**010599 [Community-based Planning]
Supervisor McGoldrick**

Hearing on processes which can be used to implement long-range, community-based planning which serves the real needs of the residents of our neighborhoods while also satisfying the city-wide needs of San Francisco.

4/2/01, RECEIVED AND ASSIGNED to Neighborhood Services and Parks Committee.

**010600 [Miguel Covarrubias Mural, Ferry Building]
Supervisor Sandoval**

Hearing on the treatment of the Miguel Covarrubias murals in the World Trade Center portion of the Ferry Building and the status of their removal from the harms of construction that is currently underway at that location.

4/2/01, RECEIVED AND ASSIGNED to Economic Vitality, Small Business and Social Policy Committee.

**010601 [San Francisco Bond Fund Audit Report]
Supervisor Yee**

Hearing to consider the findings of the Arthur Anderson audit report on the handling of the bond fund within the San Francisco Unified School District and to look into the loss of the \$50 million dollar technology federal grant (E-rate) the School District has jeopardized with their lack of financial oversight.

4/2/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

010605 [Public Hearing]

Hearing to consider the four matters relating to the City's business tax as follows: ordinance authorizing the settlement of lawsuits filed as outlined in File 010437; resolutions providing for the issuance and authorizing and directing the sale of not to exceed \$69,060,000 of City and County Settlement Obligation Bonds, Series 2001; and ordinance amending the Business and Tax Regulations Code to (1) repeal Section 917.1 of Article 12-A and all of Article 12-B to eliminate the gross receipts method of calculating the tax on businesses; (2) enact a new Article 12 to amend business registration requirements consistent with the repeal of Article 12-B; and (3) enact a new Article 12-B to refund gross receipts-based tax payments for the 2000 tax year to the extent that such payments exceeded businesses' tax liability for such year as measured by their payroll expense.

(April 2, 2001, Supervisor Newsom was excused from voting on these matters.)

4/2/01, ASSIGNED to Board of Supervisors. Scheduled for April 9, 2001 at 5:00 p.m.

Motions**010602 [Committee of the Whole]
Supervisors Sandoval, Hall**

Motion scheduling a Committee of the Whole to examine the process of re-drawing the district lines within San Francisco should the Department of Elections find the need to do so, to be held on April 16, 2001 at 3:00 p.m.
4/2/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**010604 [Needle Exchange Emergency]
Supervisors Ammiano, Newsom, Yee, Leno, Daly, Peskin, McGoldrick, Maxwell**

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

4/2/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Introduced by the President at the Request of Departments**PROPOSED ORDINANCES****010514 [Settlement of Lawsuit]**

Ordinance authorizing settlement of the lawsuit filed by Saron Collins and James Dannenberg against the City and County of San Francisco for \$125,000; the lawsuit was filed on January 26, 2000 in Superior Court, Case No. 309-463; entitled Saron Collins and James Dannenberg, et al., v. City and County of San Francisco, et al.; the City agrees that it will attempt to expedite the payment of this settlement. (City Attorney)

3/22/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

3/23/01, SUBSTITUTED. City Attorney submitted a substitute ordinance to correct title, line 6, the word "Danneberg" to read "Dannenberg".

3/23/01, ASSIGNED to Audit, Labor and Government Efficiency Committee.

- 010520 [Appropriation, funding the land use and environmental reviews in South of Market and Mission District and neighborhood planning in Balboa Park]**
Ordinance appropriating \$1,979,143 from surplus Planning Department fee revenue to fund land use studies and environmental reviews in South of Market (SOMA) and Mission District areas, neighborhood planning measures in Balboa Park, computer aided architectural presentations of large developments, and the creation of four (4) positions at the Planning Commission for fiscal year 2000-01. (Controller)
- (Fiscal impact; Companion measure to File 010521.)
3/22/01, RECEIVED AND ASSIGNED to Finance Committee.
- 010521 [Public Employment]**
Ordinance amending Ordinance No. 181-00 (Annual Salary Ordinance, 2000/01) reflecting the creation of four new positions in City Planning. (Human Resources Department)
- (Fiscal impact.)
3/22/01, RECEIVED AND ASSIGNED to Finance Committee.
- 010549 [Appropriation, funding for uniform firefighters and investigators overtime]**
Ordinance appropriating \$2,991,267 from the General Fund Reserve and various departmental revenues to fund the cost of uniform firefighters and investigators overtime in the Fire Department for fiscal year 2000-01. (Controller)
- (Fiscal impact.)
3/28/01, RECEIVED AND ASSIGNED to Finance Committee.
- 010550 [Appropriation, funding for a new facility for Extended Opportunity Program and Services] Supervisors Gonzalez, Leno, Sandoval, Newsom**
Ordinance appropriating \$700,000 of interest earned from 1997A General Obligation Bond Issue for Education to fund the construction of a new facility for the Extended Opportunity Program and Services (EOPS) for the San Francisco Community College for fiscal year 2000-01. (Controller)
- (Fiscal impact.)
3/28/01, RECEIVED AND ASSIGNED to Finance Committee.
- 010551 [Appropriation, funding for modification, maintenance and repair at the Main Library]**
Ordinance appropriating \$1,549,886 for modification, maintenance, and repair of the Main Library as recommended by the January 2000 Post Occupancy Evaluation (POE) Report for the Public Library for fiscal year 2000-01. (Controller)
- (Fiscal impact.)
3/28/01, RECEIVED AND ASSIGNED to Finance Committee.

**010556 [MOU Amendment No. 2 - Carpenters, Local 22]
Supervisor Newsom**

Ordinance implementing Amendment No. 2 to the 1997-2001 Memorandum of Understanding between the Carpenters, Local 22 and the City and County of San Francisco by adding a new section to Article III.E. Additional Compensation which provides for the pass-through of State of California funds to certain represented classes working at Skilled Nursing Facilities. (Human Resources Department)
3/28/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee. March 4, 2001: Department of Human Resources submitted a replacement ordinance to correct format errors, at the request of the Clerk's Office.

**010557 [MOU Amendment No. 2 - United Association of Journeymen and Apprentices of the Plumbing and Pipe Fitting Industry, Local 38]
Supervisor Newsom**

Ordinance implementing Amendment No. 2 to the 1997-2001 Memorandum of Understanding between the United Association of Journeymen and Apprentices of the Plumbing and Pipe Fitting Industry, Local No. 38 and the City and County of San Francisco by adding a new section to Article III.E. Additional Compensation which provides for the pass-through of State of California funds to certain represented classes working at Skilled Nursing Facilities. (Human Resources Department)
3/28/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee. March 4, 2001: Department of Human Resources submitted a replacement ordinance to correct format errors, at the request of the Clerk's Office.

**010558 [MOU Amendment No. 5 - Laborers International Union, Local 261]
Supervisor Newsom**

Ordinance implementing Amendment No. 5 to the 1997-2001 Memorandum of Understanding between the Laborers International Union, Local 261 and the City and County of San Francisco by adding a new section to Article III.E. Additional Compensation which provides for the pass-through of State of California funds to certain represented classes working at Skilled Nursing Facilities. (Human Resources Department)
3/28/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee. March 4, 2001: Department of Human Resources submitted a replacement ordinance correct format errors, at the request of the Clerk's Office.

**010559 [MOU Amendment No. 2 - International Union of Operating Engineers Stationary Engineers, Local 39]
Supervisor Newsom**

Ordinance implementing Amendment No. 2 to the 1998-2001 Memorandum of Understanding between the International Union of Operating Engineers Stationary Engineers, Local 39 and the City and County of San Francisco by adding a new section to Article III.C. Special Pay Provisions which provides for the pass-through of State of California funds to certain represented classes working at Skilled Nursing Facilities. (Human Resources Department)
3/28/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee. March 4, 2001: Department of Human Resources submitted a replacement ordinance to correct format errors, at the request of the Clerk's Office.

**010560 [MOU Amendment No. 1 - Painters Union District Council #8, Local 4]
Supervisor Newsom**

Ordinance implementing Amendment No. 1 to the 1997-2001 Memorandum of Understanding between the Painters Union District Council #8 for Local 4 and the City and County of San Francisco by adding a new section to Article III.E. Additional Compensation which provides for the pass-through of State of California funds to certain represented classes working at Skilled Nursing Facilities. (Human Resources Department) 3/28/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee. March 4, 2001: Department of Human Resources submitted a replacement ordinance to correct format errors, at the request of the Clerk's Office.

**010562 [MOU Amendment No. 4 - International Brotherhood of Electrical Workers, Local 6]
Supervisor Newsom**

Ordinance implementing Amendment No. 4 to the 1997-2001 Memorandum of Understanding between the International Brotherhood of Electrical Workers, Local 6 and the City and County of San Francisco by adding a new section to Article III.E. Additional Compensation which provides for the pass-through of State of California funds to certain represented classes working at Skilled Nursing Facilities. (Human Resources Department) 3/28/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee. March 4, 2001: Department of Human Resources submitted a replacement ordinance to correct format errors, at the request of the Clerk's Office.

PROPOSED RESOLUTIONS

010546 [Prevailing Wage]

Resolution fixing the highest general prevailing rate of wages, including wages for overtime and holiday work, for various crafts and kinds of labor as paid for similar work in private employment in the City and County of San Francisco at the rates certified to the Board by the Civil Service Commission on December 4, 2000. (City Attorney)

3/27/01, RECEIVED AND ASSIGNED to Finance Committee.

010548 [Gift Acceptance, Public Library]

Resolution authorizing the San Francisco Public Library to accept and expend a gift of \$31,000 from the Friends and Foundation of the San Francisco Public Library to develop specified collections of books, magazines, video/audio resources and DVD's. (Public Library)

3/28/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

Requests Granted

From: Supervisor Daly

To: Chief, Police Department

To: Director, Office of Citizen Complaints

Requesting/Inquiring: That the Chief of Police and the Director of the Office of Citizen Complaints investigate and report on the circumstances around the death of Glenn Fullard who died in the Tenderloin Police Station on March 2, 2001.

From: Supervisor Gonzalez

To: Sheriff

Requesting/Inquiring: To submit a proposal outlining the feasibility of assuming the patrolling responsibilities on Treasure Island.

From: Supervisor Gonzalez

To: Mayor

Requesting/Inquiring: To report if the Sheriff was considered when deciding who would patrol Treasure Island. Also, in light of both the police and sheriff's desire to establish a strong presence on Treasure Island, why the City should not consolidate public safety enforcement by allowing only one of the departments to establish a presence on the island.

From: Supervisor Leno

To: City Attorney

Requesting/Inquiring: To draft legislation to strengthen the law requiring free cool drinking water be provided in large dance clubs by specifying means of distributing water and means of enforcement.

From: Supervisor Newsom

To: Chief, Police Department

Requesting/Inquiring: To investigate and report on the number of non-emergency phone calls they receive and trends that are developing. Also, to report on the feasibility of developing a 1-800-ask SFPD phone line.

From: Supervisor Newsom

To: Director, Department of Parking and Traffic

Requesting/Inquiring: To report on the status of the Bike Lane Study for Polk Street.

From: Supervisor Peskin

To: Director, San Francisco International Airport (SFO)

Requesting/Inquiring: To report on the organizational parameters of SFO Enterprises, Inc. and action taken by the organization since its inception, specifically: (1) Public resources of SFO and the City and County of San Francisco, if any, that have been utilized by SFO Enterprises, Inc. These resources can include office space, permanent or temporary personnel (positions and hours) and any other professional services provided to SFO Enterprises, Inc.; (2) Accounting methods used to track the revenues and expenditures of SFO Enterprises, Inc., including specific billing procedures; (3) Revenues and expenditures that have been recorded since the inception of SFO enterprises, Inc.

From: Supervisor Peskin

To: City Attorney

Requesting/Inquiring: To determine the City and County of San Francisco's legal liability regarding SFO Enterprises, Inc., specifically:

- 1. Whether the City can be held legally accountable for any actions of SFO Enterprises, Inc.*
- 2. If this entity is publicly accountable under the City's Sunshine Ordinance.*

From: Supervisor Sandoval

To: Controller

cc: All Department Heads

Requesting/Inquiring: Requesting the Controller to work with other city departments including, but not limited to, the City Attorney and the Budget Analyst, to provide a list of all city contracts that currently exist with the following companies: Eastman Kodak; Chevron; Costco; Levi Strauss & Co.; The Hearst Corporation; Nieman Marcus; Salomon Smith Barney; Charles Schwab; Walgreen Co.; The San Francisco Giants; Macy's; General Motors; PG&E; Pacific Bell; Safeway; Hewlett-Packard; Nordstrom; Providian Financial; Xerox; The Gap; Shorenstein; Bechtel.

In Memoriams

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

Thomas P. Grogan (Supervisor Hall)

Stella Nicole Patri (Supervisors Newsom, Peskin)

Bill Kimpton (Supervisor Newsom)

ADJOURNMENT

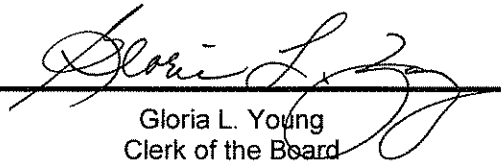
There being no further business, the Board at the hour of 12:50 p.m. adjourned.

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 May 29, 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.


Gloria L. Young
Clerk of the Board

