

BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

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

MEETING MINUTES

Tuesday, December 13, 2005 2:00 PM

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

Regular Meeting

AARON PESKIN, PRESIDENT

*MICHELA ALIOTO-PIER, TOM AMMIANO, CHRIS DALY,
BEVAN DUFTY, SEAN ELSBERND, FIONA MA, SOPHIE MAXWELL,
JAKE McGOLDRICK, ROSS MIRKARIMI, GERARDO SANDOVAL*

Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Committee Membership

Budget and Finance Committee

Supervisors Ammiano, Mirkarimi, Elsbernd

City and School District Select Committee

Supervisors Ammiano, Maxwell, Ma, Commissioners Chin, Commissioner Kelly, Commissioner Wynn

City Operations and Neighborhood Services Committee

Supervisors McGoldrick, Dufty, Ma

Government Audit and Oversight Committee

Supervisors Peskin, Elsbernd, Daly

Land Use Committee

Supervisors Maxwell, Sandoval, McGoldrick

Rules Committee

Supervisors Alioto-Pier, Mirkarimi, Peskin

Select Committee on Ending Gun and Gang Violence

Supervisors Maxwell, Mirkarimi, Ammiano

Meeting Days

Thursday
1:30 PM

2nd Monday (Bi-monthly)
3:30 PM

1st and 3rd Monday
10:30 AM

2nd and 4th Monday
1:00 PM

Wednesday
1:00 PM

Wednesday
10:00 AM

10:00 AM

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

Volume 100 Number 43

Members Present: Michela Alioto-Pier, Tom Ammiano, Chris Daly, Bevan Dufty, Sean Elsbernd, Fiona Ma, Sophie Maxwell, Jake McGoldrick, Ross Mirkarimi, Aaron Peskin, Gerardo Sandoval.

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:07 p.m. On the call of the roll Supervisor Maxwell was noted absent.

There was a quorum.

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

APPROVAL OF MEETING MINUTES

Supervisor McGoldrick, seconded by Supervisor Elsbernd, moved to approve the November 15, 2005 and November 22, 2005 Meeting Minutes. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

CONSENT AGENDA

Recommendations of the City Operations and Neighborhood Services Committee

051449 [Liquor License, 2925 16th Street]

Resolution determining that the issuance of a type 48 on-sale general public premise license to Peter Glikshtern on behalf of Aljoy Inc. for Pink located at 2925 16th Street, will serve the public convenience and necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code with conditions.

Resolution No. 848-05

ADOPTED

051805 [STOP and YIELD Intersections]

Resolution designating certain intersections as "STOP" or "YIELD" intersections.

STOP SIGNS - ESTABLISH

19th Street and Rhode Island Street, stopping 19th Street at Rhode Island Street, making this uncontrolled T-intersection a One-Way STOP.

Leese Street and Richland Avenue, stopping Richard Avenue at Lesse Street, making this an All-Way STOP.
28th Avenue and Lake Street, stopping the northern intersection of 28th Avenue at Lake Street, making this intersection an All-Way STOP.

YIELD SIGN – ESTABLISH

San Bruno Avenue, southbound, merging onto Bayshore Boulevard, south of Arleta Avenue. (Parking and Traffic Department)

(10/19/05: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPT Order No. 3078.)

Resolution No. 849-05

ADOPTED

051806 [Parking Regulations]

Resolution enacting and rescinding parking regulations at various locations.

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

Hillway Avenue, east side, from Carl Street to the north property line of #40 Hillway Avenue.

PERPENDICULAR (90-DEGREE ANGLE) PARKING - ESTABLISH

Hillway Avenue, east side, between Carl Street and Parnassus Avenue.

PARKING METERS, 1-HR. TIME LIMIT - RESCIND**PARKING METERS, 2-HR. TIME LIMIT - ESTABLISH**

20th Avenue, parking lot on west side, between Irving Street and Lincoln Way. (Parking and Traffic Department)

(10/19/05: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPT Order No. 3078.)

Resolution No. 850-05

ADOPTED

051807 [Traffic Regulations]

Resolution enacting and rescinding traffic regulations on various streets.

NO TURN ON RED - ESTABLISH

Franklin Street, northbound, at Fell Street. (Parking and Traffic Department)

(10/19/05: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPT Order No. 3078.)

Resolution No. 851-05

ADOPTED

**051849 [STOP Intersections]
Supervisor Mirkarimi**

Resolution designating certain intersections as "STOP" intersections.

STOP SIGNS - ESTABLISH

Pierce and Fulton: stopping northbound and southbound at Pierce Street, and eastbound and westbound at Fulton Street, making this intersection an All-Way STOP;

4th Ave. at Hugo: stopping northbound and southbound 4th Ave. and eastbound and westbound Hugo, making this intersection an All-Way STOP;

Octavia at Fulton: stopping eastbound and westbound at Octavia Street;

Resolution No. 853-05

ADOPTED

**051847 [Parking Regulations]
Supervisor Sandoval**

Resolution enacting and rescinding parking regulations at various locations.

NO PARKING ANYTIME - ESTABLISH

Alemany Boulevard, westside, from 34 feet to 70 feet north of Ocean Avenue.

(11/8/05: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street.)

Resolution No. 852-05

ADOPTED

**051850 [Traffic Regulations]
Supervisor Sandoval**

Resolution enacting and rescinding traffic regulations on various streets.

BICYCLE LANES - ESTABLISH

Alemaný Boulevard, northbound, from 200 feet west of San Jose Avenue to Niagara Avenue, and from Geneva Avenue to Rousseau Street; and,
Alemaný Boulevard, southbound, from Rousseau Street to Seneca Avenue, and from Geneva Avenue to San Jose Avenue.

LEFT LANE MUST TURN LEFT - ESTABLISH

Alemaný Boulevard, southbound, at Geneva Avenue; and,
Alemaný Boulevard, northbound, at Geneva Avenue.

RIGHT LANE MUST TURN RIGHT - ESTABLISH

Alemaný Boulevard, northbound, at San Jose Avenue/Regent Street; and
Alemaný Boulevard, southbound, at Rousseau Street.

(11/8/05: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street.)

Resolution No. 854-05

ADOPTED

051897 [Proposed Expenditure of California Healthcare for Indigents Program (CHIP) funds for Fiscal Year 2005-06]

Resolution authorizing adoption of the County Description of Proposed Expenditure of California Healthcare for Indigents (CHIP) funds for Fiscal Year 2005-2006 and that the President or duly authorized representative of the Board of Supervisors of the City and County of San Francisco can certify the County Description of Proposed Expenditure of CHIP funds for the Fiscal Year 2005-2006. (Public Health Department)

Resolution No. 855-05

ADOPTED

**051909 [Grant for mosquito control to reduce the threat of West Nile virus]
Supervisors Ma, Dufty**

Resolution authorizing the San Francisco Department of Public Health (SFDPH) to accept and expend retroactively a grant in the amount of \$175,426.20 from the California Department of Health Services (CDHS) for mosquito control to mitigate the threat of West Nile virus transmission, and to enter into an agreement for the use of these funds; for the period of July 1, 2005 to June 30, 2006.

Resolution No. 856-05

ADOPTED

- 051910 [Grant to develop training resources and a support network for injury prevention professionals in California, Kids' Plates initiative]**
Supervisor Alioto-Pier

Resolution authorizing the San Francisco Department of Public Health (SFDPH) to accept and expend retroactively a new grant in the amount of \$55,000 from the San Diego State University Research Foundation (SDSU) for the injury prevention leadership initiative, Kids' Plates, and to enter into an agreement for the use of these funds; for the period of August 15, 2005, to June 30, 2007.

Resolution No. 857-05

ADOPTED

- 051911 [Approve a no-cost extension of grant funds from the prior (third) year of the grant, extend the term of the grant, and change grant-funded positions]**
Supervisor Dufty

Resolution authorizing the San Francisco Department of Public Health (SFDPH) to approve a no-cost extension of grant funds from the Substance Abuse and Mental Health Services Administration (SAMHSA) in the amount of \$309,049 in funds left over from the prior grant year of September 30, 2004 to September 29, 2005, extending the term from September 29, 2005, to September 29, 2006, and changing grant-funded positions; for the new period of September 30, 2005, to September 29, 2006.

Resolution No. 858-05

ADOPTED

- 051912 [Grant to establish an enhanced STD Surveillance Network to better understand trends in gonorrhea and other sexually transmitted diseases and develop appropriate interventions in collaboration with other programs throughout the United States]**
Supervisor Dufty

Resolution authorizing the San Francisco Department of Public Health (SFDPH) to accept and expend retroactively a new grant in the amount of \$80,000 from the Centers for Disease Control and Prevention (CDCP), to establish an enhanced STD Surveillance Network, to enter into an agreement for the use of these funds, and to add one 1.0 new position funded through this grant; for the period of September 30, 2005, to September 29, 2006.

Resolution No. 859-05

ADOPTED

- 051914 [Grant to improve pedestrian safety in Bayview Hunters Point San Francisco]**
Supervisor Maxwell

Resolution authorizing the San Francisco Department of Public Health (SFDPH), to accept and expend a new grant in the amount of \$157,541 from the California Department of Transportation (CDOT) to improve pedestrian safety in Bayview Hunters Point, San Francisco, and to enter into an agreement for the use of these funds; for the period of January 1, 2006, to June 30, 2007.

Resolution No. 861-05

ADOPTED

**051922 [Grant for the Let's Be Healthy! Project to promote healthy living and prevent and manage chronic health conditions among Russian-speaking newcomers in San Francisco]
Supervisors McGoldrick, Ma**

Resolution authorizing the San Francisco Department of Public Health (SFPDH) to accept and expend retroactively a new four year grant, in the amount of \$18,813 for the first year, from Bay Area Community Resources (BACR), for the Let's Be Healthy! Project and to enter into an agreement for the use of these funds; for the period of October 1, 2005, to June 30, 2006.

Resolution No. 862-05

ADOPTED

051941 [Grant to improve accessibility of and participation in the elections process]

Resolution authorizing the San Francisco Department of Elections to accept and expend a grant in an amount not to exceed \$98,521.74 from California Secretary of State, as partial reimbursement for implementation of Help America Vote Act Section 261, to improve improving accessibility to and participation in the elections process. (Elections Department)

Resolution No. 863-05

ADOPTED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Duffy, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Land Use Committee

051462 [Condominium conversion lottery based on seniority of participation]
Supervisors Dufty, Ma, Alioto-Pier

Ordinance amending Subdivision Code Section 1396.1 to prioritize the condominium conversion lottery based on seniority of participation in prior lotteries and making environmental findings.

Supervisor Mirkarimi was previously excused from voting on this matter.

Ordinance No. 281-05

FINALLY PASSED by the following vote:

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

NEW BUSINESS

Recommendation of the Budget and Finance Committee

051827 [Exempting pushcart peddlers with BART permits at 16th and 24th Street Stations from Police permit requirements]
Supervisor Ammiano

Ordinance amending Article 17.3 of the Police Code by amending Section 1330 to define BART; adding Section 1330.2 to exempt pushcarts who obtain permits from BART for the 16th St. and 24th St. BART stations or adjacent plaza from obtaining a police permit; amending Section 1330.5 to require the Health Department Director to make a recommendation to BART within 30 days after the filing of such application with BART; amending Section 1330.14 to require the Health Department Director to forward the Certificate of Sanitation decal number assigned to each pushcart under the jurisdiction of BART to BART; and by renumbering Sections 1330.2 through 1330.6.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Recommendations of the Land Use Committee

**050601 [Better Neighborhoods Plus Planning and Implementation Process]
Supervisors McGoldrick, Maxwell**

Ordinance amending the Administrative Code to add Chapter 36 to establish uniform procedures for developing comprehensive neighborhood plans (the "Better Neighborhoods Planning and Implementation Process"); amending Administrative Code Section 3.4 to provide for integrated Better Neighborhoods Plan budget documents; amending Planning Code to add Section 312A regarding discretionary review for projects proposed in Better Neighborhoods Plan areas; and Section 312B to establish permit review procedures for certain projects within Better Neighborhoods Plan areas; and making environmental findings and findings of consistency with the priority policies of Planning Code Section 101.1 and the General Plan.

Supervisor Ma, seconded by Supervisor Mirkarimi, moved to continue this matter to January 17, 2006 pending Board action on reinstating the January 17, 2006 Board meeting.

Supervisor Ma, seconded by Supervisor Mirkarimi, moved that this Ordinance be CONTINUED. The motion carried by the following vote:

Ayes: 8 - Alioto-Pier, Daly, Dufty, Elsbernd, Ma, Mirkarimi, Peskin, Sandoval
Noes: 3 - Ammiano, Maxwell, McGoldrick

051120 [Street Encroachment at 624 Laguna Street]

Resolution granting revocable permission to 624 Laguna LP, to occupy a portion of the public right-of-way for the installation and operation of a new sub-sidewalk elevator under the sidewalk fronting the subject property at 624 Laguna Street (Block 0807, Lot 012), and making findings of consistency with the City's General Plan and Planning Code Section 101.1. (Public Works Department)

Resolution No. 847-05

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

*Supervisor Dufty, seconded by Supervisor Alioto-Pier, moved to rescind the previous vote.
Motion to rescind the previous vote carried without objection.*

Amended on page 3, line 12, after "786" by inserting "et seq".

Resolution No. 847-05

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

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

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

051995 [Fifth Annual Youth Recognition Day]

Fifth Annual Youth Recognition Day Presentation. (Clerk of the Board)

Gloria L. Young, Clerk of the Board and Colleen Montoya, former Director of the Youth Commission Director recognized Ron McCann's accomplishments upon his leaving the staff of the Youth Commission. Supervisor Peskin presented a Certificate of Honor to Ron McCann in recognition of his employment with the Youth Commission.

Chair of the Youth Commission

Representatives from Congresswoman Pelosi, Assemblyman Mark Leno and Mayor Gavin Newsom Offices presented Certificates of Honor to the the individuals being honored by the Board of Supervisors.

The following individuals were recognized by the Board of Supervisors

*Corey Linehan, Supervisor Michela Alioto-Pier
Lucila Bravo, Supervisor Tom Ammiano
Nyguyet Ha, Supervisor Chris Daly
Wilson Jimenez, Supervisor Bevan Dufty
Yvonne Chen, Supervisor Elsbernd
Langford Poh, Supervisor Fiona Ma
Carlos Guterrez, Supervisor Sophie Maxwell
Chhu Sen leng, Supervisor Jake McGoldrick
Tyshena White, Supervisor Ross Mirarimi
Ben Ng, Supervisor Aaron Peskin
Jared Wilson, Supervisor Gerardo Sandoval*

Rachel Antrobus, Director of the Youth Commisisoner addressed the Board members.

HEARD AT PUBLIC HEARING.

SPECIAL ORDER 4:00 P.M.**051858 [Public Hearing - Appeal of Categorical Exemption from Environmental Review for 1135-1139 Green Street]**

Hearing of persons interested in or objecting to the decision of the Planning Department dated August 23, 2005, Case No. 2005.0842D, (Building Permit Application No. 2005.06.16.5311), exempting from environmental review under the California Environmental Quality Act ("CEQA") the proposal to construct a new subterranean basement and five-car garage under three existing two-story townhouses. The subject property is within an RH-3 (Residential, House, Three-Family) District and a 40-X Height and Bulk District. The project site is located at 1135-1139 Green Street, south side of Green Street between Hyde and Leavenworth Streets; Lots 115, 116, and 117 in Assessor's Block 0125. (Appellants: F. Joseph Butler on behalf of The Little House Committee and Russian Hill Community Association.)

The President inquired as to whether or not any member of the public wished to address the Board.

The President declared the public hearing closed.

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

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the Categorical Exemption from Environmental Review described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

Planning Department rescinded its environmental exemption.

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

051859 [Affirming the categorical exemption issued for 1135-1139 Green Street]

Motion affirming the determination by the Planning Department that the 1135-1139 Green Street project is categorically exempt from environmental review under the California Environmental Quality Act. (Clerk of the Board)

Supervisor Maxwell, seconded by Supervisor Sandoval, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

051860 [Disapproving the categorical exemption for 1135-1139 Green Street]

Motion disapproving the determination by the Planning Department that the 1135-1139 Green Street project is categorically exempt from environmental review under the California Environmental Quality Act. (Clerk of the Board)

Supervisor Maxwell, seconded by Supervisor Sandoval, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

051861 [Preparation of findings related to the categorical exemption issued for 1135-1139 Green Street]

Motion directing the Clerk of the Board to prepare findings related to the appeal of the determination by the Planning Department that the 1135-1139 Green Street project is categorically exempt from environmental review under the California Environmental Quality Act. (Clerk of the Board)

Supervisor Maxwell, seconded by Supervisor Sandoval, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

SPECIAL ORDER 4:30 P.M.

051936 [Public Hearing - Appeal of Final Mitigated Negative Declaration for 2660 Harrison Street]

Hearing of persons interested in or objecting to the decision of the Planning Department dated November 3, 2005, File Number 2004.0672E, for the proposed development project at 2660 Harrison Street.

(Filed 11/23/05; companion measure to Files 051936, 051937, 051938, 051939, District 9.)

The President inquired as to whether or not any member of the public wished to address the Board.

Continued to January 24, 2006.

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

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the final mitigated negative declaration decision described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

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

- 051937 [Affirming adoption of the final mitigated negative declaration for 2660 Harrison Street]**
Motion affirming Planning Commission adoption of the final mitigated negative declaration for 2660 Harrison Street. (Clerk of the Board)
Continued to January 24, 2006
Supervisor Elsbernd, seconded by Supervisor Mirkarimi, moved that this Motion be CONTINUED. The motion carried by the following vote:
Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
- 051938 [Reversing adoption of the final mitigated negative declaration for 2660 Harrison Street]**
Motion reversing the Planning Commission adoption of the final mitigated negative declaration for 2660 Harrison Street. (Clerk of the Board)
Continued to January 24, 2006
Supervisor Elsbernd, seconded by Supervisor Mirkarimi, moved that this Motion be CONTINUED. The motion carried by the following vote:
Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
- 051939 [Preparation of findings to reverse adoption of the final mitigated negative declaration for 2660 Harrison Street]**
Motion directing the Clerk of the Board to prepare findings reversing the Planning Commission adoption of the final mitigated negative declaration for 2660 Harrison Street. (Clerk of the Board)
Continued to January 24, 2006
Supervisor Elsbernd, seconded by Supervisor Mirkarimi, moved that this Motion be CONTINUED. The motion carried by the following vote:
Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

COMMITTEE REPORTS

051906 [Appointment - Police Commission]

Motion confirming the Rules Committee's nominations of, and appointing, David Campos, term ending April 30, 2006, and Petra DeJesus, term ending April 30, 2009, to the San Francisco Police Commission.

David Campos, succeeding Peter Keane, resigned, seat 2, must be nominated by the Rules Committee or its successor and subject to confirmation by the Board of Supervisors, for the unexpired portion of a two-year term ending April 30, 2006.

Petra DeJesus, succeeding Gayle Orr-Smith, resigned, seat 3, must be nominated by the Rules Committee or its successor and subject to confirmation by the Board of Supervisors, for the unexpired portion of a four-year term ending April 30, 2009.

Motion No. M05-154

APPROVED by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Duffy, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

ROLL CALL FOR INTRODUCTIONS

PUBLIC COMMENT

Abdalla Megahed; showed interest in homeless issues

Richard Stetman, expressed concern with issues relating to the SFPD

Male speaker; Support of Item 35, urging the Names Project Foundatin to return the AIDS Quilt to SF

James Chaffee; expressed concerns with issues relating the SF Library

Eugene J. Gordon; expressed concern with international issues

Male Speaker; expressed concern with the Chinese New Year's parade and process for participating

Female Speaker; expressed concern with the Chinese New Year's parade and process for participating

Male Speaker; expressed concern issues with the Chinese New Year's parade

Nan Su; expressed concern with the Chinese New Year's parade and process for participating

Rubin David Goodman; expressed concern with the Empress Hotel evictions

Alexander; expressed concern with the Housing Authority employment practices

Male Speaker, Shop steward for custodians; expressed concern with the Housing Authority employment issues

Male speaker, representing custodians; expressed concern with the Housing Authority employment issues

Female speaker; showed interest in Declaring December 17 as Ending Violence Against Sex Workers

Female speaker; showed interest in Declaring December 17 as Ending Violence Against Sex Workers

Andrew Green; expressed concern with the construction of high rises in San Francisco

Male speaker, expressed concern with individuals on fixed incomes and homeless shelters

Supervisor Daly was noted absent at 4:55 p.m.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures were introduced for adoption without committee reference. A unanimous vote is required for adoption of these resolutions today. Any Supervisor may require any resolution to go to committee.

**051965 [Accept-Expend State Grant - Port Commission]
Supervisor Alioto-Pier**

Resolution authorizing the San Francisco Port Commission to accept and expend a grant in the amount of \$450,000 from the Governor's Office of Homeland Security for purchase of security enhancements.

Resolution No. 864-05

ADOPTED

**051966 [Honoring Rosa Parks]
Supervisors Ammiano, Maxwell, Dufty, Peskin, Mirkarimi, Daly, Alioto-Pier, McGoldrick, Ma, Elsbernd**

Resolution commemorating the life and mourning the loss of Rosa Parks, an icon of the Civil Rights Movement whose brave act of refusing to give up her seat on an Alabama bus in 1955 led to the end of legalized segregation in the United States; and further declaring that December 1st shall annually be observed as Rosa Parks Commemoration Day in the City and County of San Francisco and further urging the President of the United States and the United States Congress to officially designate December 1st as a holiday to commemorate the life and contribution of Rosa Parks and the legacy of the Civil Rights movement in the United States; and further encouraging all businesses in the City, both public and private, to either close on December 1st or allow the many workers and students in the City who will want to attend Rosa Parks Commemoration events taking place during normal business hours to take the day off or to leave work and school early with impunity.

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

Resolution No. 865-05

ADOPTED

**051969 [Urging the Names Project Foundation to return the AIDS Quilt to San Francisco]
Supervisors Dufty, Ammiano, Mirkarimi**

Resolution urging the Names Project Foundation to return the AIDS Quilt to San Francisco.

Resolution No. 866-05

ADOPTED

**051970 [Commending Supervisor Zev Yaroslavsky for 30 years of elected service to the City and County of Los Angeles, California]
Supervisor Dufty**

Resolution commending Supervisor Zev Yaroslavsky for 30 years of dedicated elected public service to the City and County of Los Angeles, California.

Resolution No. 867-05

ADOPTED

**051971 [Commending Wells Fargo]
Supervisors Dufty, Ammiano**

Resolution commending Wells Fargo for its Exemplary Corporate Citizenship and Commitment to Diverse Communities.

Resolution No. 868-05

ADOPTED

- 051972 [Expressing best wishes to Eric Batchelder for a successful recovery and commending his dedication and courage as a member of the San Francisco Police Department]
Supervisors Duffy, Elsbernd**

Resolution expressing best wishes to Eric Batchelder for a successful recovery and commending his dedication and courage as a member of the San Francisco Police Department.

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

Resolution No. 869-05

ADOPTED

- 051973 [Russian Bilingual Bicultural Program]
Supervisor Ma**

Resolution urging the San Francisco Unified School District to consider the feasibility of establishing a Russian Bilingual Bicultural Program, incorporating methods from the European educational system of learning.

Resolution No. 870-05

ADOPTED

- 051974 [Accept-Expend Grant - Public Library]
Supervisor Ma**

Resolution authorizing the Department of Public Library to accept and expend a grant in the amount of \$153,000 from the Bill & Melinda Gates Foundation to provide sustainable public access computer hardware and software upgrades.

Resolution No. 871-05

ADOPTED

- 051975 [Accept-Expend Federal Grant - Office of the Chief Medical Examiner]
Supervisors Ma, Duffy**

Resolution authorizing the Office of the Chief Medical Examiner to accept and expend a grant in the amount of \$74,300.00 from the Office of Justice Programs of the Department of Justice for Forensic Science improvement.

Resolution No. 872-05

ADOPTED

- 051977 [Accept and Expend Federal Transportation Grant - Airport Commission]
Supervisor Ma**

Resolution authorizing the Airport Commission to accept and expend a grant totaling \$44,000 from the Federal Transit Administration through the California Department of Transportation (CalTrans) and the Metropolitan Transportation Commission (MTC) for ground transportation planning interns.

Resolution No. 873-05

ADOPTED

**051978 [Accept-Expend State Grant - Port Commission]
Supervisor Maxwell**

Resolution authorizing the San Francisco Port Commission to accept and expend \$4,200,000 in grant funds from the Safe Accountable Flexible Efficient Transportation Equity Act: a Legacy for Users (\$3,200,000), the Metropolitan Transportation Commission Regional Bicycle and Pedestrian Program Grant (\$750,000), and the Association of Bay Area Governments (\$250,000) for continued work on the Illinois Street Intermodal Bridge Project.

Resolution No. 874-05

ADOPTED

**051979 [International Day to end violence against sex workers]
Supervisor McGoldrick**

Resolution proclaiming December 17th, 2005 as International Day to End Violence Against Sex Workers in San Francisco.

Resolution No. 875-05

ADOPTED

**051987 [Calling for the immediate incorporation of human rights curricula in primary and secondary schools and offering express support for the drafting of an International Convention on Human Rights]
Supervisors McGoldrick, Mirkarimi, Elsbernd**

Resolution calling for the immediate incorporation of human rights education into the curricula of primary and secondary schools in San Francisco and encouraging the teaching of human rights in schools worldwide and offering express support for the drafting of an International Convention on Human Rights for the new millennium.

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

Resolution No. 876-05

ADOPTED

**051988 [Commending the 409 House at 409 Clayton Street]
Supervisor Mirkarimi**

Resolution commending the 409 House at 409 Clayton Street in recognition of its contributions to community activism in San Francisco.

Resolution No. 877-05

ADOPTED

**051989 [Commending the Coordinators of the Thanksgiving Dinner for the Homeless and Needy]
Supervisor Mirkarimi**

Resolution commending the event coordinators of the Thanksgiving Dinner for the Homeless and Needy for organizing a successful holiday celebration and feast in the Western Addition.

Resolution No. 878-05

ADOPTED

**051990 [Exclusive Negotiating Agreement for Development of the Old Mint]
Supervisor Peskin**

Resolution extending the expiration date of the Exclusive Negotiating Agreement between the City and the San Francisco Museum and Historical Society for the development of the Old Mint.

Resolution No. 879-05

ADOPTED

The foregoing items were acted upon by the following vote:

Ayes: 10 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Absent: 1 - Daly

Supervisor Ammiano, seconded by Supervisor Sandoval, moved to suspend Board of Supervisors Rule 4.37. Motion to suspend the Board of Supervisors Rules of Order 4.37 carried without objection.

Severed from the Without Reference to Committee Agenda

Supervisor Ammiano requested that this matter be severed so that it might be considered separately

**051928 [Bernal Heights preschool]
Supervisor Ammiano**

Resolution urging that the Bernal Preschool return to the Bernal Branch Library upon completion of the Branch Library Renovation.

Supervisor Elsbernd, seconded by Supervisor Ammiano, moved to amend on page 4, line 21, by inserting "potential" before the word "return".

Motion to amend carried without objection.

Supervisor Elsbernd, seconded by Supervisor Ammiano, moved that this Resolution be AMENDED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Resolution No. 883-05

ADOPTED AS AMENDED by the following vote:

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Noes: 1 - Alioto-Pier

IMPERATIVE AGENDA

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

[Purely Commendatory Finding]

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

Supervisor Ammiano, seconded by Supervisor Elsbernd, moved **ADOPTION** of the purely Commendatory Finding.

The motion carried by the following vote:

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

[Brown Act Finding]

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

Supervisor Ammiano, seconded by Supervisor Elsbernd, moved **ADOPTION** of the purely Brown Act Finding. The motion carried by the following vote:

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

052015 [Kenneth Rexroth Day]
Supervisor Peskin

Resolution declaring December 22, 2005 Kenneth Rexroth Day in San Francisco.

Resolution No. 880-05

ADOPTED by the following vote:

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

052016 [Commending The Honorable Judge Alex E. Saldamando]
Supervisor Sandoval

Resolution commending the Honorable Judge Alex E. Saldamando for his contributions to the San Francisco Superior Court and the California Judiciary.

Resolution No. 881-05

ADOPTED by the following vote:

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

052017 [Commending Doris Maae]
Supervisor Sandoval

Resolution commending Doris Maae for her efforts to ensure that Pacific Islanders in San Francisco have access to the political process.

Resolution No. 882-05

ADOPTED by the following vote:

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

OFF-AGENDA LEGISLATION

Introduced by Supervisors or Mayor

Ordinances

**052006 [Appropriation of Assessments Levied for Business Improvement Districts]
Supervisor Peskin**

Ordinance amending the Fiscal Year 2005-2006 Annual Appropriation Ordinance to appropriate revenues collected from special assessments for disbursement to the respective nonprofit Owners' Associations for administration of the property-based business improvement districts in San Francisco for authorized purposes. 12/13/05, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee. Sponsor requests this item be scheduled at the January 9, 2006 meeting.

**052020 [Appropriate \$1,500,000 of funding from the General Fund Reserve to the Mayor's Office of Community Development to fund the Real Ownership Opportunities for Tenants program]
Supervisor Daly**

To appropriate \$1,500,000 of funding from the General Fund Reserve to the Mayor's Office of Community Development to fund the Real Ownership Opportunities for Tenants project for Fiscal Year 2005-2006; and to establish criteria for the creation of the Real Ownership Opportunities for Tenants project.

(Fiscal impact.)

12/13/05, RECEIVED AND ASSIGNED to Budget and Finance Committee.

**052021 [General Advertising Signs – Relocation Agreements, Sign Inventories]
Supervisor Peskin**

Ordinance amending the San Francisco Administrative Code by adding Section 2.21 to establish a General Advertising Sign Relocation Procedure; amending the San Francisco Planning Code by amending Section 303 to add criteria for the Planning Commission's approval of a general advertising sign relocation site, adding Section 358 to establish fees for the Planning Department's review of General Advertising Sign Inventories and proposed Relocation Agreements, amending Planning Code Section 604 to prohibit general advertising signs that have been removed from being replaced on the same site, adding Section 604.2 to require general advertising sign companies to maintain and submit to the City current inventories of their signs, and amending Sections 1005 and 1111.7 to prohibit the relocation of new general advertising signs to Historic Districts or Conservation Districts or on an historic property regulated by Articles 10 and 11 of the Planning Code; and adopting findings including environmental findings and findings of consistency with the Priority Policies of Planning Code Section 101.1 and the General Plan.

12/13/05, ASSIGNED UNDER 30 DAY RULE to Land Use Committee, expires on 1/12/2006.

052022 [Amending the Articles of Formation of the South of Market Project Area Committee to Require new elections]**Supervisor Daly**

Resolution amending the Articles of Formation of the South of Market Project Area Committee to require new elections following the adoption of the Redevelopment Plan Amendment for the South of Market Redevelopment Project Area.

12/13/05, RECEIVED AND ASSIGNED to Rules Committee.

052025 [Residential Rent Ordinance: Landlord may not sever parking/storage/access to specified common areas without just cause; tenant entitled to rent reduction upon severance.]**Supervisors Mirkarimi, Daly, Maxwell, Peskin**

Ordinance amending Administrative Code Chapter 37 "Residential Rent Stabilization and Arbitration Ordinance" by amending Section 37.2(r) to provide that parking or storage or access to common areas on the same lot, or similar facilities or space on the same lot, may not be severed by the landlord without just cause; and that where such severance does occur the tenant is entitled to a reduction in rent.

12/13/05, ASSIGNED UNDER 30 DAY RULE to Land Use Committee, expires on 1/12/2005.

052027 [Adopting the Redevelopment Plan for the Mid-Market Redevelopment Project Area]**Mayor**

Ordinance adopting the Redevelopment Plan for the Mid-Market Redevelopment Project Area; approving and adopting findings pursuant to the California Environmental Quality Act and a Statement of Overriding Considerations for the Redevelopment Plan for the Mid-Market Redevelopment Project Area; adopting findings that the Mid-Market Redevelopment Plan and related documents are 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; and authorizing official acts in furtherance of this ordinance.

(Fiscal impact.)

12/13/05, ASSIGNED UNDER 30 DAY RULE to Land Use Committee, expires on 1/12/2006.

**052028 [Mid-Market Special Use District]
Mayor**

Ordinance amending the San Francisco Planning Code by adding Sections 249.27, 145.4, 155.5, 166, 167, and 263.18 and by amending Sections 123 (Maximum Floor Area Ratio), 153 (Rules for Calculation of Required Spaces), 204.3 (Accessory Uses in C and M Districts), and 309 (Permit Review in C-3 Districts) in order to create a Mid-Market Special Use District consistent with the Mid-Market Redevelopment Plan as an overlay to existing use, height and bulk controls; imposing a variety of use, density, design and other controls to promote the development of a mix of uses including new housing of a range of types and affordable to a variety of income levels, to support the development of arts, cultural and entertainment uses by among other things allowing additional square footage of development in return for contributions to a Mid-Market Arts Space Fund through the purchase of Arts Credits pursuant to a subsequently enacted ordinance, to encourage the adaptive reuse of historic resources, to encourage active uses along Market Street and other public rights-of-way, to further the City's Transit First Policy by limiting accessory parking, discouraging long-term parking, imposing requirements for bicycle parking and car sharing, and separating parking costs from housing costs; adopting environmental findings and findings of consistency with the General Plan and the eight priority policies of Planning Code Section 101.1.

12/13/05, ASSIGNED UNDER 30 DAY RULE to Land Use Committee, expires on 1/12/2006.

SUPPORTING DOCUMENTS - Redevelopment Resolutions 167-2005 through 171-2005; Delegation Agreement; Planning Commission Motions No. 17050 through 17052.

**052029 [Zoning Map Amendments – Mid-Market Special Use District]
Mayor**

Ordinance amending the San Francisco Planning Code by amending the Zoning Map of the City and County of San Francisco to change Maps 1SU, 2SU, 7 and 7SU for the area generally bounded by Eleventh Street to the West, the triangular blocks north of Market Street from Tenth to Fifth Streets to the North, Fifth Street to the South, and Minna Alley and Mission Street to the South for blocks and lots described below; adopting environmental findings and findings of consistency with the General Plan and the eight priority policies of Planning Code Section 101.1.

12/13/05, ASSIGNED UNDER 30 DAY RULE to Land Use Committee, expires on 1/12/2006.

SUPPORTING DOCUMENTS - Mid-Market Redevelopment Plan Mitigation Monitoring and Reporting Plan; CEQA Findings; Redevelopment Resolution 172-2005; Addendum to Environmental Impact Report; Final Environmental Impact Report.

Resolutions

**052007 [Resolution to establish the Fisherman's Wharf Community Benefit District]
Supervisor Peskin**

Resolution establishing a property-based business improvement district to be known as the "Fisherman's Wharf Community Benefit District (CBD)," ordering the levy and collection of assessments against property located in that district for 15 years, commencing with fiscal year 2005-2006, subject to conditions as specified, and making environmental findings.

12/13/05, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee. Sponsor requests this item be scheduled at the January 9, 2006 meeting.

**052012 [Public Education Enrichment Fund for FY 2006-2007]
Supervisor Ammiano**

Resolution requesting the Budget and Finance Committee of the Board of Supervisors consider selected revenue increases and expenditure reductions in order to fund the City's obligation of Proposition H funding to the Public Education Enrichment Fund for FY 2006-2007.

12/13/05, RECEIVED AND ASSIGNED to Budget and Finance Committee.

**052013 [Conditional approval of an historical property contract for the Chronicle Building]
Supervisor Ma**

Resolution under Chapter 71 of the San Francisco Administrative Code, conditionally approving an historical property contract between 690 HTC LLC and 690B LLC, the owners of the existing Chronicle Building, a structure with an eleven story tower and adjoining sixteen story tower located at 690 Market Street, also known as conditional landmark No. 243 and the City and County of San Francisco, conditionally authorizing the Director of Planning and the Assessor to execute an historical property contract at such time as the Chronicle Building becomes Landmark No. 243, the Board of Supervisors determines that the rehabilitation plan for the Chronicle Building has been completed, and the City is fully compensated for its time and material costs in processing and administering the application for an historical property contract for the Chronicle Building.

(Fiscal impact.)

12/13/05, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

**052014 [Declaration of Election Results]
Supervisor Peskin**

Resolution declaring the results of the November 8, 2005 Consolidated Special Statewide Election.

12/13/05, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**052018 [Contract with Owners' Association for administration of North of Market/Tenderloin Community Benefit District]
Supervisor Daly**

Resolution approving an agreement with the nonprofit Owners' Association for administration of the property-based business improvement district known as the "North of Market/Tenderloin Community Benefit District" pursuant to Section 36651 of the Streets and Highways Code.

12/13/05, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

**052019 [Accept-Expend Federal Grant - Police Department]
Supervisor Ma**

Resolution authorizing the Chief of Police for the City and County of San Francisco to retroactively accept and expend grant funds in the amount of \$225,542 made available through the United States Department of Justice, Office of Community Oriented Policing Services (COPS) for a project entitled Secure Our Schools.

12/13/05, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

Supervisor requests this item be heard in the City Operations & Neighborhood Services.

**052026 [Contract with Owners' Association for administration of Fisherman's Wharf Community Benefit District]
Supervisor Peskin**

Resolution approving an agreement with the nonprofit Owners' Association for administration of the property-based business improvement district known as the "Fisherman's Wharf Community Benefit District" pursuant to Section 36651 of the Streets and Highways Code.

12/13/05, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

**052030 [Contract with Owners' Association for administration of 2500 Block of Mission Street Business Improvement District]
Supervisor Ammiano**

Resolution approving an agreement with the nonprofit Owners' Association for administration of the property-based business improvement district known as the "2500 Block of Mission Street Business Improvement District" pursuant to Section 36651 of the Streets and Highways Code.

12/13/05, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee. Sponsor requests this item be removed from the adoption without committee reference calendar for the BOS meeting of January 10, 2006 and placed on the GAO Committee calendar for Monday, January 9th, 2006 as a Committee Report.

**052031 [Supporting Assembly Bill 944 (Ridley Thomas)]
Supervisors Ammiano, Maxwell, McGoldrick, Daly**

Resolution urging the Governor of California and the California Senate and Assembly to support the passage of Assembly Bill 944 (Ridley Thomas) which will require a warning label be conspicuously posted wherever firearms are sold and that the warning be included in firearms sales contracts and further that the warning be included in the Handgun Safety Certificate Study Guide published by the California Department of Justice.

12/13/05, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**052032 [Commending George Gulbengay upon his retirement from the San Francisco Police Department]
Supervisors Duffy, Elsbernd, Ma**

Resolution commending George Gulbengay upon his retirement from the San Francisco Police Department.

12/13/05, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**052033 [Urging the renaming of Western Addition Branch Library]
Supervisors Mirkarimi, Duffy**

Resolution urging the Library Commission to rename the Western Addition Branch Library as the Mary Helen Rogers Branch Library.

12/13/05, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

**052023 [Release of DCYF funds for youth services]
Supervisor Daly**

Hearing to consider release of DCYF funds for youth services in the South of Market on reserve in the Budget and Finance Committee.

12/13/05, RECEIVED AND ASSIGNED to Budget and Finance Committee.

**052024 [Release of Department of Human Services funds for senior services]
Supervisor Daly**

Hearing to consider release of Department of Human Services funds for senior services in the South of Market currently on reserve in the Budget and Finance Committee.

12/13/05, RECEIVED AND ASSIGNED to Budget and Finance Committee. 1/6/06 - Received correspondence from Human Services Agency requesting release of \$78,601,33 to fund the Congregate Meal and Community Services for seniors and Younger Disabled Adults in the South of Market area.

Charter Amendments

**052008 [Charter Amendment - Requiring that one-time revenues be spent only for one-time uses, unless otherwise authorized by the Board of Supervisors]
Supervisors Elsbernd, Ma**

Charter amendment (First Draft) to add Section 9.120 to require that one-time revenues be spent only for one-time uses, unless the Board of Supervisors appropriates the revenues for another purpose by a two-thirds' vote.

12/13/05, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 1/12/2006. 12/21/05 - Pursuant to Rules of Order 2.28.4 and 2.28.6 referred to Controller, City Attorney, Ethics Commission, Director of Administrative Services, City Administrator, Environmental Review Officer, Mayor's Office, Budget Analyst, Department of Elections.

**052009 [Charter Amendment - Homicide Prevention Plan; Survivor Assistance; Funding for Violence Prevention Programs]
Supervisors Daly, Ammiano, Maxwell, Mirkarimi**

Charter amendment (First Draft) to add Section 16.126 to: establish a San Francisco Homicide Prevention Plan and Homicide Prevention Planning Council; create a Survivors' Advocate and a City fund to help pay specified expenses for survivors of homicide victims; appropriate an additional \$20 million per year for the next four years to fund violence prevention programs identified in the Plan; and, set an expiration date.

(Fiscal impact.)

12/13/05, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 1/12/2006. 12/21/05 - Pursuant to Rules of Order 2.28.4 and 2.28.6 referred to Controller, City Attorney, Ethics Commission, Director of Administrative Services, City Administrator, Environmental Review Officer, Mayor's Office, Budget Analyst, Department of Elections.

1/9/06 - Referred to Youth Commission, Juvenile Probation Commission, Police Commission.

**052010 [Charter Amendment - Providing for an annual cost-of-living adjustment to the monthly stipend for members of the Board of Education and the Governing Board of the Community College District]
Supervisor Daly**

Charter Amendment (First Draft) to amend Sections 8.100 and 8.101 to increase the monthly stipend for members of the Board of Education and the Governing Board of the Community College District from \$500 to \$1,000, and to provide for an annual cost-of-living adjustment.

12/13/05, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 1/12/2006. 12/21/05 - Pursuant to Rules of Order 2.28.4 and 2.28.6 referred to Controller, City Attorney, Ethics Commission, Director of Administrative Services, City Administrator, Environmental Review Officer, Mayor's Office, Budget Analyst, Department of Elections.

1/12/06 - Referred to Board of Education, Community College District, Human Resources-ERD.

**052011 [Charter Amendment - Port Commission: qualifications and term limits for Port Commission members; increasing the number of Commission members from 5 to 7; criteria for use of Port property; capital and financial plans]
Supervisor Peskin**

Charter Amendment (First Draft) to amend Section 4.114 to establish minimum qualifications for members of the Port Commission, impose term limits, increase the number of Commission members from five to seven, and limit hold-over appointments.

12/13/05, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 1/12/2006. 12/21/05 - Pursuant to Rules of Order 2.28.4 and 2.28.6 referred to Controller, City Attorney, Ethics Commission, Director of Administrative Services, City Administrator, Environmental Review Officer, Mayor's Office, Budget Analyst, Department of Elections.

Motions

**052004 [City and School District Off-Site Meetings]
Supervisor Ammiano**

Motion ordering the City and School District Committee meetings of the Board of Supervisors be held at the Irving G. Breyer Board Meeting Room, Board of Education, 555 Franklin Street, First Floor, San Francisco, on Monday, March 13; Monday, May 8; Monday July 10; Monday, September 11 and Monday, November 13, 2006, at 4:00 P.M.; and directing the Clerk of the Board to prepare the proper notices and postings.

12/13/05, RECEIVED AND ASSIGNED to Rules Committee.

**052005 [Needle Exchange Emergency]
Supervisors Ammiano, Daly, Peskin, McGoldrick, Maxwell, Dufty, Mirkarimi**

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

Version.

12/13/05, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

PROPOSED ORDINANCES

**051983 [Changing the official sidewalk width - Turk Street]
Supervisor Daly**

Ordinance amending Ordinance No. 1061 entitled "Regulating the Width of Sidewalks" by adding thereto Section 1568 to change the official sidewalk width on the southerly side of Turk Street; making environmental findings and findings pursuant to the General Plan and Planning Code Section 101.1; and requiring relocation, modification, or both of facilities affected by the sidewalk width change. (Public Works Department)
12/5/05, RECEIVED AND ASSIGNED to Land Use Committee.

**051984 [Changing the official sidewalk width - Market, Main, and Spear Streets]
Supervisor Daly**

Ordinance amending Ordinance No. 1061 entitled "Regulating the Width of Sidewalks" by adding thereto Section 1567 to change the official sidewalk widths on the southerly side of Market Street, easterly side of Main Street, and the westerly side of Spear Street; making environmental findings and findings pursuant to the General Plan and Planning Code Section 101.1; and requiring relocation, modification, or both of facilities affected by the sidewalk widths changes. (Public Works Department)
12/5/05, RECEIVED AND ASSIGNED to Land Use Committee.

051985 [Deletion of a street flower market location on Market Street at Fifth Street]

Ordinance amending Public Works Code Article 5, Section 155 to delete the street flower market location on the south side of Market Street within 100 feet of the west line of 5th Street. (Public Works Department)
12/5/05, ASSIGNED UNDER 30 DAY RULE to City Operations and Neighborhood Services Committee, expires on 1/12/2006.

PROPOSED RESOLUTIONS

051942 [Amendment to Paratransit Broker Agreement]

Resolution approving Amendment No. 6 to Agreement between the City and County of San Francisco and ATC/Vancom, Inc., to lease up to 20 accessible vans to the Contractor to be subleased to Lift Van/ADA Access service providers participating in the City's Paratransit Program. (Municipal Transportation Agency)
11/30/05, RECEIVED AND ASSIGNED to Budget and Finance Committee.

051944 [Parking Regulations]

Resolution enacting and rescinding parking regulations at various locations.

UNMETERED MOTORCYCLE PARKING - ESTABLISH

285 Dorland Street, south side, between the driveways of #285 and #295 Dorland Street (establishes three motorcycle parking spaces in this 14.5 foot space).

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

Folsom Street, west side, between Cesar Chavez Street and 26th Street.

PERPENDICULAR (90-DEGREE ANGLE) PARKING - ESTABLISH

Mississippi Street, west side, north of 25th Street to the terminus

PARKING METER AREA NO. 3 (2-HOUR PARKING TIME LIMIT, 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) - ESTABLISH

Green Street, south side, from Battery Street to 140 feet westerly; and,
Green Street, south side, from Sansome Street to 16 feet easterly.

PARKING METER AREA 3, 2-HOUR TIME LIMIT, 9AM TO 6PM, MONDAY THROUGH SATURDAY- ESTABLISH

Ellis Street, both sides, between Van Ness Avenue and Franklin Street

PARKING METER AREA 3, 2-HOUR TIME LIMIT, 9 AM TO 6 PM, MONDAY THROUGH SATURDAY -ESTABLISH

Portola Drive, south side, between Fowler Avenue and Evelyn Way and between Teresita and O'Shaughnessy Boulevards

1-HOUR TIME LIMIT PARKING - RESCIND**PARKING METER AREA 1, 7AM TO 6PM, 2-HOUR, MONDAY THROUGH SATURDAY - ESTABLISH**

Tehama Street, north side, between 1st Street and 140 feet west of 2nd Street (Unit and 100 block)
Clementina Street, south side, between 1st and 2nd Streets (Unit block)

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH

Market Street, south side, from Octavia Street off-ramp to Valencia Street

TOW-AWAY, NO PARKING ANYTIME - RESCIND

Market Street, south side, from 151 feet west of Valencia Street to McCoppin Street

TOW-AWAY, NO STOPPING, 7 AM TO 9 AM, EXCEPT SATURDAY – RESCIND

Market Street, south side, from Valencia Street to 151 feet westerly

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

Mars Street, both sides, between 17th and Corbett Streets (Unit block)

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

Divisadero Street, east side, between Haight and Page Streets (200 block)

STREET CLOSURE - ESTABLISH

Jack Kerouac Alley, between Grant and Columbus Avenue (permanent closure to automobile traffic).

SIDEWALK WIDTH - EXTENSION

Mission Street and 18th Street intersection, northwest and southeast corners (sidewalk would be widened by five feet by installing new corner bulbs)

TOW-AWAY, NO PARKING ANYTIME - ESTABLISH
McKinnon Avenue, north side, between Toland and Selby Streets.

TOW-AWAY, NO PARKING ANYTIME - ESTABLISH
Waterville Street terminus (200 block)

RESIDENTIAL PERMIT PARKING AREA "Z" (2-HOUR TIME LIMIT, 8 AM - 6 PM, MONDAY THROUGH FRIDAY) - ESTABLISH
28th Street, both sides, between Church and Sanchez Streets (200 block)

TOW-AWAY, NO STOPPING, 6 AM TO 9 AM, MONDAY THROUGH FRIDAY - ESTABLISH
Trumbull Street, north side, from Congdon Street to 100 feet easterly. (Parking and Traffic Department)

11/29/05: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPT Order No. 3094.)

11/30/05, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee. 01/06/06- Parking and Traffic notified to post notices in affected locations and ad place in the 1/11/06 edition of the SF Chronicle for the 1/23/06 meeting date.

051945 [Traffic Regulations]

Resolution enacting and rescinding traffic regulations on various streets.

MULTIPLE LEFT TURN LANES - RESCIND
Eddy Street, eastbound, requiring the center lane to turn right at Cyril Magnin Street, eliminating multiple left turn condition.

BICYCLE LANES - ESTABLISH
Market Street, south side, eastbound, from McCoppin Street to Valencia Street (Parking and Traffic Department)

11/29/05: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPT Order No. 3094.)

11/30/05, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee. 01/06/06- Parking and Traffic notified to post notices in affected locations and ad place in the 1/11/06 edition of the SF Chronicle for the 1/23/06 meeting date.

051948 [Street Encroachment at 365 Main Street]

Resolution granting revocable permission to Harrison 160, LLC, for a street encroachment comprised of two (2) existing previously installed vaults that encroach into the public sidewalk right-of-way, located at 365 Main Street (Block 3745, Lot 008) and making environmental findings and findings of consistency with the General Plan and the priority policies of Planning Code Section 101.1. (Public Works Department)

(Supervisor McGoldrick dissenting in committee)

11/30/05, RECEIVED AND ASSIGNED to Land Use Committee.

051980 [Unlitigated Claim against Pacific Gas and Electric Company]

Resolution authorizing settlement of the unlitigated claim by the City and County of San Francisco against Pacific Gas and Electric Company for \$615,222.78 for damages caused by power outage of December 20-21, 2003. (City Attorney)

12/1/05, RECEIVED AND ASSIGNED to Rules Committee.

051981 [2006 Water Revenue Refunding Bonds Issuance]

Resolution approving the issuance of not to exceed \$125,000,000 aggregate principal amount of San Francisco water revenue refunding bonds to be issued by the Public Utilities Commission of the City and County of San Francisco; affirming covenants contained in the indenture pursuant to which the water revenue refunding bonds are issued; and authorizing the taking of appropriate actions in connection therewith; and related matters. (Public Utilities Commission)

(Fiscal impact.)

12/5/05, RECEIVED AND ASSIGNED to Budget and Finance Committee.

051982 [2006 Water Revenue Bonds Issuance]

Resolution approving the issuance of not to exceed \$525,000,000 aggregate principal amount of San Francisco water revenue bonds to be issued by the Public Utilities Commission of the City and County of San Francisco; affirming covenants contained in the indenture pursuant to which the water revenue bonds are issued; and authorizing the taking of appropriate actions in connection therewith; and related matters. (Public Utilities Commission)

(Fiscal impact.)

12/5/05, RECEIVED AND ASSIGNED to Budget and Finance Committee.

051986 [Settlement of Claim - AMPCO System Parking]

Resolution approving the settlement of the unlitigated claim for Parking Tax Refund filed by AMPCO System Parking against San Francisco for \$93,134.80. (City Attorney)

12/5/05, RECEIVED AND ASSIGNED to Rules Committee.

Requests Granted

From: Supervisor Ammiano

To: City Attorney

Requesting/Inquiring: Requesting the City Attorney to (a) ascertain the City and County of San Francisco's current inventory of motor vehicles and any related products purchased from the Ford Motor Company (b) anticipated purchase of motor vehicles and other related products from the Ford Motor Company for fiscal year 2005-06 (c) and whether Ford Motor Company's termination of existing advertising contracts with any Gay, Lesbian, Bisexual and Transgender businesses resulting from the boycott from the American Family Association can be construed as being non-compliant with the City's Human Rights laws and non-discrimination in City contracting.

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of graffiti removal of: Green light box, emergency phone box and light post at the intersection of Golden Gate and Scott. Light post at the southwest corner of Golden Gate and Pierce Streets. Mailbox at Golden Gate and Steiner.

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of tree pruning: Along Oak Street between Divisadero and Scott Street. O'Farrell Street between Pierce and Scott

cc: John Dalles

1187 Hayes Street

San Francisco, CA 94117

From: Supervisor Mirkarimi

To: Director, Department of Recreation and Park

Requesting/Inquiring: Requesting the Department of Recreation and Park to report on the status of repair of the irrigation line at the southeast mound at Alamo Square Park.

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of repair of the sidewalk at the northeast corner of Scott and O'Farrell Streets.

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of repair of the sidewalk at 200 Fillmore Street.

*From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of repair of the potholes at:
126 Hugo
The intersection of Hugo Street and Third Avenue
121 Broderick Street
317 Scott Street*

*From: Supervisor Elsbernd
To: Director, Department of Parking and Traffic
Requesting/Inquiring: Requesting the Department of Parking and Traffic to investigate the possibility of prohibiting delivery trucks to park within 50 feet of the driveway entrance on Sloat Boulevard at Lakeshore Plaza. These large delivery trucks create a blind spot for those exiting the Plaza.*

In Memoriams

*Rashad Laron Williams - Supervisor Mirkarimi
Eugene McCarthy - Supervisor McGoldrick
Richard Pryor - Supervisor McGoldrick
Minnie Ward - Entire Board
Jim O'Connor - Supervisor Elsbernd
Antonio Yap - Supervisor Daly*

ADJOURNMENT

There being no further business the Board adjourned at the hour of 5:13 p.m.

Gloria L. Young, Clerk of the Board

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

Approved by the Board of Supervisors on January 10, 2006.

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.

There being no further business the Board adjourned at the hour of 5:13 p.m.

Gloria L. Young
Clerk of the Board