

# 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, November 19, 2001 2:00 PM

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

Regular Calendar

---

*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.

Volume 96 Number 45

**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 regular session on the above date with President Tom Ammiano presiding.*

*The meeting was called to order at 2:00 p.m. On call of the roll, the following Supervisors were noted absent:*

*Supervisors Maxwell, McGoldrick - 2.*

*Quorum present.*

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

*Supervisor McGoldrick was noted present at 2:05 p.m.*

## APPROVAL OF MEETING MINUTES

*Motion to approve the October 1, 2001, Meeting Minutes.*

**Supervisor Sandoval, seconded by Supervisor Daly, moved to approve the October 1, 2001 Meeting Minutes. The motion carried by the following vote:**

**Ayes: 9 - Ammiano, Daly, Gonzalez, Hall, Leno, Newsom, Peskin, Sandoval, Yee**

**Absent: 2 - Maxwell, McGoldrick**

## 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.*

*There were none.*

## COMMUNICATIONS

## CONSENT AGENDA

Items 1 through 11Recommendations of the Audit, Labor and Government Efficiency Committee

## 011876 [Settlement of Lawsuit]

Ordinance authorizing settlement of the lawsuit filed by A. Ruiz Construction Company against the City and County of San Francisco for \$200,000.00; the lawsuit was filed on July 10, 2000, in San Francisco Superior Court, Case No. 312-041; entitled A. Ruiz Construction Company v. City and County of San Francisco. (City Attorney)

PASSED, ON FIRST READING

## 011877 [Settlement of Lawsuit]

Ordinance authorizing settlement of the lawsuit filed by 111 Chestnut Street Condominium Homeowners Association, 220 Lombard Street Condominium Homeowners Association, 240 Lombard Street Condominium Homeowners Association, Lombard Plaza Owners Association, associations representing property owners of the Parc Telegraph development, against the City and County of San Francisco for \$41,500, monitoring services of Frank Rollo, Sr., and debris removal; the lawsuit was filed on November 13, 1997 in the Superior Court of San Francisco, Case No. 991-050; entitled 111 Chestnut Condominium Homeowners Association, et al v. City and County of San Francisco, et al. (City Attorney)

PASSED, ON FIRST READING

## 011904 [Settlement of Lawsuit]

Ordinance authorizing settlement of the lawsuit filed by the City and County of San Francisco and the Environmental Law Foundation against the United States Tobacco Company, other manufacturers of smokeless tobacco products, and major retail chains that sell smokeless tobacco in California, for \$2,750,000; the lawsuit was filed on March 31, 1998 in San Francisco Superior Court, Case No. 993-992; entitled City and County of San Francisco and Environmental Law Foundation v. United States Tobacco Co., et al.; other material terms of said settlement are that the smokeless tobacco manufacturers shall distribute warning signs required by Proposition 65 to their retailers throughout the state, and that the retailer defendants shall post those signs. (City Attorney)

PASSED, ON FIRST READING

## 011902 [Settlement of Claim]

Resolution approving the settlement of the unlitigated claim filed by Luis Lazaro against San Francisco for \$30,000; claim was filed on 06-16-2000; additional material terms of said settlement are the signing of full and final release, minor compromise and dismissal of the City and County of San Francisco. (City Attorney)

Resolution No. 919-01

ADOPTED

Recommendations of the Finance Committee

## 011899 [Contracting for Security Services, Office of Contract Administration, Central Shops Division]

Resolution concurring with the Controller's certification that security services can be practically performed by private contractor for lower cost than similar services performed by City and County employees. (Purchaser)

Resolution No. 918-01

ADOPTED

- 011938 [Contracting out Shelter and Intake Services]  
Resolution concurring with the Controller's certification that intake and shelter services to status offenders can be practically performed by private contractor for lower cost than similar services performed by City and County employees. (Juvenile Probation Department)  
Resolution No. 921-01  
ADOPTED
- 011947 [Accept-Expend Federal Grant]  
Resolution authorizing the Airport Commission to accept retroactively and expend a grant in the amount of \$15,435,276.00 from the Federal Aviation Administration for assistance in projects under the Airport Improvement Program (A.I.P. 15). (Airport Commission)  
Resolution No. 923-01  
ADOPTED

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

- 011872 [Stop Intersections]  
Resolution designating certain intersections as "STOP" intersections.
- STOP SIGNS - ESTABLISH  
25th and Church Streets, northeast and southwest corners, stopping Church Street (makes this an all-way STOP)  
41st Avenue and Judah Street, northeast and southwest corners, stopping Judah Street (makes this an all-way STOP)  
Fairmount and Whitney Streets, northwest and southeast corners, stopping Whitney Street (making this intersection an all-way STOP)  
Revere Avenue and Bay View Street, northwest corner, stopping southbound Revere Avenue (stops the stem of this T-intersection)  
San Carlos and Sycamore Streets, southwest corner, stopping San Carlos Street (stops the stem of this T-intersection)
- STOP SIGNS - RESCIND  
Lincoln Way and 3rd Avenue, southeast corner, stopping northbound 3rd Avenue (Parking and Traffic Department)
- (DPT Order No. 2321.)  
Resolution No. 913-01  
ADOPTED

## 011873 [Traffic Regulations]

Resolution enacting and rescinding traffic regulations on various streets.

## CROSSWALK CLOSURE - ESTABLISH

Lincoln Way and 3rd Avenue, west side, crossing 3rd Avenue (unmarked crosswalk to be officially closed)

## TOW-AWAY, NO STOPPING ANYTIME - RESCIND

Lincoln Way, south side, from 4th Avenue to a point 100 feet west of 3rd Avenue

## TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH

Lincoln Way, south side, between 3rd and 4th Avenues

Bryant Street, south side, from Beale Street to 100 feet westerly (100-foot zone)

Masonic Avenue, east side, from Frederick Street to 53 feet northerly (53-foot zone)

## TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH

3rd Street, west side, from 25th Street to 198 feet northerly (198-foot zone)

3rd Street, west side, from 25th Street to 202 feet southerly (202-foot zone)

3rd Street, east side, from 60 feet to 139 feet north of Cesar Chavez Street (79-foot zone)

## NO LEFT TURN - ESTABLISH

3rd Street, southbound, at Burke Avenue

## TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH

3rd Street, both sides, between Evans and Fairfax Avenues

3rd Street, east side, between Innes Avenue and Newhall Street (traffic island)

3rd Street, east side, from 35 feet to 80 feet north of Jerrold Avenue (45-foot zone)

3rd Street, east side, from 90 feet to 125 feet south of Fairfax Avenue (35-foot zone)

3rd Street, east side, opposite Bancroft Avenue (across from the stem of this T-intersection)

3rd Street, west side, between Newhall Street and Kirkwood Avenue (traffic island)

3rd Street, west side, opposite Donner Avenue (across from the stem of this T-intersection)

3rd Street, west side, opposite Underwood Avenue (across from the stem of this T-intersection)

## NO LEFT TURN - ESTABLISH

3rd Street, northbound, at Quesada Avenue

3rd Street, northbound, at Thornton Avenue

## NO RIGHT TURN ON RED - ESTABLISH

3rd Street, southbound, at Revere Avenue / Bay View Street

## TOW-AWAY, NO STOPPING ANYTIME - RESCIND

3rd Street, west side, from 47 feet to 75 feet south of Hudson Avenue (28-foot zone)

3rd Street, west side, from 74 feet to 110 feet south of Yosemite Avenue (36-foot zone)

3rd Street, west side, from Galvez Avenue to a point 83 feet south of Fairfax Avenue (130-foot zone)

3rd Street, west side, from Innes Avenue to 60 feet northerly (60-foot zone)

3rd Street, west side, from Kirkwood Avenue to 35 feet northerly (35-foot zone along sidewalk bulb) (Parking and Traffic Department)

(DPT Order No. 2321.)

Resolution No. 914-01

ADOPTED

**Recommendations of the Public Health and Environment Committee**

**011493 [Federal grant for Clean Air Program]  
Supervisors Leno, Newsom**

Resolution authorizing the Department of Environment and Department of Administrative Services to accept and expend a grant in the amount of \$150,000 from the United States Department of Energy (DOE) for the purpose of providing rebates to subsidize the purchase of alternative fuel vehicles. (Administrative Services Department)

Resolution No. 912-01

**ADOPTED**

**011936 [Grant - HIV/AIDS confidential counseling and testing]**

Resolution authorizing the San Francisco Department of Public Health (SFDPH) to accept and expend retroactively a grant in the amount of \$175,000 from the California Family Health Council, Inc. (CFHC), to enhance and expand HIV/AIDS confidential counseling and testing services in family planning agency clinics and to enter into an agreement for the use of these funds; for the period of September 1, 2001, through August 31, 2002. (Public Health Department)

Resolution No. 920-01

**ADOPTED**

The foregoing items were acted upon by the following vote:

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

## **REGULAR AGENDA**

## **UNFINISHED BUSINESS**

### **Recommendations of the Neighborhood Services and Parks Committee**

**010589 [Prohibit alcohol consumption on park property without a permit]  
Supervisors Maxwell, Newsom**

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.

Ordinance No. 228-01

**FINALLY PASSED** by the following vote:

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

011782 [Underground District in the Mission Bay Area]  
Ordinance creating Underground District No. 358 in the Mission Bay Area. (Public Works Department)

(District 10)  
(Supervisor Sandoval dissenting in Committee.)

Ordinance No. 229-01

FINALLY PASSED by the following vote:

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

011783 [Modifying Underground District No. 355]  
Ordinance amending Ordinance No. 333-99 to redefine Underground District No. 355 in the Third Street and Bayshore Boulevard area by adding certain property thereto. (Public Works Department)

(District 10)  
(Supervisor Sandoval dissenting in Committee.)

Ordinance No. 230-01

FINALLY PASSED by the following vote:

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

011450 [Restructuring Delinquency Prevention Commission]  
Supervisor Yee

Ordinance amending San Francisco Administrative Code Sections 20.50, 20.51, and 20.52 to restructure the Delinquency Prevention Commission to reduce the number of members, provide for one commissioner appointment by each individual Supervisor on the Board of Supervisors, establish minimum educational background or experience criteria for appointment, provide for two members between the ages of 14 and 21 years of age, and require that the Department of Children, Youth and Their Families provide staff and administrative support.

*11/19/01 - Supervisor Yee, seconded by Supervisor Peskin presented an Amendment of the Whole bearing new title.*

**AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE.**

Ordinance amending San Francisco Administrative Code Sections 20.50, 20.51, and 20.52 to restructure the Delinquency Prevention Commission to reduce the number of members, provide for one commissioner appointment by each individual Supervisor on the Board of Supervisors through the Rules Committee, establish minimum educational background or experience criteria for appointment, provide for two members between the ages of 14 and 21 years of age, and require that the Department of Children, Youth and Their Families provide staff and administrative support.

PASSED ON FIRST READING AS AMENDED by the following vote:

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

## Board of Supervisors Sitting as a Committee of the Whole

012001 [Appointments of members to the Planning Commission, the Board of Appeals and the Building Inspection Commission]  
Supervisor McGoldrick

Charter Amendment (Second Draft) to amend Sections 4.105, 4.106, 4.121 and 15.105 to provide that appointments of members to the Planning Commission, the Board of Appeals and the Building Inspection Commission shall be shared by the Mayor and the Board of Supervisors, and to provide that these appointed members may only be removed for official misconduct.

NOT submitted

Public Hearing:

Randy Shaw, Tenderloin Housing Clinic;  
Arthur Evans;  
Robert Holland;  
Debra Walker;

Sam Dodge, Tenderloin Housing Clinic; by the following vote:

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

### Recommendation of Rules Committee

010964 [Appointments to the Planning Commission and the Board of Appeals]  
Supervisors McGoldrick, Gonzalez, Ammiano, Hall, Daly, Maxwell, Sandoval, Peskin

Charter amendment (Third Draft) to amend Sections 4.105, 4.106 and 15.105 to provide that appointments to the Planning Commission and the Board of Appeals shall be shared by the Mayor and the Board of Supervisors.

Public Hearing:

Randy Shaw, Tenderloin Housing Clinic;  
Arthur Evans;  
Robert Holland;  
Debra Walker;  
Sam Dodge, Tenderloin Housing Clinic;

**ORDERED SUBMITTED** by the following vote:

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

## NEW BUSINESS

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



**011843 [MOU - Fighters, Local 798, Unit 1]  
Mayor, Supervisors Daly, Newsom, Ammiano, Leno, Peskin**

Ordinance adopting and implementing the provisions of a Memorandum of Understanding between the San Francisco Fire Fighters Union Local 798, IAFF, AFL-CIO Unit 1 and the City and County of San Francisco to be effective for the period July 1, 2001 through June 30, 2003. (Mayor)

(Fiscal impact.)

*Supervisors Newsom, Ammiano and Leno 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

**011868 [MOU - Fire Fighters, Local 798, Unit 2]  
Mayor, Supervisors Daly, Newsom, Ammiano, Leno, Peskin**

Ordinance adopting and implementing the provisions of a Memorandum of Understanding between the San Francisco Fire Fighters Union Local 798, IAFF, AFL-CIO Unit 2 and the City and County of San Francisco to be effective for the period July 1, 2001 through June 30, 2003. (Mayor)

(Fiscal impact.)

*Supervisors Newsom, Ammiano and Leno 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

### Recommendations of the Finance Committee

**011794 [Arts Commission Street Artists Fund - Accumulation of Interest]  
Supervisor Ammiano**

Ordinance amending the San Francisco Administrative Code by amending Section 10.100-32 to expressly allow for accumulation of interest on any amount deposited in the Arts Commission Street Artists Fund.

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

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

**011848 [New Deadline for Submission of Budget to Board of Supervisors]  
Supervisors McGoldrick, Daly**

Ordinance amending Administrative Code Section 3.3 to (1) require the Mayor to submit a preliminary budget to the Board of Supervisors by the first working day of April 2002 for the 2002-2003 fiscal year; (2) require that the existing timetable for submission of the budget expire on December 31, 2002, and (3) state the intention of the Board of Supervisors to approve a new timetable for subsequent fiscal years by not later than September 30, 2002.

(Supervisor Gonzalez dissenting in Committee)-

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

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

- 011934 [Amending Administrative Code to increase the cash revolving fund for Public Health]  
Ordinance amending Section 10.154 of the San Francisco Administrative Code increasing the cash revolving account for Public Health from \$25,000 to \$43,000. (Public Health Department)  
PASSED ON FIRST READING by the following vote:  
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee
- 011946 [Accept-Expend Federal Grant]  
Supervisor Newsom  
  
Resolution authorizing the Airport Commission to accept and expend a grant in the amount of \$2,000,000.00 from the Federal Aviation Administration (FAA) for acquisition of clean air vehicles and infrastructure, and related technical assistance; placing \$100,000 on reserve. (Airport Commission)  
  
Resolution No. 922-01  
ADOPTED by the following vote:  
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee
- 011964 [Agreement to Sell Property on Wilder Street, Glen Park]  
Supervisors Leno, Daly, Hall  
  
Resolution approving and authorizing an agreement with Glen Park Marketplace Phoenix, LLC, for the sale of real property located on Wilder Street in Glen Park, for a purchase price of \$285,000; finding that competitive bidding is impractical or impossible; adopting findings that the conveyance is exempt from Environmental Review and is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; and authorizing the Director of Property to execute documents, make certain modifications and take certain actions in furtherance of this resolution.  
  
Resolution No. 924-01  
ADOPTED by the following vote:  
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

### From Finance Committee Without Recommendation

- 011870 [Settlement of Business Tax Lawsuit]  
Ordinance authorizing settlement of the lawsuit filed by Morgan Stanley Dean Witter & Co. Inc. versus the City and County of San Francisco by payment of a total amount not to exceed \$1,200,000.00; the lawsuit was filed on June 22, 2001 in San Francisco Superior Court, Case No. 322-341, entitled Morgan Stanley Dean Witter & Co. Inc., et. al. v. City and County of San Francisco; the settlement includes any claims for the 2000 tax year and plaintiffs shall not file any claims for refunds pursuant to Section 1021 of Article 12B of the San Francisco Business and Tax Regulations Code. (City Attorney)  
  
PASSED ON FIRST READING by the following vote:  
Ayes: 8 - Ammiano, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Yee  
Noes: 3 - Daly, Gonzalez, Sandoval

**CLOSED SESSION**

## CONFERENCE WITH CITY ATTORNEY

### Existing Litigation - City as Defendant

*Motion that the Board of Supervisors convene in closed session with the City Attorney, under the provisions of Government Code Section 54956.9 (a) and Administrative Code Section 67.8 (3), for the purpose of conferring with, or receiving advice from, the City Attorney, regarding the proposed settlement listed above.*

Supervisor Leno, seconded by Supervisor McGoldrick, moved to convene in closed session. The motion carried by the following vote:

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

#### *Recess*

*The Board recessed at the hour of 5:50 p.m. to convene in closed session pursuant to the above motion.*

#### *Reconvening of the Board*

#### *Calling the Roll*

*The following Supervisors were noted present: Supervisor Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee.*

#### *Report on Closed Session*

*Deputy City Attorney reported that the Board of Supervisors met in closed session with the City Attorney, under the provisions of Government Code Section 54956.9(a) for the purpose of conferring with, or receiving advice from, the City Attorney regarding the above pending litigation.*

#### *Persons in attendance:*

*Supervisors Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee;*

*Ted Lakey, Deputy City Attorney;*

*Julie van Nostern, Deputy City Attorney;*

*Owen Martikan, Deputy City Attorney;*

*Louise Renne, City Attorney;*

*Gloria L. Young, Clerk of the Board;*

*Gregoire R. Hobson, Deputy Clerk*

*[Elect Not to Disclose]*

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

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

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

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

**011562 [Structural Repair of Damaged Buildings]**

Ordinance amending Volume 2, Chapter 16, Section 1605.4.3 of the San Francisco Building Code to clarify that damaged buildings will not have to be brought up to 100 percent compliance with current seismic requirements when repaired. (Building Inspection Department)

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

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

### Appointment of President Pro Tempore

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

**011181 [Parking Regulations, Various Locations]**

Resolution enacting and rescinding parking regulations at various locations.

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

23rd Street, both sides, between Dolores Street and San Jose Avenue (3500 and 3600 blocks);

24th Street, both sides, between Dolores Street and San Jose Avenue (3500 and 3600 blocks);

25th Street, both sides, between Dolores Street and San Jose Avenue (3600 and 3700 blocks);

26th Street, both sides, between Dolores Street and San Jose Avenue (3600 and 3700 blocks);

27th Street, both sides, between Guerrero and Sanchez Streets (100, 200 and 300 blocks);

27th Street, south side, between Guerrero Street and San Jose Avenue (Unit block);

Alvarado Street, both sides, between Guerrero Street and San Jose Avenue (Unit block);

Cesar Chavez Street, both sides, between Church and Guerrero Streets (3700 and 3800 blocks);

Clipper Street, both sides, between Church and Dolores Streets (Unit block);

Dolores Street, both sides, between 24th and 26th Streets (1100 and 1200 blocks);

Duncan Street, both sides, between Church and Guerrero Streets (100 and 200 blocks);

Elizabeth Street, both sides, between Guerrero and San Jose Streets (Unit block);

Fair Oaks Street, both sides, between 22nd and 26th Streets (100, 200, 300, and 400 blocks);

Guerrero Street, both sides, between 22nd and 28th Streets (1000, 1100, 1200, 1300, 1400, and 1500 blocks);

Juri Street, both sides, between San Jose Avenue and West Terminus (Unit block);

San Jose Avenue, both sides, between 22nd and 26th Streets (Unit, 100, 200, and 300 blocks) (Parking and Traffic Department)

(DPT Order No. 2225.)

(Supervisor Daly dissenting in Committee.)

*11/19/01 - Supervisor Ammiano moved, seconded by Supervisor Daly to amend to add the following streets:*

*27th Street, north side, from Guerrero Street to 108 feet easterly (Unit block, 108 foot zone);*

*29th Street, both sides, between Mission Street and San Jose Avenue (Unit block);*

*Duncan Street, both sides, between Guerrero Street and San Jose Avenue (Unit block)*

*Duncan Street, south side, between San Jose and Tiffany Avenues (Unit block);*

*San Jose Avenue, west side, between 27th and Duncan Streets (500 block);*

*San Jose Avenue, both sides, between Duncan Street and 29th Streets (600 block);*

*Tiffany Avenue, both sides, between Duncan and 29th Streets, (Unit and 100 blocks).*

**AMENDED.**

Resolution enacting and rescinding parking regulations at various locations.

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

23rd Street, both sides, between Dolores Street and San Jose Avenue (3500 and 3600 blocks);  
24th Street, both sides, between Dolores Street and San Jose Avenue (3500 and 3600 blocks);  
25th Street, both sides, between Dolores Street and San Jose Avenue (3600 and 3700 blocks);  
26th Street, both sides, between Dolores Street and San Jose Avenue (3600 and 3700 blocks);  
27th Street, both sides, between Guerrero and Sanchez Streets (100, 200 and 300 blocks);  
27th Street, north side, from Guerrero Street to 108 feet easterly (Unit block, 108 foot zone);  
27th Street, south side, between Guerrero Street and San Jose Avenue (Unit block);  
29th Street, both sides, between Mission Street and San Jose Avenue (Unit block);  
Alvarado Street, both sides, between Guerrero Street and San Jose Avenue (Unit block);  
Cesar Chavez Street, both sides, between Church and Guerrero Streets (3700 and 3800 blocks);  
Clipper Street, both sides, between Church and Dolores Streets (Unit block);  
Dolores Street, both sides, between 24th and 26th Streets (1100 and 1200 blocks);  
Duncan Street, both sides, between Guerrero Street and San Jose Avenue (Unit block);  
Duncan Street, south side, between San Jose and Tiffany Avenues (Unit block);  
Duncan Street, both sides, between Church and Guerrero Streets (100 and 200 blocks);  
Elizabeth Street, both sides, between Guerrero and San Jose Streets (Unit block);  
Fair Oaks Street, both sides, between 22nd and 26th Streets (100, 200, 300, and 400 blocks);  
Guerrero Street, both sides, between 22nd and 28th Streets (1000, 1100, 1200, 1300, 1400, and 1500 blocks);  
Juri Street, both sides, between San Jose Avenue and West Terminus (Unit block);  
San Jose Avenue, both sides, between 22nd and 26th Streets (Unit, 100, 200, and 300 blocks)  
San Jose Avenue, west side, between 27th and Duncan Streets (500 block)  
San Jose Avenue, both sides, between Duncan and 29th Streets (600 block);  
Tiffany Avenue, both sides, between Duncan and 29th Streets, (Unit and 100 blocks)  
(Parking and Traffic Department)

(DPT Order No. 2225.)

(Supervisor Daly dissenting in Committee.)

Resolution No. 911-01

ADOPTED AS AMENDED by the following vote:

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

**011874 [Parking Regulations]**

Resolution enacting and rescinding parking regulations at various locations.

DIAGONAL (60-DEGREE ANGLE) PARKING - ESTABLISH  
NO PARKING ANYTIME, EXCEPT DPT ENFORCEMENT VEHICLES - ESTABLISH  
10th Street, east side, from Bryant Street to 250 feet southerly (250-foot zone)

NO PARKING ANYTIME - ESTABLISH  
Cook Street, along north terminus, north of Geary Boulevard, from the west curb line to 23 feet easterly (23-foot zone, adjacent to Euclid Avenue stairs)

ONE-HOUR PARKING TIME LIMIT, NOVEMBER THROUGH MARCH, 7 AM TO 6 PM, MONDAY THROUGH SATURDAY - RESCIND  
2nd Street, west side, from Townsend Street to 105 feet southerly (105-foot zone, to be replaced by taxi zones)

TAXI ZONE (EFFECTIVE ON PACIFIC BELL PARK EVENT DAYS ONLY) - RESCIND  
2nd Street, west side, from 9 feet to 42 feet south of Townsend Street (33-foot zone)

TAXI ZONE (EFFECTIVE ON PACIFIC BELL PARK EVENT DAYS ONLY) - ESTABLISH  
2nd Street, west side, from 9 feet to 105 feet south of Townsend Street (96-foot zone)

UNMETERED MOTORCYCLE PARKING - ESTABLISH  
Duboce Avenue, north side, from Steiner Street to 23 feet westerly (23-foot zone, accommodating 6 motorcycle stalls)

PERPENDICULAR (90-DEGREE ANGLE) PARKING - ESTABLISH  
Channel Street, south side, from Carolina Street to 140 feet easterly (140-foot zone)  
Channel Street near Carolina Street, along the west side of the fence crossing Channel Street, from the south property line of Channel Street to 110 feet northerly (110-foot zone)  
Custer Avenue, both sides, between 3rd and Quint Streets

NO PARKING ANYTIME - RESCIND  
Hallam Street, west side, from Brush Street to the south terminus

RESIDENTIAL PERMIT PARKING AREA "U" (1-HOUR TIME LIMIT, 8 AM - 10 PM, EVERYDAY) - ESTABLISH  
Hallam Street, both sides, between Folsom Street and south terminus (unit block)  
NOTE: Signs will only be installed on the west side, between Brush Street and the south terminus

RESIDENTIAL PERMIT PARKING AREA "J" (2-HOUR TIME LIMIT, 8 AM - 5 PM, MONDAY THROUGH FRIDAY) - ESTABLISH  
Shrader Street, west side, between Alma and Grattan Streets (1200 block, odd-numbered-side only)

TOW-AWAY, NO PARKING ANYTIME - ESTABLISH  
Clearfield Drive, east side, from Sloat Boulevard to 40 feet southerly (40-foot zone)  
Shakespeare Street, south side, from 151 feet to 176 feet west of Rhine Street (25-foot zone opposite #120 Shakespeare Street, eliminates 1 parking space) (Parking and Traffic Department)

(DPT Order No. 2321.)

Resolution No. 915-01

ADOPTED by the following vote:

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

- 011963 [Plaza Hotel Site Development]  
Supervisors Daly, Peskin, Gonzalez, Ammiano, McGoldrick, Sandoval

Resolution supporting expeditious community-based development at the Plaza Hotel Site at 988-992 Howard Street in the South of Market earthquake recovery redevelopment area by TODCO with 115 units of new affordable housing and Bindlestiff Theater.

(District 6.)

*Supervisor Sandoval requested to be added as a co-sponsor.*

Resolution No. 935-01

ADOPTED by the following vote:

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

### Recommendations of the Public Health and Environment Committee

- 011880 [Contract funds for study of long-term effects of HIV infection]  
Supervisor Leno

Resolution authorizing the San Francisco Department of Public Health (SFPDH) to enter retroactively into an agreement in the amount of \$69,799 with Public Health Foundation Enterprises Inc. (PHFE), the primary contractor, to fund a study of HIV Strain Diversity and Nonprogressors; for the period of July 1, 2001 to June 30, 2002. (Public Health Department)

Resolution No. 916-01

ADOPTED by the following vote:

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

- 011882 [Study of Viagra Use Among Men Who Have Sex With Men in San Francisco]

Resolution authorizing the San Francisco Department of Public Health (SFPDH) to enter retroactively into a subcontract agreement in the amount of \$25,000 with the Regents of the University of California to participate in a project to study the use of Viagra among men who have sex with men in San Francisco; for the period of July 1, 2001 to June 30, 2002. (Public Health Department)

Resolution No. 917-01

ADOPTED by the following vote:

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

## ROLL CALL FOR INTRODUCTIONS

## PUBLIC COMMENT

*Abdalla Megahed, serve the homeless on Thanksgiving;  
James Pye, Jr., support for son.*



## APPROVAL OF REQUESTS TO THE LEGISLATIVE ANALYST

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

**012072 [Legislative Analyst Request]  
Supervisor Daly**

Motion requesting the Legislative Analyst to: (1) investigate and report on San Francisco's existing policies and expenditures related to independent living of seniors and persons with disabilities; (2) investigate and report on policies in other jurisdictions; and, (3) recommend policy approaches to foster independent living in San Francisco for seniors and persons with disabilities.

**APPROVED** by the following vote:

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

## 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.*

### Items 35 through 45

**012045 [Modern Times Bookstore]  
Supervisors Ammiano, Daly, Leno**

Resolution condemning the intolerant defacement of windows at Modern Times Books while displaying books of Middle Eastern themes and symbolism.

Resolution No. 925-01

**ADOPTED**

**012047 [Urging Passage of HR1990 and S940]  
Supervisors Leno, Maxwell, McGoldrick**

Resolution urging the U.S. Congress to begin committee hearings and to enact HR1990 and S940, the Act to Leave No Child Behind.

Resolution No. 926-01

**ADOPTED**

012048 [Sail San Francisco Day]  
Supervisors Peskin, Newsom, Hall

Resolution declaring August 28, 2002 as Sail San Francisco Day in the City and County of San Francisco, in support of an organization that advances San Francisco's rich maritime legacy and provides a public forum for international cultural exchange and unique educational experiences.

Resolution No. 927-01  
ADOPTED

012050 [Commend - Congresswoman Nancy Pelosi]  
Supervisors Leno, Newsom, Maxwell, McGoldrick

Resolution commending Congresswoman Nancy Pelosi on her tremendous contributions to improve the health of San Francisco.

Resolution No. 929-01  
ADOPTED

012051 [Commend - Reuben Smith]  
Supervisors Maxwell, Daly, Leno

Resolution commending Reuben Smith for his 38 years of dedication and exemplary service to the Hunter's Point Boys and Girls Club to the Bay View Hunter's Point Community.

Resolution No. 930-01  
ADOPTED

012052 [Commend - Wells Fargo Bank]  
Supervisor Sandoval

Resolution commending Wells Fargo Bank's outreach to the Hispanic community by accepting identification cards issued by the Mexican government for new account openings and banking transactions.

Resolution No. 931-01  
ADOPTED

012053 [Commend - Reverend Roland Gordon]  
Supervisor Sandoval

Resolution commending Reverend Roland Gordon.

Resolution No. 932-01  
ADOPTED

012054 [Revenue Bonds - Robinson Affordable Housing, Inc.]  
Supervisor Maxwell

Resolution authorizing the issuance and sale of multifamily housing revenue bonds by California Statewide Communities Development Authority in an aggregate principal amount not to exceed \$22,000,000 for Robinson Affordable Housing, Inc. or an affiliate.

Resolution No. 933-01  
ADOPTED

012055 [Revenue Bonds - Ridgeview Terrace Affordable Housing, Inc.]  
Supervisor Maxwell

Resolution authorizing the issuance and sale of multifamily housing revenue bonds by California Statewide Communities Development Authority in an aggregate principal amount not to exceed \$17,000,000 for Ridgeview Terrace Affordable Housing, Inc. or an affiliate.

Resolution No. 934-01

ADOPTED

011599 [Final Map for a 12 Unit Live/Work Condominium Project]

Motion approving Final Map of 188 South Park Avenue, a Live/Work Condominium Project, being a subdivision of Lot 71, Assessor's Block No. 3775, and adopting findings pursuant to City Planning Code Section 101.1. (Public Works Department)

(DPW Order No. 173,249; District 6.)

Motion No. M01-167

APPROVED

The foregoing items were acted upon by the following vote:

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

### Severed from Adoption Without Committee Reference

012049 [Matricula Consular as Official Identification]  
Supervisors Sandoval, Gonzalez

Resolution urging the San Francisco Police, Sheriff and other local agencies to recognize the "matricula consular," issued by the Mexican government, as official identification in the City and County of San Francisco.

11/19/01 - Supervisor Sandoval, seconded by Supervisor Leno moved to amend. On line 8, delete "such as jaywalking or driving without a license"; on line 23 replace "matricular" with "matricula".

AMENDED.

Resolution No. 928-01

ADOPTED AS AMENDED by the following vote:

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

## 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."

Supervisor Yee, seconded by Supervisor Newsom, moved. The motion carried by the following vote:

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

*[Brown Act Finding]*

Motion that the Board find by roll call vote that for the resolutions being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

Supervisor Yee, seconded by Supervisor Newsom, moved *[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.. The motion carried by the following vote:

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

## Imperative Agenda

012090 [Transfer of Channel 66 to Univision]  
Supervisor Yee

Resolution urging the Federal Communications Commission to conditionally approve the transfer of majority ownership of KPST-TV Channel 66, to Univision, conditioned upon the maintenance of current Chinese language programming; and urging the conduct of a public hearing in San Francisco before the transfer is considered by the Commission.

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

## OFF-AGENDA LEGISLATION

### Introduced by Supervisors or Mayor

### Ordinances

**012091 [Criminal Justice Facilities Fund]  
Supervisor Ammiano**

Ordinance adding Section 10.100-354 to Article XIII of the San Francisco Administrative Code to create the Criminal Justice Facilities Construction Fund, and increasing fines by \$2.50.

(Fiscal impact.)

11/19/01, RECEIVED AND ASSIGNED to Finance Committee.

**011798 [Interim Zoning Requiring Conditional Use Authorization for Large Retail Uses]  
Supervisor Ammiano**

Resolution imposing interim zoning controls establishing a requirement for conditional use authorization for large retail uses in C-2, C-M, M-1, M-2, RSD, SLR, SLI, SPD and SSO zones, including, where permissible, lots under the jurisdiction of the San Francisco Port Commission, for a one year period and making a determination of consistency with the priority policies of Planning Code Section 101.1.

(Received Certificate of Exemption/Exclusion from Environmental Review dated 12/7/01)

10/9/01, RECEIVED AND ASSIGNED to Housing, Transportation and Land Use Committee. 10/18/01 - Transmitted to Director of Planning for environmental review.

11/19/01, SUBSTITUTED. Supervisor Ammiano submitted a substitute resolution bearing new title.

11/19/01, ASSIGNED to Housing, Transportation and Land Use Committee. 11/21/01 - Substitute resolution transmitted to Director of Planning for environmental review.

**010787 [Howard Street Bike Lane]  
Supervisor Daly**

Resolution establishing a striped bicycle lane on Howard Street between 5th Street and 11th Street, excluding a 200-foot stretch east of 9th Street; authorizing the Department of Parking and Traffic to convert the part-time tow-away zone to full-time parking.

4/30/01, RECEIVED AND ASSIGNED to Housing, Transportation and Land Use Committee.

11/19/01, SUBSTITUTED. Supervisor Daly submitted a substitute resolution bearing new title.

11/19/01, ASSIGNED to Housing, Transportation and Land Use Committee.

## Resolutions

**012090 [Transfer of Channel 66 to Univision]  
Supervisor Yee**

Resolution urging the Federal Communications Commission to conditionally approve the transfer of majority ownership of KPST-TV Channel 66, to Univision, conditioned upon the maintenance of current Chinese language programming; and urging the conduct of a public hearing in San Francisco before the transfer is considered by the Commission.

11/19/01, REFERRED to Economic Vitality, Small Business and Social Policy Committee.

**012092 [Shadows on Schools]  
Supervisors Daly, Ammiano**

Ordinance adding Section 296 to the Planning Code to require that the City Planning Commission review all building permit applications for new structures which will cast shade or shadow upon the site of a public or private elementary or secondary school.

11/19/01, RECEIVED AND ASSIGNED to Housing, Transportation and Land Use Committee. 11/21/01 - Transmitted to Planning Commission for public hearing and recommendations.

**012093 [United Nations Plaza]  
Supervisor Daly**

Resolution approving a revocable permit for a collectible/antique market at United Nations Plaza.

11/19/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**012094 [Palace of Fine Arts]  
Supervisors Hall, Peskin**

Resolution expressing the intention of the Board of Supervisors that the theatre at the Palace of Fine Arts remain a facility for the use of artists groups, community groups, non-profit organizations, and neighborhood activities.

11/19/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**012095 [Small Business Commission Violent Crime Information Reward Fund]  
Supervisor Hall**

Resolution urging the Small Business Commission to coordinate with small businesses throughout the City to create a Violent Crime Information Reward Fund.

11/19/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**012096 [San Francisco SAFE Day]  
Supervisors Sandoval, Daly**

Resolution proclaiming December 5, 2001 "San Francisco SAFE Day" in the City and County of San Francisco in honor of the 25th anniversary of San Francisco SAFE.

11/19/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**012097 [Commend - Feral Cat Day]  
Supervisor Daly**

Resolution commending the good works of the San Francisco Society for the Prevention of Cruelty to Animals (SF SPCA) and proclaiming October 16, 2001 Feral Cat Day in San Francisco.

11/19/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

012098 [Commend - Tooth Mobile]  
Supervisors Leno, McGoldrick, Maxwell, Newsom

Resolution commending Tooth Mobile for making dental care affordable and accessible to uninsured children.  
11/19/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

012099 [Commend - San Francisco SAFE, Inc.]  
Supervisors Leno, Maxwell, McGoldrick, Daly

Resolution commending San Francisco SAFE, Inc. for their twenty-five years of crime prevention in San Francisco.  
11/19/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

012100 [Commend - SF Black Lesbian, Gay, Bisexual and Transgender Film Festival]  
Supervisors Leno, Maxwell, McGoldrick, Daly

Resolution commending the San Francisco Black Lesbian, Gay, Bisexual and Transgender Film Festival.  
11/19/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

012101 [Commend - Fran Martin]  
Supervisors Maxwell, Leno, Ammiano, Peskin

Resolution commending Fran Martin for her dedication and exemplary service to the community and proclaiming December 8, 2001 as Fran Martin Day in San Francisco.  
11/19/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

012102 [Commend - Mark Owens]  
Supervisor Newsom

Resolution commending Dean Mark Owens for forty years of service to San Francisco Law School.  
11/19/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

012103 [Proclamation - Daniel Fianne Day]  
Supervisors Sandoval, Peskin

Resolution proclaiming December 3rd as "Daniel Finanne Day" in recognition of his efforts to restore the "Fountain of the Tortoises" as part of San Francisco's annual holiday tree-lighting ceremony in Huntington Park.  
11/19/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**012104 [Commend - Balboa High School]  
Supervisors Sandoval, Hall**

Resolution commending Balboa High School's achievement in the Environment Fact Bowl at the Sustainability Fair.

11/19/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**012105 [Commend - Deborah Gallegos]  
Supervisors Sandoval, Daly**

Resolution commending Deborah Gallegos for her outstanding work in recreating the mural, "Waiting for the 52", at the corner of Excelsior and Mission Streets.

11/19/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**012114 [Commend - Jeanne W. Halpern, Eileen O'Hara, and R. C. Vankooy]  
Supervisor Hall**

Resolution commending Jeanne W. Halpern, Eileen O'Hara, and R. C. Vankooy whose short stories appear in Paul Auster's "I Thought My Father Was God."

11/19/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

### **Requests for Hearing**

**012106 [Office of Public Power]  
Supervisor Hall**

Hearing on the implementation of File 011536 and the presentation from the Public Utilities Commission, the Mayor's PUC Infrastructure Task Force, and the City Attorney's Office to explain in better detail how we, as a City, could enter into the business of buying and selling electricity by creating an Office of Public Power within the Public Utilities Commission.

11/19/01, RECEIVED AND ASSIGNED to Public Utilities and Deregulation Committee.

**012107 [Pembarton Stairs]  
Supervisor Leno**

Hearing to review the status of reconstruction work on the Pembarton Stairs, adjacent to Clayton Street, which have been in the process of reconstruction since 1993.

11/19/01, RECEIVED AND ASSIGNED to Housing, Transportation and Land Use Committee.

**012108 [Special Funds Within City Budget]  
Supervisor McGoldrick**

Hearing to consider an analysis by the Controller's Office of "special funds" within the City Budget.

11/19/01, RECEIVED AND ASSIGNED to Finance Committee.



**012109 [Annual Homeless Count]  
Supervisor Newsom**

Hearing to consider the Mayor's Office of Homelessness' annual homeless count of November 16th, 2001.  
11/19/01, RECEIVED AND ASSIGNED to Housing, Transportation and Land Use Committee.

**012110 [Air Ambulance Landing Pads]  
Supervisor Newsom**

Hearing regarding the needs of the City and County of San Francisco for air ambulance landing pads for patients requiring timely trauma care at one or more locations in San Francisco.  
11/19/01, RECEIVED AND ASSIGNED to Public Health and Environment Committee.

**012111 [Parking Meters]  
Supervisor Peskin**

Hearing regarding City operated parking meters and the enhancement of quality control to ensure that local parking meters are monitored, flagged and repaired in an adequate and timely manner.  
11/19/01, RECEIVED AND ASSIGNED to Housing, Transportation and Land Use Committee.

**Motions**

**012089 [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.  
11/19/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**012112 [Public Hearing by Finance Committee on Mayor's Budget Instructions]  
Supervisor Peskin**

Motion amending Rule 5.1 of the Rules of Order of the Board of Supervisors to require the Finance Committee to hold a public hearing on the Mayor's budget instructions to City Departments for each annual City budget after the instructions are released.  
11/19/01, RECEIVED AND ASSIGNED to Rules Committee.

**012113 [Legislative Analyst Request]  
Supervisor Hall**

Motion asking the Legislative Analyst to prepare a report comparing the best practices in social services tied to the enforcement of "civility laws" in Seattle to the best practices in social services tied to the enforcement of quality of life crimes in San Francisco.  
11/19/01, ASSIGNED to Board of Supervisors. Scheduled for Board consideration December 3, 2001.

Introduced by the President at the Request of Departments

**PROPOSED ORDINANCES**

**PROPOSED RESOLUTIONS**

- 011842 [Grant for older adults at risk for institutionalization or emergency public services]**  
Resolution authorizing the San Francisco Department of Public Health (SFDPH) to accept and expend retroactively a grant in the amount of \$985,000 from the California Department of Mental Health (CDMH) for the first year of the San Francisco City and County "Older Adult Partnership Assessment and Care Management" project to develop and implement an older adult system of care; for the period of Fiscal Year 2001 through Fiscal Year 2002. (Public Health Department)  
11/9/01, RECEIVED AND ASSIGNED to Public Health and Environment Committee. Department requests this item be calendared at the November 27, 2001 meeting.

## Requests Granted

*From: Supervisor Ammiano*

*To: City Attorney*

*Requesting/Inquiring: To draft an ordinance to require regular reporting and oversight of master-leased Single Room Occupancy hotels.*

*From: Supervisor Gonzalez*

*To: Executive Director, Department of Parking and Traffic*

*Requesting/Inquiring: To investigate and report on the feasibility of placing stop signs for all four directions on the corner of Irving and 10th Avenue. The Supervisor requests that the Department of Parking and Traffic conduct traffic survey to assess the impacts of placing stop signs on the corner of Irving and 10th Avenue.*

*Due: December 19, 2001*

*From: Supervisor Gonzalez*

*To: Mayor's Office*

*Requesting/Inquiring: To report on the Minimum Compensation Ordinance, specifically:*

- 1. Are nonprofits covered by the Minimum Compensation Ordinance required to notify their employees of the right to receive a minimum comp of \$9 per hour or \$10 per hour?*
- 2. If a nonprofit employee decides to cash-out on paid time off, is this amount on top of \$9 per hour or \$10 per hour?*
- 3. Does the minimum compensation amount revert back to \$9 per hour next year?*
- 4. Were all nonprofits covered by the Minimum Compensation Ordinance given the additional funding to raise workers wages to \$10 per hour?*
- 5. If a nonprofit worker is receiving less than \$10 per hour what is their grievance procedure?*

*From: Supervisor Maxwell*

*To: Executive Director, Department of Parking and Traffic*

*Requesting/Inquiring: To conduct an investigation on the feasibility to install additional traffic signals or stop signs in the following areas:*

- 1. San Bruno Avenue and Felton Street: need for three way stop signs.*
- 2. San Bruno Avenue and Dwight Street: need for traffic lights instead of stop signs.*
- 3. Rutland Street and Arleta Avenue: need for four way stop sign.*

*From: Supervisor Newsom*

*To: Director, Department of Human Services*

*Requesting/Inquiring: To investigate and report on the security measures that are required in each service contract for City homeless shelters and the amount of incidents relating to client and employee safety over the last 3 years for each facility the City operates.*

*From: Supervisor Newsom*

*To: Director, Department of Human Services*

*To: Director, Mayor's Office of Homelessness*

*Requesting/Inquiring: That the Department of Human Services and Mayor's Office of Homelessness report on what efforts have been made to ensure the tracking of inspections for City run shelters and what efforts have been made to benchmark the number of inspection deficiencies at our City run shelters.*

*From: Supervisor Newsom*

*To: Director, Mayor's Office of Homelessness*

*Requesting/Inquiring: To report on the current terms, fees and services provided by check cashing facilities with contracts at the Department of Human Services and other City agencies.*

*From: Supervisor Newsom*

*To: Director, Department of Human Services*

*To: Director, Mayor's Office of Homelessness*

*Requesting/Inquiring: That the Department of Human Services and Mayor's Office of Homelessness report on the cost of implementing a check cashing system similar to Seattle's that is staffed by social workers and managed as a bank and a payee service.*

*From: Supervisor Newsom*

*To: Director, Department of Human Services*

*To: Director, Mayor's Office of Homelessness*

*Requesting/Inquiring: That the Department of Human Services and Mayor's Office of Homelessness report on the feasibility of organizing a client tracking database system shared by regional and State agencies to assess management efficiency for homeless clients, emergency contracts, criminal history, medical history, substance abuse history, employment background, military background, financial background, educational background and family background.*

*From: Supervisor Newsom*

*To: Director, Department of Human Services*

*To: Director, Mayor's Office of Homelessness*

*Requesting/Inquiring: That the Department of Human Services and Mayor's Office of Homelessness report what efforts have been made for interdepartmental communication between the Mayor's Office of Homelessness, Mayor's Office of Housing, Department of Human Services, Department of Public Works, Recreation and Park Department, Commission on the Status of Women, Department of Children, Youth and Their Families, Commission on Aging, Police Department, District Attorney's Office, City Attorney's Office and State and Federal Agencies in order to better keep track of clients and their needs.*

*From: Supervisor Newsom*

*To: Director, Department of Human Services*

*To: Director, Mayor's Office of Housing*

*To: Director, Mayor's Office of Homelessness*

*Requesting/Inquiring: That the Department of Human Services, Mayor's Office of Housing and the Mayor's Office of Homelessness report if there is any performance based incentives offered to any service care providers for homeless services based on the following measurements:*

- 1. Number of clients placed in permanent housing*
- 2. Success of substance abuse programs - long and short term*
- 3. Mental Health - medical facilities*
- 4. Placement of chronically homeless*
- 5. Reduction of length of stay in the Department of Human Services*
- 6. School attendance*
- 7. Employment placements*

*From: Supervisor Peskin*

*To: Director, Mayor's Budget Office*

*Requesting/Inquiring: To inform the Mayor's Budget Office of \$6 to \$12 million in unanticipated funds likely to be available this fiscal year based on the discovery of unbilled property taxes among condominium owners. Supervisor Peskin inquires how these funds will impact planned budget cuts to be implemented by the Mayor's Office during this fiscal year.*

*From: Supervisor Sandoval*

*To: City Attorney*

*Requesting/Inquiring: To draft legislation requiring all City departments to report all competitive solicitations to the Purchaser.*

*Due: December 17, 2001*

### In Memoriams

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

*Lee Rothman (Supervisor Leno)  
Alejandro Raul Espinosa (Supervisor McGoldrick)  
Anne Hombeck (Supervisor Peskin)  
Todd James Shields (Supervisor Ammiano)  
Wing Gim Jin (Supervisors Yee, Newsom)*

### ADJOURNMENT

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

*Gloria L. Young, Clerk*

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

*Approved by the Board of Supervisors on January 14, 2002.*

*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