

# 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, June 17, 2002 2:00 PM**

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

### **Regular Meeting**

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**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

- Budget Committee**  
Supervisors Maxwell, Peskin, Yee, Ammiano, McGoldrick
- City and School District Committee**  
Supervisors Ammiano, Leno, Wynns, Mar
- Finance Committee**  
Supervisors Peskin, Daly, Ammiano
- Health and Human Services Committee**  
Supervisors Daly, Leno, Maxwell
- Neighborhood Services and Recreation Committee**  
Supervisors Newsom, Leno, McGoldrick
- Public Works and Public Protection Committee**  
Supervisors Sandoval, Yee, Gonzalez
- Rules and Audits Committee**  
Supervisors Hall, Gonzalez, Sandoval
- Transportation and Commerce Committee**  
Supervisors McGoldrick, Hall, Ammiano

#### Meeting Days

- 2nd, 3rd and 4th Tuesday  
1:00 PM
- 3rd Wednesday  
3:00 PM
- Wednesday  
12:30 PM
- 1st and 3rd Thursday  
1:00 PM
- 2nd and 4th Thursday  
2:00 PM
- 1st and 3rd Tuesday  
10:00 AM
- 1st and 3rd Tuesday  
1:00 PM
- 2nd and 4th Thursday  
9:30 AM

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

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

**Members Absent:** Tony Hall.

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## ROLL CALL AND PLEDGE OF ALLEGIANCE

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

*The meeting was called to order at 2:02 p.m. On call of the roll, the following Supervisors were noted absent:*

*Supervisors Hall, Yee - 2.*

*Quorum present.*

*Supervisor Hall excused. (See infra)*

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

### Supervisor Hall Excused from Attendance

Supervisor Newsom, seconded by Supervisor Daly, moved to excuse Supervisor Hall from attending today's meeting. The motion carried by the following vote:

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

## APPROVAL OF MEETING MINUTES

Supervisor Leno, seconded by Supervisor Daly, moved to approve the April 15, 2002 Meeting Minutes. The motion carried by the following vote:

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

## 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.*

*Supervisor Gonzalez indicated that File Nos. 020770, 020771, and 020772 be continued to July 1, 2002. (See infra)*

*Supervisor Ammiano indicated that File Nos. 012048 and 021009 be tabled. (See Infra)*

*Supervisor Leno indicated that File Nos. 020300 and 020293 be continued to July 1, 2002. (See infra)*

### Privilege of the Floor

**Supervisor McGoldrick, seconded by Supervisor Yee, moved to suspend Rule 4.28 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guests. The motion carried by the following vote:**

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

### Introduction of Guests

*Supervisor McGoldrick introduced, welcomed and presented a Certificate of Honor to Thera Bradshaw for her work with the Emergency Communication Center.*

*Supervisor Maxwell introduced, welcomed and presented a Certificate of Honor to Natasha Thomas, Loranzo Belle, and Laura from Bayview Learns for developing the 2002, District 10 Summer Youth Activity Directory.*

## CONSENT AGENDA

### Recommendations of the Finance Committee

**020707 [Appropriating Funding for the District Attorney's Salaries and Fringes from the Reserve for Hanlon Arbitration Award]  
Supervisor Daly**

Ordinance appropriating \$283,764 from the Reserve for Hanlon Arbitration Award to cover salaries and fringes associated with the MOU with the Municipal Attorney's Association for the District Attorney's Office for fiscal year 2001-02. (Controller)

(Fiscal impact.)

*Supervisor Daly requested to be added as sponsor.*

**Ordinance No. 100-02**

**FINALLY PASSED**

**020834 [License Agreement with American Society of Composers, Authors and Publishers]  
Supervisor Daly**

Ordinance authorizing the Director of Administrative Services to enter into the Local Government Licensing Agreement negotiated between the International Municipal Lawyers' Association and the American Society of Composers, Authors and Publishers to license music uses by the City under an license subject to automatic annual renewal for an annual Base License Fee plus 1% of revenue from events in which gross revenue exceeds \$25,000. (Administrative Services Department)

**Ordinance No. 103-02  
FINALLY PASSED**

**020905 [Approval of Contract Assignment and Release of Reserved Funds]  
Supervisor Peskin**

Ordinance approving the assignment of existing contract for program management and construction management services in support of the San Francisco Public Utilities Commission's water power and sewer Capital Improvement Program to a joint venture consisting of Jacobs Civil, Inc. and Primus Industries, Inc., and releasing reserved funds.

(Fiscal impact.)

**Ordinance No. 98-02  
FINALLY PASSED**

**Recommendations of the Health and Human Services Committee**

**020669 [Approving Implementation Plan of the Substance Abuse and Crime Prevention Act of 2000]  
Supervisors Daly, Newsom**

Resolution authorizing adoption of the San Francisco County Plan for the Substance Abuse and Crime Prevention Act of 2000 for Fiscal Year 2002-2003. (Public Health Department)

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

**Resolution No. 420-02  
ADOPTED**

**020751 [HIV testing, reporting and counseling services to gay and bisexual men in a research study]  
Supervisor Daly**

Resolution authorizing the San Francisco Department of Public Health, AIDS Office (SFDPH), to enter retroactively into an agreement in the amount of \$23,566 with The Regents of the University of California San Francisco Center for AIDS Prevention Studies (UCSF), to provide HIV testing and reporting and counseling services to gay and bisexual men for the period of on or about April 1, 2002 to on or about June 30, 2002. (Public Health Department)

**Resolution No. 397-02  
ADOPTED**

**020820 [Accept-Expend State Used Oil Recycling Block Grant, Eighth Cycle, Fiscal Year 2002/2003]  
Supervisors Daly, Sandoval, Newsom**

Resolution authorizing the Department of the Environment to accept and expend a grant in the amount of \$361,023.00 from the California Integrated Waste Management Board for the purpose of increasing Used Motor Oil Recycling and Household Hazardous Waste Management. (Environment)

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

**Resolution No. 400-02**

**ADOPTED**

**020839 [Accept - Expend Federal Funding - Stewart B. McKinney Supportive Housing 2001 Grant]  
Supervisors Daly, Newsom**

Resolution authorizing the Department of Human Services to accept and expend a grant in the amount of \$8,483,623 from the U.S. Department of Housing and Urban Development for Stewart B. McKinney Supportive Housing Program. (Human Services Department)

(Public Benefit Recipient)

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

**Resolution No. 421-02**

**ADOPTED**

**Recommendations of the Rules and Audits Committee**

**020412 [City to Pay for Postage of Absentee Ballots]  
Supervisors Daly, Sandoval, Leno, Newsom**

Ordinance amending the Municipal Elections Code to require that San Francisco pay for postage of absentee ballots cast by San Francisco voters.

(Fiscal impact.)

**Ordinance No. 99-02**

**FINALLY PASSED**

**020757 [Settlement of Lawsuit]**

Ordinance authorizing settlement of the lawsuit filed by Imogene Jones against the City and County of San Francisco for \$70,000; the lawsuit was filed on April 10, 2001 in the United States District Court, Case No. C01-1405 WHA; entitled Imogene Jones, v. City and County of San Francisco, et al. (City Attorney)

**Ordinance No. 101-02**

**FINALLY PASSED**

**020760 [Settlement of Lawsuit]**

Ordinance authorizing settlement of the lawsuit filed by the City and County of San Francisco and the Environmental Law Foundation against Nibco, Inc. for \$83,000; the lawsuit was filed on December 28, 1999 in the Superior Court of California for the City and County of San Francisco, CASE NO. 308832; The People of the State of California by and through San Francisco City Attorney DENNIS J. HERRERA, et al., V. Matco-Norca, et al.; other material terms of said settlement are: (1) Within 60 days from the entry of the Consent Judgment, Nibco shall provide a Proposition 65 "hang tag" or adhesive warning sign securely affixed on all brass water shut off valves it manufactures or distributes and intended for sale or use in California whose American National Standard/NSF International Standard 61, Section 8 test results for lead leached into water is greater than 5 micrograms per liter; (2) Nibco shall meet certain lead reduction targets for certain water shut off valves manufactured or distributed by Nibco that are intended for sale or use in California; (3) Within 60 days following the end of each targeted period, Nibco shall submit to the Environmental Law Foundation test result showing that the specific valves set forth in the lead reduction target that are sold or used in California meet the lead reduction level required and a certification that Nibco has not and will not offer for sale or use in California valves that do not comply with the lead reduction target. (City Attorney)

**Ordinance No. 97-02**

**FINALLY PASSED**

**020825 [Settlement of Lawsuit]**

Ordinance authorizing settlement of the lawsuit filed by Marvin Sexton, Jr. against the City and County of San Francisco for \$76,000; the lawsuit was filed on November 15, 2000 in United States District Court, Northern District of California, Case No. C 01-0930 WHA; entitled Marvin Sexton, Jr., v. City and County of San Francisco. (City Attorney)

(Public Benefit Recipient.)

**Ordinance No. 102-02**

**FINALLY PASSED**

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

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

**REGULAR AGENDA****UNFINISHED BUSINESS****From the Clerk**

**020770 [Appeal, Conditional Use, 2455 Bush Street (a.k.a. 1770 Scott Street)]**

Motion approving decision of the Planning Commission by its Motion No. 16375, approving Conditional Use Application No. 99.0818C, on property located at 2455 Bush Street (a.k.a. 1770 Scott Street), and adopting findings pursuant to Planning Code Section 101.1. (Clerk of the Board)

(Filed on May 10, 2002.)

*Supervisor Gonzalez requested this matter be continued to July 1, 2002.*

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

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

**020771 [Appeal, Conditional Use, 2455 Bush Street (a.k.a. 1770 Scott Street)]**

Motion disapproving decision of the Planning Commission by its Motion No. 16375, approving Conditional Use Application No. 99.0818C, on property located at 2455 Bush Street (a.k.a. 1770 Scott Street), and adopting findings pursuant to Planning Code Section 101.1. (Clerk of the Board)

(Requires eight votes.)

*Supervisor Gonzalez requested this matter be continued to July 1, 2002.*

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

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

**020772 [Findings - 2455 Bush Street (a.k.a. 1770 Scott Street)]**

Motion directing the Clerk of the Board to prepare findings relating to proposed Conditional Use Application No. 99.0818C, on property located 2455 Bush Street (a.k.a. 1770 Scott Street), for action by the Board at its next meeting. (Clerk of the Board)

*Supervisor Gonzalez requested this matter be continued to July 1, 2002.*

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

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

**Recommendation of Finance Committee****020904 [Water Rates]**

Ordinance approving revised schedule of rates to be charged by the San Francisco Public Utilities Commission for water service to its retail customers inside and outside the City and County of San Francisco. (Public Utilities Commission)

(Submitted 5/22/02. Charter Section 2.109 requires Board of Supervisors approval or rejection within thirty days.)

**Ordinance No.** 104-02

**FINALLY PASSED by the following vote:**

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

**Recommendation of the Health and Human Services Committee**

**020300 [Public Toilets]  
Supervisors Hall, Daly, Newsom**

Resolution urging the Mayor to request that the Department of Public Works, the Recreation and Park Department and any other city departments with public restrooms to open such facilities and to the greatest extent possible establish new public restroom facilities.

*Supervisor Leno requested this matter be continued to July 1, 2002.*

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

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

**Appointment of President Pro Tempore**

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

**NEW BUSINESS**

**Recommendations of the Budget Committee**



020954 [Interim Government Funding, Fiscal Year 2002-03]  
Mayor

Interim Annual Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures for the City and County of San Francisco for fiscal year ending June 30, 2003. (Mayor)

(Fiscal impact.)

*Supervisor Daly, seconded by Supervisor Gonzalez, moved to amend by adding the following statement:  
"During the period after final Board action on the Interim Annual Appropriation Ordinance and prior to final Board action on the Final Annual Appropriation Ordinance, City departments shall notify the Mayor and the Board of Supervisors at least one business day prior to notice of contract termination or reduction of greater than 50% for services provided by a nonprofit organization as a result to reduced appropriations. Such notification shall include a brief description of the impact, if any, of service cuts resulting from such termination or reduction."*

*Motion to amend adopted by the following vote:*

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

*Supervisor Ammiano, seconded by Supervisor Daly, moved amendment to Section 4.1: Interim Budget - Positions; "Notwithstanding any other provision of this ordinance, during the interim period, there shall be no eliminations of permanent positions, where such elimination results in a layoff of an employee, authorized for the Fiscal Year ending June 30, 2002, and there shall be no reductions in funding for such positions, except where such positions are specifically eliminated by a separate act of the Board of Supervisors."*

*Motion to amend adopted by the following vote:*

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

*Supervisor Maxwell, seconded by Supervisor Peskin, moved to amend by deleting one 1426 Senior Clerk Typist position from the Ethics Commission.*

*Motion to amend adopted by the following vote:*

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

*The amendment of the whole incorporates all of the above amendments.*

**President Ammiano, seconded by Supervisor Daly, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE. The motion carried by the following vote:**

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

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

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

**020955 [Interim Public Employment, Fiscal Year 2002-03]**

Interim Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the Fiscal Year ending June 30, 2003, continuing, creating or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefor. (Human Resources Department)

(Fiscal impact.)

*The Interim Annual Salary Ordinance was amended to conform to the amendments made to the Interim Annual Appropriation Ordinance.*

**President Ammiano, seconded by Supervisor Daly, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE. The motion carried by the following vote:**

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

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

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

*The President resumed the Chair shortly thereafter.*

**020943 [Redevelopment Agency Budget, Fiscal Year 2002-2003]**

Resolution approving an Interim Budget of the Redevelopment Agency of the City and County of San Francisco for fiscal year 2002-2003. (Redevelopment Agency)

(Fiscal impact.)

**Resolution No. 426-02**

**ADOPTED by the following vote:**

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

**Recommendations of the Finance Committee**

**020853 [Veterans Building General Obligation Bonds]  
Supervisors Sandoval, Daly**

Resolution determining and declaring that the public interest and necessity demand municipal improvements consisting of the acquisition, rehabilitation, renovation, improvement, construction and/or reconstruction by the City and County of San Francisco of the San Francisco War Memorial Veterans Building, and all other works, property and structures necessary or convenient for the foregoing purposes; that the estimated cost of \$122,755,000 for said municipal improvements is and will be too great to be paid out of the ordinary annual income and revenue of said City and County and will require the incurring of bonded indebtedness; finding the project shall comply with the Secretary of the Interior's guidelines; finding the proposed project is in conformity with the priority policies of Planning Code Section 101.1(b) and with the General Plan consistency requirement of Administrative Code Section 2A.53.

(Fiscal impact.)

**Resolution No.** 423-02

**ADOPTED by the following vote:**

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

**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.*

**020856 [Pedestrian Safety and Livable Streets General Obligation Bonds]  
Supervisors Ammiano, McGoldrick**

Resolution determining and declaring that the public interest and necessity demand the financing of street resurfacing, curb ramp construction, sidewalk improvement and street structure improvement projects, street signal and fire alarm call box improvement projects, street improvements for bicycle use and all other structures and improvements necessary or convenient for the foregoing purposes, that the estimated cost of \$150,000,000 is and will be too great to be paid out of the ordinary annual income and revenue of said City and County and will require the incurring of a bonded indebtedness; finding the proposed project is in conformity with the priority policies of Planning Code Section 101.1(b) and with the General Plan consistency requirement of Administrative Code Section 2A.53.

(Government Code Sections 43607 and 43608, requires eight votes for passage.)

**Resolution No.** 424-02

**ADOPTED by the following vote:**

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

*The President resumed the Chair shortly thereafter.*

**020892 [Mortgage Revenue Bonds]**  
**Mayor**

Resolution declaring the intent of the City and County of San Francisco (the "City") to reimburse certain expenditures from proceeds of future indebtedness; authorizing the Director of the Mayor's Office of Housing (the "Director") to submit an application and related documents to the California Debt Limit Allocations Committee to permit the issuance of qualified mortgage bonds in an amount not to exceed \$19,000,000; authorizing the Mayor's Office of Housing to direct the Controller's Office to hold in trust an amount not to exceed \$95,000; authorizing the Director to certify that the City has on deposit the required amount; authorizing the Mayor's Office of Housing to pay an amount equal to the deposit to the State of California if the City fails to issue the qualified mortgage bonds; and authorizing and directing the execution of any documents necessary to implement this Resolution and of any documents necessary to implement this Resolution; and ratifying and approving any action heretofore taken in connection with the Project (as defined herein) and the application. (Mayor)

**Resolution No.** 403-02

**ADOPTED by the following vote:**

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

**020996 [MOU Building Inspectors Association (Class 6334)]**

Ordinance adopting and implementing an amendment to the 2001-2003 Collective Bargaining Agreement between the City and County of San Francisco and the Building Inspectors' Association (Class 6334) by appending a Letter of Agreement concerning the City's 2002-2003 budget which provides: (a) for the City to reduce its "pick-up" of the required employee contribution to the retirement system by 2.75% of the employees' compensation effective July 1, 2002 through June 30, 2003; (b) a 1% base wage increase effective close of business June 30, 2003 and; (c) a no layoff commitment in fiscal year 2002-2003 for employees represented by participating employee organizations. (Mayor)

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

Ayes: 6 - Ammiano, Leno, Maxwell, McGoldrick, Newsom, Peskin  
Noes: 4 - Daly, Gonzalez, Sandoval, Yee  
Absent: 1 - Hall

**020997 [MOU, Automotive Machinists Union, Local 1414]**

Ordinance adopting and implementing an amendment to the 2001-2003 Collective Bargaining Agreement between the City and County of San Francisco and the Automotive Machinists, Local 1414 by appending a Letter of Agreement concerning the City's 2002-2003 budget which provides: (a) for the City to reduce its "pick-up" of the required employee contribution to the retirement system by 2.75% of the employees' compensation effective July 1, 2002 through June 30, 2003; (b) a 1% base wage increase effective close of business June 30, 2003 and; (c) a no layoff commitment in fiscal year 2002-2003 for employees represented by participating employee organizations. (Mayor)

(Supervisor Daly dissenting in Committee.)

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

Ayes: 6 - Ammiano, Leno, Maxwell, McGoldrick, Newsom, Peskin  
Noes: 4 - Daly, Gonzalez, Sandoval, Yee  
Absent: 1 - Hall

**020998 [MOU, Bricklayers, Local 3]**

Ordinance adopting and implementing an amendment to the 2001-2003 Collective Bargaining Agreement between the City and County of San Francisco and the Bricklayers, Stone Masons, Terrazo Mechanics, Marble Masons, Pointers, Caulkers and Cleaners, Local 3 and Hodcarriers, Local 36 by appending a Letter of Agreement concerning the City's 2002-2003 budget which provides: (a) for the City to reduce its "pick-up" of the required employee contribution to the retirement system by 2.75% of the employees' compensation effective July 1, 2002 through June 30, 2003; (b) a 1% base wage increase effective close of business June 30, 2003 and; (c) a no layoff commitment in fiscal year 2002-2003 for employees represented by participating employee organizations. (Mayor)

(Supervisor Daly dissenting in Committee.)

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

Ayes: 6 - Ammiano, Leno, Maxwell, McGoldrick, Newsom, Peskin  
Noes: 4 - Daly, Gonzalez, Sandoval, Yee  
Absent: 1 - Hall

**020999 [MOU, Building Inspectors Association (Class 6331, 6333)]**

Ordinance adopting and implementing an amendment to the 2001-2003 Collective Bargaining Agreement between the City and County of San Francisco and the Building Inspectors' Association (Class 6331, Class 6333) by appending a Letter of Agreement concerning the City's 2002-2003 budget which provides: (a) for the City to reduce its "pick-up" of the required employee contribution to the retirement system by 2.75% of the employees' compensation effective July 1, 2002 through June 30, 2003; (b) a 1% base wage increase effective close of business June 30, 2003 and; (c) a no layoff commitment in fiscal year 2002-2003 for employees represented by participating employee organizations. (Mayor)

(Supervisor Daly dissenting in Committee.)

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

Ayes: 6 - Ammiano, Leno, Maxwell, McGoldrick, Newsom, Peskin  
Noes: 4 - Daly, Gonzalez, Sandoval, Yee  
Absent: 1 - Hall

**021000 [MOU, Carpenters, Local 22]**

Ordinance adopting and implementing an amendment to the 2001-2003 Collective Bargaining Agreement between the City and County of San Francisco and the Carpenters, Local 22 by appending a Letter of Agreement concerning the City's 2002-2003 budget which provides: (a) for the City to reduce its "pick-up" of the required employee contribution to the retirement system by 2.75% of the employees' compensation effective July 1, 2002 through June 30, 2003; (b) a 1% base wage increase effective close of business June 30, 2003 and; (c) a no layoff commitment in fiscal year 2002-2003 for employees represented by participating employee organizations. (Mayor)

(Supervisor Daly dissenting in Committee.)

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

Ayes: 6 - Ammiano, Leno, Maxwell, McGoldrick, Newsom, Peskin  
Noes: 4 - Daly, Gonzalez, Sandoval, Yee  
Absent: 1 - Hall

**021001 [MOU, Cement Masons, Local 580]**

Ordinance adopting and implementing an amendment to the 2001-2003 Collective Bargaining Agreement between the City and County of San Francisco and the Cement Masons, Local 580 by appending a Letter of Agreement concerning the City's 2002-2003 budget which provides: (a) for the City to reduce its "pick-up" of the required employee contribution to the retirement system by 2.75% of the employees' compensation effective July 1, 2002 through June 30, 2003; (b) a 1% base wage increase effective close of business June 30, 2003 and; (c) a no layoff commitment in fiscal year 2002-2003 for employees represented by participating employee organizations.

(Supervisor Daly dissenting in Committee.)

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

Ayes: 6 - Ammiano, Leno, Maxwell, McGoldrick, Newsom, Peskin

Noes: 4 - Daly, Gonzalez, Sandoval, Yee

Absent: 1 - Hall

**021002 [MOU, Deputy Probation Officers Association]**

Ordinance adopting and implementing an amendment to the 2001-2003 Collective Bargaining Agreement between the City and County of San Francisco and the San Francisco Deputy Probation Officers' Association by appending a Letter of Agreement concerning the City's 2002-2003 budget which provides: (a) for the City to reduce its "pick-up" of the required employee contribution to the retirement system by 2.75% of the employees' compensation effective July 1, 2002 through June 30, 2003; (b) a 1% base wage increase effective close of business June 30, 2003 and; (c) a no layoff commitment in fiscal year 2002-2003 for employees represented by participating employee organizations. (Mayor)

(Supervisor Daly dissenting in Committee.)

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

Ayes: 6 - Ammiano, Leno, Maxwell, McGoldrick, Newsom, Peskin

Noes: 4 - Daly, Gonzalez, Sandoval, Yee

Absent: 1 - Hall

**021003 [MOU, Deputy Sheriff's Association]**

Ordinance adopting and implementing an amendment to the 2001-2003 Collective Bargaining Agreement between the City and County of San Francisco and the Deputy Sheriffs' Association of San Francisco, Inc. by appending a Letter of Agreement concerning the City's 2002-2003 budget which provides: (a) for the City to reduce its "pick-up" of the required employee contribution to the retirement system by 2.75% of the employees' compensation effective July 1, 2002 through June 30, 2003; (b) a 1% base wage increase effective close of business June 30, 2003 and; (c) a no layoff commitment in fiscal year 2002-2003 for employees represented by participating employee organizations (Mayor)

(Supervisor Daly dissenting in Committee.)

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

Ayes: 6 - Ammiano, Leno, Maxwell, McGoldrick, Newsom, Peskin

Noes: 4 - Daly, Gonzalez, Sandoval, Yee

Absent: 1 - Hall

**021004 [MOU, District Attorney Investigators Association]**

Ordinance adopting and implementing an amendment to the 2001-2003 Collective Bargaining Agreement between the City and County of San Francisco and the San Francisco District Attorney Investigators Association by appending a Letter of Agreement concerning the City's 2002-2003 budget which provides: (a) for the City to reduce its "pick-up" of the required employee contribution to the retirement system by 2.75% of the employees' compensation effective July 1, 2002 through June 30, 2003; (b) a 1% base wage increase effective close of business June 30, 2003 and; (c) a no layoff commitment in fiscal year 2002-2003 for employees represented by participating employee organizations. (Mayor)

(Supervisor Daly dissenting in Committee.)

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

Ayes: 6 - Ammiano, Leno, Maxwell, McGoldrick, Newsom, Peskin

Noes: 4 - Daly, Gonzalez, Sandoval, Yee

Absent: 1 - Hall

**021005 [MOU, Electrical Workers, Local 6]**

Ordinance adopting and implementing an amendment to the 2001-2003 Collective Bargaining Agreement between the City and County of San Francisco and the International Brotherhood of Electrical Workers, Local 6, American Federation of Labor, by appending a Letter of Agreement concerning the City's 2002-2003 budget which provides: (a) for the City to reduce its "pick-up" of the required employee contribution to the retirement system by 2.75% of the employees' compensation effective July 1, 2002 through June 30, 2003; (b) a 1% base wage increase effective close of business June 30, 2003 and; (c) a no layoff commitment in fiscal year 2002-2003 for employees represented by participating employee organizations. (Mayor)

(Supervisor Daly dissenting in Committee.)

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

Ayes: 6 - Ammiano, Leno, Maxwell, McGoldrick, Newsom, Peskin

Noes: 4 - Daly, Gonzalez, Sandoval, Yee

Absent: 1 - Hall

**021006 [MOU, Firefighters, Local 798 (Unit 1)]**

Ordinance adopting and implementing an amendment to the 2001-2003 Collective Bargaining Agreement between the City and County of San Francisco and the San Francisco Fire Fighters Union, Local 798 IAFF, AFL-CIO, Unit 1 by appending a Letter of Agreement concerning the City's 2002-2003 budget which provides: (a) for the City to reduce its "pick-up" of the required employee contribution to the retirement system by 2.75% of the employees' compensation effective July 1, 2002 through June 30, 2003; (b) a 1% base wage increase effective close of business June 30, 2003 and; (c) a no layoff commitment in fiscal year 2002-2003 for employees represented by participating employee organizations. (Mayor)

(Supervisor Daly dissenting in Committee.)

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

Ayes: 6 - Ammiano, Leno, Maxwell, McGoldrick, Newsom, Peskin

Noes: 4 - Daly, Gonzalez, Sandoval, Yee

Absent: 1 - Hall

**021007 [MOU, Firefighters, Local 798 (Unit II)]**

Ordinance adopting and implementing an amendment to the 2001-2003 Collective Bargaining Agreement between the City and County of San Francisco and the San Francisco Fire Fighters Union, Local 798 IAFF, AFL-CIO, Unit II by appending a Letter of Agreement concerning the City's 2002-2003 budget which provides: (a) for the City to reduce its "pick-up" of the required employee contribution to the retirement system by 2.75% of the employees' compensation effective July 1, 2002 through June 30, 2003; (b) a 1% base wage increase effective close of business June 30, 2003 and; (c) a no layoff commitment in fiscal year 2002-2003 for employees represented by participating employee organizations. (Mayor)

(Supervisor Daly dissenting in Committee.)

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

Ayes: 6 - Ammiano, Leno, Maxwell, McGoldrick, Newsom, Peskin

Noes: 4 - Daly, Gonzalez, Sandoval, Yee

Absent: 1 - Hall

**021008 [MOU, Glaziers, Local 718]**

Ordinance adopting and implementing an amendment to the 2001-2003 Collective Bargaining Agreement between the City and County of San Francisco and the Glaziers, Architectural Metal and Glass Workers, Local 718, by appending a Letter of Agreement concerning the City's 2002-2003 budget which provides: (a) for the City to reduce its "pick-up" of the required employee contribution to the retirement system by 2.75% of the employees' compensation effective July 1, 2002 through June 30, 2003; (b) a 1% base wage increase effective close of business June 30, 2003 and; (c) a no layoff commitment in fiscal year 2002-2003 for employees represented by participating employee organizations. (Mayor)

(Supervisor Daly dissenting in Committee.)

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

Ayes: 6 - Ammiano, Leno, Maxwell, McGoldrick, Newsom, Peskin

Noes: 4 - Daly, Gonzalez, Sandoval, Yee

Absent: 1 - Hall

**021009 [MOU, Hod Carriers, Local 36]**

Ordinance adopting and implementing an amendment to the 2001-2003 Collective Bargaining Agreement between the City and County of San Francisco and the Hod Carriers, Local 36, by appending a Letter of Agreement concerning the City's 2002-2003 budget which provides: (a) for the City to reduce its "pick-up" of the required employee contribution to the retirement system by 2.75% of the employees' compensation effective July 1, 2002 through June 30, 2003; (b) a 1% base wage increase effective close of business June 30, 2003 and; (c) a no layoff commitment in fiscal year 2002-2003 for employees represented by participating employee organizations. (Mayor)

(Supervisor Daly dissenting in Committee.)

Supervisor Maxwell, seconded by Supervisor Peskin, moved that this Ordinance be **TABLED**. The motion carried by the following vote:

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

Absent: 1 - Hall



**021010 [MOU, Institutional Police Officers Association]**

Ordinance adopting and implementing an amendment to the 2001-2003 Collective Bargaining Agreement between the City and County of San Francisco and the San Francisco Institutional Police Officers' Association by appending a Letter of Agreement concerning the City's 2002-2003 budget which provides: (a) for the City to reduce its "pick-up" of the required employee contribution to the retirement system by 2.75% of the employees' compensation effective July 1, 2002 through June 30, 2003; (b) a 1% base wage increase effective close of business June 30, 2003 and; (c) a no layoff commitment in fiscal year 2002-2003 for employees represented by participating employee organizations. (Mayor)

(Supervisor Daly dissenting in Committee.)

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

Ayes: 6 - Ammiano, Leno, Maxwell, McGoldrick, Newsom, Peskin

Noes: 4 - Daly, Gonzalez, Sandoval, Yee

Absent: 1 - Hall

**021011 [MOU, IATSE, Local 16]**

Ordinance adopting and implementing an amendment to the 2001-2003 Collective Bargaining Agreement between the City and County of San Francisco and the International Alliance of Theatrical Stage Employees, Local 16 by appending a Letter of Agreement concerning the City's 2002-2003 budget which provides: (a) for the City to reduce its "pick-up" of the required employee contribution to the retirement system by 2.75% of the employees' compensation effective July 1, 2002 through June 30, 2003; (b) a 1% base wage increase effective close of business June 30, 2003 and; (c) a no layoff commitment in fiscal year 2002-2003 for employees represented by participating employee organizations. (Mayor)

(Supervisor Daly dissenting in Committee.)

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

Ayes: 6 - Ammiano, Leno, Maxwell, McGoldrick, Newsom, Peskin

Noes: 4 - Daly, Gonzalez, Sandoval, Yee

Absent: 1 - Hall

**021012 [MOU, Ironworkers, Local 377]**

Ordinance adopting and implementing an amendment to the 2001-2003 Collective Bargaining Agreement between the City and County of San Francisco and the International Association of Bridge, Structural Ornamental, Reinforced Iron Workers, Riggers and Machinery Movers, Local 377 by appending a Letter of Agreement concerning the City's 2002-2003 budget which provides: (a) for the City to reduce its "pick-up" of the required employee contribution to the retirement system by 2.75% of the employees' compensation effective July 1, 2002 through June 30, 2003; (b) a 1% base wage increase effective close of business June 30, 2003 and; (c) a no layoff commitment in fiscal year 2002-2003 for employees represented by participating employee organizations. (Mayor)

(Supervisor Daly dissenting in Committee.)

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

Ayes: 6 - Ammiano, Leno, Maxwell, McGoldrick, Newsom, Peskin

Noes: 4 - Daly, Gonzalez, Sandoval, Yee

Absent: 1 - Hall

**021013 [MOU, Laborers Union, Local 261]**

Ordinance adopting and implementing an amendment to the 2001-2003 Collective Bargaining Agreement between the City and County of San Francisco and the Laborers International Union, Local 261 by appending a Letter of Agreement concerning the City's 2002-2003 budget which provides: (a) for the City to reduce its "pick-up" of the required employee contribution to the retirement system by 2.75% of the employees' compensation effective July 1, 2002 through June 30, 2003; (b) a 1% base wage increase effective close of business June 30, 2003 and; (c) a no layoff commitment in fiscal year 2002-2003 for employees represented by participating employee organizations. (Mayor)

(Supervisor Daly dissenting in Committee.)

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

Ayes: 6 - Ammiano, Leno, Maxwell, McGoldrick, Newsom, Peskin

Noes: 4 - Daly, Gonzalez, Sandoval, Yee

Absent: 1 - Hall

**021014 [MOU, Municipal Attorneys' Association]**

Ordinance adopting and implementing an amendment to the 2001-2003 Collective Bargaining Agreement between the City and County of San Francisco and the Municipal Attorneys' Association of San Francisco by appending a Letter of Agreement concerning the City's 2002-2003 budget which provides: (a) for the City to reduce its "pick-up" of the required employee contribution to the retirement system by 2.75% of the employees' compensation effective July 1, 2002 through June 30, 2003; (b) a 1% base wage increase effective close of business June 30, 2003 and; (c) a no layoff commitment in fiscal year 2002-2003 for employees represented by participating employee organizations. (Mayor)

(Supervisor Daly dissenting in Committee.)

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

Ayes: 6 - Ammiano, Leno, Maxwell, McGoldrick, Newsom, Peskin

Noes: 4 - Daly, Gonzalez, Sandoval, Yee

Absent: 1 - Hall

**021015 [MOU, Municipal Executives' Association (Misc)]**

Ordinance adopting and implementing an amendment to the 2001-2003 Collective Bargaining Agreement between the City and County of San Francisco and the San Francisco Municipal Executives' Association (Misc.) by appending a Letter of Agreement concerning the City's 2002-2003 budget which provides: (a) for the City to reduce its "pick-up" of the required employee contribution to the retirement system by 2.75% of the employees' compensation effective July 1, 2002 through June 30, 2003; (b) a 1% base wage increase effective close of business June 30, 2003 and; (c) a no layoff commitment in fiscal year 2002-2003 for employees represented by participating employee organizations. (Mayor)

(Supervisor Daly dissenting in Committee.)

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

Ayes: 6 - Ammiano, Leno, Maxwell, McGoldrick, Newsom, Peskin

Noes: 4 - Daly, Gonzalez, Sandoval, Yee

Absent: 1 - Hall

**021016 [MOU, Municipal Executives' Association (Police)]**

Ordinance adopting and implementing an amendment to the 2001-2003 Collective Bargaining Agreement between the City and County of San Francisco and the San Francisco Municipal Executives' Association (Police Management) by appending a Letter of Agreement concerning the City's 2002-2003 budget which provides: (a) for the City to reduce its "pick-up" of the required employee contribution to the retirement system by 2.75% of the employees' compensation effective July 1, 2002 through June 30, 2003; (b) a 1% base wage increase effective close of business June 30, 2003 and; (c) a no layoff commitment in fiscal year 2002-2003 for employees represented by participating employee organizations. (Mayor)

(Supervisor Daly dissenting in Committee.)

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

Ayes: 6 - Ammiano, Leno, Maxwell, McGoldrick, Newsom, Peskin

Noes: 4 - Daly, Gonzalez, Sandoval, Yee

Absent: 1 - Hall

**021017 [MOU, Municipal Executives' Association (Fire)]**

Ordinance adopting and implementing an amendment to the 2001-2003 Collective Bargaining Agreement between the City and County of San Francisco and the San Francisco Municipal Executives' Association (Fire Management) by appending a Letter of Agreement concerning the City's 2002-2003 budget which provides: (a) for the City to reduce its "pick-up" of the required employee contribution to the retirement system by 2.75% of the employees' compensation effective July 1, 2002 through June 30, 2003; (b) a 1% base wage increase effective close of business June 30, 2003 and; (c) a no layoff commitment in fiscal year 2002-2003 for employees represented by participating employee organizations.

(Supervisor Daly dissenting in Committee.)

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

Ayes: 6 - Ammiano, Leno, Maxwell, McGoldrick, Newsom, Peskin

Noes: 4 - Daly, Gonzalez, Sandoval, Yee

Absent: 1 - Hall

**021018 [MOU, Pile Drivers, Local 34]**

Ordinance adopting and implementing an amendment to the 2001-2003 Collective Bargaining Agreement between the City and County of San Francisco and the Pile Drivers, Divers, Carpenters, Bridge, Wharf and Dock Builders, Local 34 by appending a Letter of Agreement concerning the City's 2002-2003 budget which provides: (a) for the City to reduce its "pick-up" of the required employee contribution to the retirement system by 2.75% of the employees' compensation effective July 1, 2002 through June 30, 2003; (b) a 1% base wage increase effective close of business June 30, 2003 and; (c) a no layoff commitment in fiscal year 2002-2003 for employees represented by participating employee organizations. (Mayor)

(Supervisor Daly dissenting in Committee.)

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

Ayes: 6 - Ammiano, Leno, Maxwell, McGoldrick, Newsom, Peskin

Noes: 4 - Daly, Gonzalez, Sandoval, Yee

Absent: 1 - Hall

**021019 [MOU, Plasterers, Local 66]**

Ordinance adopting and implementing an amendment to the 2001-2003 Collective Bargaining Agreement between the City and County of San Francisco and the Plasterers' and Shophands', Local 66 by appending a Letter of Agreement concerning the City's 2002-2003 budget which provides: (a) for the City to reduce its "pick-up" of the required employee contribution to the retirement system by 2.75% of the employees' compensation effective July 1, 2002 through June 30, 2003; (b) a 1% base wage increase effective close of business June 30, 2003 and; (c) a no layoff commitment in fiscal year 2002-2003 for employees represented by participating employee organizations. (Mayor)

(Supervisor Daly dissenting in Committee.)

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

Ayes: 6 - Ammiano, Leno, Maxwell, McGoldrick, Newsom, Peskin

Noes: 4 - Daly, Gonzalez, Sandoval, Yee

Absent: 1 - Hall

**021020 [MOU, Operating Engineers, Local 3]**

Ordinance adopting and implementing an amendment to the 2001-2003 Collective Bargaining Agreement between the City and County of San Francisco and the Operating Engineers Local Union No. 3 of the International Union of Operating Engineers, AFL-CIO by appending a Letter of Agreement concerning the City's 2002-2003 budget which provides: (a) for the City to reduce its "pick-up" of the required employee contribution to the retirement system by 2.75% of the employees' compensation effective July 1, 2002 through June 30, 2003; (b) a 1% base wage increase effective close of business June 30, 2003 and; (c) a no layoff commitment in fiscal year 2002-2003 for employees represented by participating employee organizations. (Mayor)

(Supervisor Daly dissenting in Committee.)

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

Ayes: 6 - Ammiano, Leno, Maxwell, McGoldrick, Newsom, Peskin

Noes: 4 - Daly, Gonzalez, Sandoval, Yee

Absent: 1 - Hall

**021021 [MOU, Painters Union, Local 4]**

Ordinance adopting and implementing an amendment to the 2001-2003 Collective Bargaining Agreement between the City and County of San Francisco and the Painters Union District Council #8 for Local 4 by appending a Letter of Agreement concerning the City's 2002-2003 budget which provides: (a) for the City to reduce its "pick-up" of the required employee contribution to the retirement system by 2.75% of the employees' compensation effective July 1, 2002 through June 30, 2003; (b) a 1% base wage increase effective close of business June 30, 2003 and; (c) a no layoff commitment in fiscal year 2002-2003 for employees represented by participating employee organizations. (Mayor)

(Supervisor Daly dissenting in Committee.)

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

Ayes: 6 - Ammiano, Leno, Maxwell, McGoldrick, Newsom, Peskin

Noes: 4 - Daly, Gonzalez, Sandoval, Yee

Absent: 1 - Hall

**021022 [MOU, Plumbers, Local 38]**

Ordinance adopting and implementing an amendment to the 2001-2003 Collective Bargaining Agreement between the City and County of San Francisco and the United Association of Journeymen and Apprentices of the Plumbing and Pipe Fitting Industry, Local #38 by appending a Letter of Agreement concerning the City's 2002-2003 budget which provides: (a) for the City to reduce its "pick-up" of the required employee contribution to the retirement system by 2.75% of the employees' compensation effective July 1, 2002 through June 30, 2003; (b) a 1% base wage increase effective close of business June 30, 2003 and; (c) a no layoff commitment in fiscal year 2002-2003 for employees represented by participating employee organizations. (Mayor)

(Supervisor Daly dissenting in Committee.)

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

Ayes: 6 - Ammiano, Leno, Maxwell, McGoldrick, Newsom, Peskin  
Noes: 4 - Daly, Gonzalez, Sandoval, Yee  
Absent: 1 - Hall

**021023 [MOU, Police Officers Association]**

Ordinance adopting and implementing an amendment to the 2001-2003 Collective Bargaining Agreement between the City and County of San Francisco and the San Francisco Police Officers' Association (SFPOA) by appending a Letter of Agreement concerning the City's 2002-2003 budget which provides: (a) for the City to reduce its "pick-up" of the required employee contribution to the retirement system by 2.75% of the employees' compensation effective July 1, 2002 through June 30, 2003; (b) a 1% base wage increase effective close of business June 30, 2003 and; (c) a no layoff commitment in fiscal year 2002-2003 for employees represented by participating employee organizations. (Mayor)

(Supervisor Daly dissenting in Committee.)

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

Ayes: 6 - Ammiano, Leno, Maxwell, McGoldrick, Newsom, Peskin  
Noes: 4 - Daly, Gonzalez, Sandoval, Yee  
Absent: 1 - Hall

**021024 [MOU, IFPTE, Local 21]**

Ordinance adopting and implementing an amendment to the 2001-2003 Collective Bargaining Agreement between the City and County of San Francisco and the International Federation of Professional and Technical Engineers, Local 21 AFL-CIO by appending a Letter of Agreement concerning the City's 2002-2003 budget which provides: (a) for the City to reduce its "pick-up" of the required employee contribution to the retirement system by 2.75% of the employees' compensation effective July 1, 2002 through June 30, 2003; (b) a 1% base wage increase effective close of business June 30, 2003 and; (c) a no layoff commitment in fiscal year 2002-2003 for employees represented by participating employee organizations. (Mayor)

(Supervisor Daly dissenting in Committee.)

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

Ayes: 6 - Ammiano, Leno, Maxwell, McGoldrick, Newsom, Peskin  
Noes: 4 - Daly, Gonzalez, Sandoval, Yee  
Absent: 1 - Hall

**021025 [MOU, Roofers, Local 40]**

Ordinance adopting and implementing an amendment to the 2001-2003 Collective Bargaining Agreement between the City and County of San Francisco and the United Union of Roofers, Waterproofers and Allied Workers, Local 40 by appending a Letter of Agreement concerning the City's 2002-2003 budget which provides: (a) for the City to reduce its "pick-up" of the required employee contribution to the retirement system by 2.75% of the employees' compensation effective July 1, 2002 through June 30, 2003; (b) a 1% base wage increase effective close of business June 30, 2003 and; (c) a no layoff commitment in fiscal year 2002-2003 for employees represented by participating employee organizations. (Mayor)

(Supervisor Daly dissenting in Committee.)

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

Ayes: 6 - Ammiano, Leno, Maxwell, McGoldrick, Newsom, Peskin

Noes: 4 - Daly, Gonzalez, Sandoval, Yee

Absent: 1 - Hall

**021026 [Union of American Physicians and Dentists (Unit 11-AA)]**

Ordinance adopting and implementing an amendment to the 2001-2003 Collective Bargaining Agreement between the City and County of San Francisco and the Union of American Physicians and Dentists (Unit 11-AA) by appending a Letter of Agreement concerning the City's 2002-2003 budget which provides: (a) for the City to reduce its "pick-up" of the required employee contribution to the retirement system by 2.75% of the employees' compensation effective July 1, 2002 through June 30, 2003; (b) a 1% base wage increase effective close of business June 30, 2003 and; (c) a no layoff commitment in fiscal year 2002-2003 for employees represented by participating employee organizations. (Mayor)

(Supervisor Daly dissenting in Committee.)

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

Ayes: 6 - Ammiano, Leno, Maxwell, McGoldrick, Newsom, Peskin

Noes: 4 - Daly, Gonzalez, Sandoval, Yee

Absent: 1 - Hall

**021027 [MOU, Sheet Metal Workers, Local 104]**

Ordinance adopting and implementing an amendment to the 2001-2003 Collective Bargaining Agreement between the City and County of San Francisco and the Sheet Metal Workers International Union, Local 104 by appending a Letter of Agreement concerning the City's 2002-2003 budget which provides: (a) for the City to reduce its "pick-up" of the required employee contribution to the retirement system by 2.75% of the employees' compensation effective July 1, 2002 through June 30, 2003; (b) a 1% base wage increase effective close of business June 30, 2003 and; (c) a no layoff commitment in fiscal year 2002-2003 for employees represented by participating employee organizations. (Mayor)

(Supervisor Daly dissenting in Committee.)

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

Ayes: 6 - Ammiano, Leno, Maxwell, McGoldrick, Newsom, Peskin

Noes: 4 - Daly, Gonzalez, Sandoval, Yee

Absent: 1 - Hall

**021028 [MOU, Amendment No. 2, IFPTE, Local 21]  
Supervisor Daly**

Ordinance adopting and implementing Amendment No. 2 to the Memorandum of Understanding between the International Federation of Professional and Technical Engineers, Local 21 AFL-CIO and the City and County of San Francisco pursuant to an arbitration award providing for a wage adjustment for employees assigned to classification 5212 (Principal Engineer), administrative leave for employees assigned to classification 5212 (Principal Engineer), and reimbursement of certain benefits no longer available to employees assigned to classifications 1888 (Resource Efficiency and Energy Conservation Manager), 2978 (Contract Compliance Officer II), 5212 (Principal Engineer), and 9386 (Senior Property Manager, Port), effective July 1, 2002. (Mayor)

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

Ayes: 7 - Ammiano, Daly, Leno, Maxwell, McGoldrick, Newsom, Peskin  
Noes: 3 - Gonzalez, Sandoval, Yee  
Absent: 1 - Hall

**021029 [MOU, Sanitary Truck Drivers and Helpers, Teamsters, Local 350]**

Ordinance adopting and implementing an amendment to the 2001-2003 Collective Bargaining Agreement between the City and County of San Francisco and the Sanitary Truck Drivers and Helpers, Teamsters, Local 350 by appending a Letter of Agreement concerning the City's 2002-2003 budget which provides: (a) for the City to reduce its "pick-up" of the required employee contribution to the retirement system by 2.75% of the employees' compensation effective July 1, 2002 through June 30, 2003; (b) a 1% base wage increase effective close of business June 30, 2003 and; (c) a no layoff commitment in fiscal year 2002-2003 for employees represented by participating employee organizations. (Mayor)

(Supervisor Daly dissenting in Committee.)

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

Ayes: 6 - Ammiano, Leno, Maxwell, McGoldrick, Newsom, Peskin  
Noes: 4 - Daly, Gonzalez, Sandoval, Yee  
Absent: 1 - Hall

**021030 [MOU, Stationary Engineers, Local 39]**

Ordinance adopting and implementing an amendment to the 2001-2003 Collective Bargaining Agreement between the City and County of San Francisco and the International Union of Operating Engineers, Stationary Engineers, Local 39 by appending a Letter of Agreement concerning the City's 2002-2003 budget which provides: (a) for the City to reduce its "pick-up" of the required employee contribution to the retirement system by 2.75% of the employees' compensation effective July 1, 2002 through June 30, 2003; (b) a 1% base wage increase effective close of business June 30, 2003 and; (c) a no layoff commitment in fiscal year 2002-2003 for employees represented by participating employee organizations. (Mayor)

(Supervisor Daly dissenting in Committee.)

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

Ayes: 6 - Ammiano, Leno, Maxwell, McGoldrick, Newsom, Peskin  
Noes: 4 - Daly, Gonzalez, Sandoval, Yee  
Absent: 1 - Hall

**021031 [MOU, Supervising Probation Officers Association]**

Ordinance adopting and implementing an amendment to the 2001-2003 Collective Bargaining Agreement between the City and County of San Francisco and the Operating Engineers, Local 3 Bargaining for Supervising Probation Officers by appending a Letter of Agreement concerning the City's 2002-2003 budget which provides: (a) for the City to reduce its "pick-up" of the required employee contribution to the retirement system by 2.75% of the employees' compensation effective July 1, 2002 through June 30, 2003; (b) a 1% base wage increase effective close of business June 30, 2003 and; (c) a no layoff commitment in fiscal year 2002-2003 for employees represented by participating employee organizations. (Mayor)

(Supervisor Daly dissenting in Committee.)

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

Ayes: 6 - Ammiano, Leno, Maxwell, McGoldrick, Newsom, Peskin

Noes: 4 - Daly, Gonzalez, Sandoval, Yee

Absent: 1 - Hall

**021032 [MOU, Supervising Registered Nurses, Teamsters Local 856]**

Ordinance adopting and implementing an amendment to the 2001-2003 Collective Bargaining Agreement between the City and County of San Francisco and the Teamsters Local 856 for Supervising Nurses by appending a Letter of Agreement concerning the City's 2002-2003 budget which provides: (a) for the City to reduce its "pick-up" of the required employee contribution to the retirement system by 2.75% of the employees' compensation effective July 1, 2002 through June 30, 2003; (b) a 1% base wage increase effective close of business June 30, 2003 and; (c) a no layoff commitment in fiscal year 2002-2003 for employees represented by participating employee organizations. (Mayor)

(Supervisor Daly dissenting in Committee.)

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

Ayes: 6 - Ammiano, Leno, Maxwell, McGoldrick, Newsom, Peskin

Noes: 4 - Daly, Gonzalez, Sandoval, Yee

Absent: 1 - Hall

**021033 [MOU, Teamsters, Local 853]**

Ordinance adopting and implementing an amendment to the 2001-2003 Collective Bargaining Agreement between the City and County of San Francisco and the Teamsters, Local 853 by appending a Letter of Agreement concerning the City's 2002-2003 budget which provides: (a) for the City to reduce its "pick-up" of the required employee contribution to the retirement system by 2.75% of the employees' compensation effective July 1, 2002 through June 30, 2003; (b) a 1% base wage increase effective close of business June 30, 2003 and; (c) a no layoff commitment in fiscal year 2002-2003 for employees represented by participating employee organizations. (Mayor)

(Supervisor Daly dissenting in Committee.)

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

Ayes: 6 - Ammiano, Leno, Maxwell, McGoldrick, Newsom, Peskin

Noes: 4 - Daly, Gonzalez, Sandoval, Yee

Absent: 1 - Hall



**021034 [MOU, Teamsters, Local 856 (Multi-Unit)]**

Ordinance adopting and implementing an amendment to the 2001-2003 Collective Bargaining Agreement between the City and County of San Francisco and the Teamsters, Local 856 (Multi-Unit) by appending a Letter of Agreement concerning the City's 2002-2003 budget which provides: (a) for the City to reduce its "pick-up" of the required employee contribution to the retirement system by 2.75% of the employees' compensation effective July 1, 2002 through June 30, 2003; (b) a 1% base wage increase effective close of business June 30, 2003 and; (c) a no layoff commitment in fiscal year 2002-2003 for employees represented by participating employee organizations. (Mayor)

(Supervisor Daly dissenting in Committee.)

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

Ayes: 6 - Ammiano, Leno, Maxwell, McGoldrick, Newsom, Peskin

Noes: 4 - Daly, Gonzalez, Sandoval, Yee

Absent: 1 - Hall

**021035 [MOU, Transport Workers Union, Local 200 (SEAM)]**

Ordinance adopting and implementing an amendment to the 2001-2003 Collective Bargaining Agreement between the City and County of San Francisco and the Transport Workers Union of America, Local 200 (SEAM) by appending a Letter of Agreement concerning the City's 2002-2003 budget which provides: (a) for the City to reduce its "pick-up" of the required employee contribution to the retirement system by 2.75% of the employees' compensation effective July 1, 2002 through June 30, 2003; (b) a 1% base wage increase effective close of business June 30, 2003 and; (c) a no layoff commitment in fiscal year 2002-2003 for employees represented by participating employee organizations (Mayor)

(Supervisor Daly dissenting in Committee.)

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

Ayes: 6 - Ammiano, Leno, Maxwell, McGoldrick, Newsom, Peskin

Noes: 4 - Daly, Gonzalez, Sandoval, Yee

Absent: 1 - Hall

**021036 [MOU, Transport Workers Union, Local 250-A (7410)]**

Ordinance adopting and implementing an amendment to the 2001-2003 Collective Bargaining Agreement between the City and County of San Francisco and the Transport Workers Union of America, Local 250-A (7410's) by appending a Letter of Agreement concerning the City's 2002-2003 budget which provides: (a) for the City to reduce its "pick-up" of the required employee contribution to the retirement system by 2.75% of the employees' compensation effective July 1, 2002 through June 30, 2003; (b) a 1% base wage increase effective close of business June 30, 2003 and; (c) a no layoff commitment in fiscal year 2002-2003 for employees represented by participating employee organizations. (Mayor)

(Supervisor Daly dissenting in Committee.)

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

Ayes: 6 - Ammiano, Leno, Maxwell, McGoldrick, Newsom, Peskin

Noes: 4 - Daly, Gonzalez, Sandoval, Yee

Absent: 1 - Hall

**021037 [MOU, Transport Workers Union, Local 250-A (Misc.)]**

Ordinance adopting and implementing an amendment to the 2001-2003 Collective Bargaining Agreement between the City and County of San Francisco and the Transport Workers Union of America, Local 250-A (Misc.) by appending a Letter of Agreement concerning the City's 2002-2003 budget which provides: (a) for the City to reduce its "pick-up" of the required employee contribution to the retirement system by 2.75% of the employees' compensation effective July 1, 2002 through June 30, 2003; (b) a 1% base wage increase effective close of business June 30, 2003 and; (c) a no layoff commitment in fiscal year 2002-2003 for employees represented by participating employee organizations. (Mayor)

(Supervisor Daly dissenting in Committee.)

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

Ayes: 6 - Ammiano, Leno, Maxwell, McGoldrick, Newsom, Peskin  
Noes: 4 - Daly, Gonzalez, Sandoval, Yee  
Absent: 1 - Hall

**021038 [MOU, Union of American Physicians and Dentists (Unit 8-CC)]**

Ordinance adopting and implementing an amendment to the 2001-2003 Collective Bargaining Agreement between the City and County of San Francisco and the Union of American Physicians and Dentists (Unit 8-CC) by appending a Letter of Agreement concerning the City's 2002-2003 budget which provides: (a) for the City to reduce its "pick-up" of the required employee contribution to the retirement system by 2.75% of the employees' compensation effective July 1, 2002 through June 30, 2003; (b) a 1% base wage increase effective close of business June 30, 2003 and; (c) a no layoff commitment in fiscal year 2002-2003 for employees represented by participating employee organizations. (Mayor)

(Supervisor Daly dissenting in Committee.)

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

Ayes: 6 - Ammiano, Leno, Maxwell, McGoldrick, Newsom, Peskin  
Noes: 4 - Daly, Gonzalez, Sandoval, Yee  
Absent: 1 - Hall

**Recommendations of the Health and Human Services Committee****020293 [Prohibiting Urination and Defecation]  
Supervisors Hall, Daly, Newsom**

Ordinance amending Article 2 of the San Francisco Police Code by adding Section 153 to prohibit public urination and defecation.

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

*Supervisor Leno requested this matter be continued to July 1, 2002.*

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

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

**020296 [Residential Tenant Security Deposits]  
Supervisors Peskin, Daly, Leno, McGoldrick, Maxwell**

Ordinance providing that annual landlord interest payments on residential tenant security deposits shall be paid at an interest rate determined annually by the Residential Rent Stabilization and Arbitration Board from the posted Federal Reserve Discount rates, instead of continuing to be paid at a five percent (5%) simple interest rate as provided by the current ordinance, and clarifying that interest accrues until termination of the tenancy.

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

**Supervisor Peskin, seconded by Supervisor Daly, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE. The motion carried by the following vote:**

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

*Supervisors Leno, McGoldrick, Maxwell requested to be added as co-sponsors.*

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

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

## **SPECIAL ORDER 3:00 P.M.**

**020962 [Youth Commission Annual Report]**  
Report from the San Francisco Youth Commission. (Clerk of the Board)

*The following Youth Commissioners appeared and gave a presentation: Anthony Valdez, Chairperson; Mari Villaluna; Jesse Arreguin; Tanene Allison.*

**FILED by the following vote:**

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

## **SPECIAL ORDER 3:00 P.M.**

**020774 [Public Hearing - Appeal, Conditional Use, 3224-3252 Pierce Street]**

Hearing of persons interested in or objecting to the decision of the Planning Commission by its Motion No.16372 dated April 11, 2002, approving Conditional Use Application No. 2001.1027CR to install and operate a total of six antennas on a replacement light pole and related equipment cabinets on an interior wall of the City-owned Marina Off-Street Parking Garage, within an NC-2 (Small Scale Neighborhood Commercial) Zoning District and a 40-X Height and Bulk District, pursuant to Section 711.83 of the Planning Code; and adopting a finding of consistency with the General Plan for the proposed project located at: 3224-3252 Pierce Street, east side between Lombard and Chestnut Streets; Lots 009, 010, 011, 012 and 013, in Assessor's Block 0490.

(Appeal filed May 13, 2002; categorically exempt from the environmental review process pursuant to exemption Classes 1, 3 and 11 of Title 14 of the California Administrative Code; Case No. 2001.3252CR; companion measure to Files 020774, 020775, 020776, 020777; District 2.)

*Appellants: Madeline Coupisa; Olga Nesa; Scott Dikes; Mark Mertinny; Charles Baine; Adosol Schnlly; Lori Dobun; Ms Sullivan; Mark Onzwood; Mark Zer; Janet Veroka; Tracy Hugfhes; Patricia Royde; Doug Lurin; Walerk Dicker.*

*Respondents: Gerald Green, representing Planning Commission; Debra Stein, representing Metro PC; Jonathan Macois; Robert Weller.*

*A rebuttal period was allowed.*

*The President then declared the hearing closed.*

**HEARD AT PUBLIC HEARING by the following vote:**

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

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

**(Only one of the following two motions should be adopted.)****020775 [Appeal, Conditional Use, 3224-3252 Pierce Street]**

Motion approving decision of the Planning Commission by its Motion No. 16372, approving Conditional Use Application No. 2001.1027CR, on property located at 3224-3252 Pierce Street, and adopting findings pursuant to Planning Code Section 101.1. (Clerk of the Board)

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

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

**020776 [Appeal, Conditional Use, 3224-3252 Pierce Street]**

Motion disapproving decision of the Planning Commission by its Motion No. 16372, approving Conditional Use Application No. 2001.1027CR, on property located at 3224-3252 Pierce Street, and adopting findings pursuant to Planning Code Section 101.1. (Clerk of the Board)

(Requires eight votes.)

**Motion No.** M02-88

**Supervisor Peskin, seconded by Supervisor Daly, moved that this Motion be APPROVED. The motion carried by the following vote:**

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

**020777 [Findings - 3224-3252 Pierce Street]**

Motion directing the Clerk of the Board to prepare findings relating to proposed Conditional use Application No. 2001.1027CR, on property located at 3224-3252 Pierce Street, for action by the Board at its next meeting. (Clerk of the Board)

**Motion No.** M02-89

**APPROVED by the following vote:**

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

**SPECIAL ORDER 3:00 P.M.**

**020835 [Public Hearing - Appeal, Conditional Use, 5200 Geary Boulevard]**

Hearing of persons interested in or objecting to the decision of the Planning Commission by its Motion No.16382 dated April 18, 2002, approving Conditional Use Application No. 2002.0057C to mount a total of six panel antennas to an existing light pole on the upper deck of the three-level Geary Mall Parking Garage, within an NC-3 (Moderate Scale Neighborhood Commercial) Zoning District and a 40-X Height and Bulk District, pursuant to Section 712.83 of the Planning Code for the proposed project located at 5200 Geary Boulevard, (Geary Mall Parking Garage) north side between 16th and 17th Avenues; Lot 045, in Assessor's Block 1448.

(Appeal filed May 20, 2002; exempt from environmental review pursuant to the California Environmental Quality Act (CEQA), in a letter dated February 12, 2002; Case No. 2002.0057C; companion measure to Files 020836, 020837, 020838; District 1.)

*Appellants: Robert Blum, Nicholas Blum; Marcus Siginyall; Susan Low; Pamela Delanero; Cindy Mesiaagreen; Les Lou; Pela Chang; female speaker; Jackie; Bernice; Cathy Creset; Megan Sullivan; Jackie Chow; male speaker; Arnold Lee; Dawn Venhantfold; Sheila Gleson; Heidi Bocox; Doug Lowringer; female speaker; William Chin; male speaker; Benny Loi; Mike Wong; female speaker; Mr. Matenoro; female speaker; Lon Payicas; Ann Maco; Patricia Foely; Francis When; Brian Flen; Victoria; female spaker; male speaker, Ray Coluian; Frank Soon.*

*Respondents: Gerald Green, representing Planning Commission; Debor Stein, representing Metro PC; Jonathan Mock; male speaker.*

*A rebuttal period was allowed.*

*The President then declared the hearing closed.*

**HEARD AT PUBLIC HEARING by the following vote:**

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

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

**(Only one of the following two motions should be adopted.)****020836 [Appeal, Conditional Use, 5200 Geary Boulevard]**

Motion approving decision of the Planning Commission by its Motion No. 16382, approving Conditional Use Application No. 2002.0057C, on property located at 5200 Geary Boulevard, and adopting findings pursuant to Planning Code Section 101.1 (Clerk of the Board)

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

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

**020837 [Appeal, Conditional Use, 5200 Geary Boulevard]**

Motion disapproving decision of the Planning Commission by its Motion No. 16382, approving Conditional Use Application No. 2002.0057C, on property located at 5200 Geary Boulevard, and adopting findings pursuant to Planning Code Section 101.1 (Clerk of the Board)

(Requires eight votes.)

**Motion No.** M02-90

**Supervisor Peskin, seconded by Supervisor Daly, moved that this Motion be APPROVED. The motion carried by the following vote:**

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

**020838 [Findings - 5200 Geary Boulevard]**

Motion directing the Clerk of the Board to prepare findings relating to proposed Conditional Use Application No. 2002.0057C, on property located 5200 Geary Boulevard, for action by the Board at its next meeting. (Clerk of the Board)

**Motion No.** M02-91

**Supervisor Peskin, seconded by Supervisor Daly, moved that this Motion be APPROVED. The motion carried by the following vote:**

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

**SPECIAL ORDER 3:00 P.M.****020900 [Public Hearing - Appeal, Conditional Use, 3130-3154 Noriega Street]**

Hearing of persons interested in or objecting to the decision of the Planning Commission by its Motion No. 16390 dated April 25, 2002, approving Conditional Use Application No. 2001.0995CE, approving a conditional use authorization under Planning Code Sections 121.1, 710.11, and 710.21 to develop a new four-story, mixed use building, at a maximum height of forty feet, containing approximately 3,400 square feet of commercial/retail space and nine dwelling units on a lot with a total area exceeding 5,000 square feet, in an NC-1 (Neighborhood Commercial Cluster) District and a 40-X Height and Bulk District on property located at 3130-3154 Noriega Street, on the north side of Noriega Street at 39th Avenue; Lot 007, in Assessor's Block 2011.

(Appeal filed May 22, 2002; a Certificate of Exemption/Exclusion from Environmental Review for Case No. 2001.0995CE was issued on March 27, 2002 by Planning Department; companion measure to File 202900, 020901, 020902, 020903, District 4.)

*Supervisor Yee requested this matter be continued to July 1, 2002.*

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

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

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

**(Only one of the following two motions should be adopted.)****020901 [Appeal, Conditional Use, 3130-3154 Noriega Street]**

Motion approving decision of the Planning Commission by its Motion No. 16390, approving Conditional Use Application No. 2001.0995CE, on property located 3130-3154 Noriega Street, and adopting findings pursuant to Planning Code Section 101.1. (Clerk of the Board)

*Supervisor Yee requested this matter be continued to July 1, 2002.*

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

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

**020902 [Appeal, Conditional Use, 3130-3154 Noriega Street]**

Motion disapproving decision of the Planning Commission by its Motion No. 16390, approving Conditional Use Application No. 2001.0995CE, on property located 3130-3154 Noriega Street, and adopting findings pursuant to Planning Code Section 101.1. (Clerk of the Board)

(Requires eight votes.)

*Supervisor Yee requested this matter be continued to July 1, 2002.*

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

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

**020903 [Findings - 3130-3154 Noriega Street]**

Motion directing the Clerk of the Board to prepare findings relating to proposed Conditional use Application No. 2001.0995CE, on property located at 3130-3154 Noriega Street, for action by the Board at its next meeting. (Clerk of the Board)

*Supervisor Yee requested this matter be continued to July 1, 2002.*

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

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

**PUBLIC COMMENT**

*Abdalah Megahed, homelessness;  
Male speaker, housing;  
Male speaker, liquor stores;  
Judy West, rails to trails project.*



## 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.*

**021047 [Legislative Analyst Request]  
Supervisors Leno, Newsom**

Motion asking the Legislative Analyst to research the City of New Orleans online Public Works Call Center Service Request program to allow city residents to report potholes, abandoned vehicles, traffic light outage, sign damaged needs and repairs and research the feasibility of a joint online report system for the Department of Public Works and Department of Parking and Traffic.

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

**APPROVED** by the following vote:

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

**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.

*This item was placed on the calendar in error. No action taken.*

## 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.*

**021050 [Urging U.S. Funding of International AIDS Relief]  
Supervisors Leno, Maxwell, Peskin, Newsom, Daly**

Resolution urging the U.S. Congress and President George W. Bush to appropriate an additional \$500 million for global HIV/AIDS relief.

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

**Resolution No.** 428-02

**ADOPTED**

**021051 [Supporting the California Clean Money Campaign]  
Supervisors McGoldrick, Yee, Peskin**

Resolution supporting the California Clean Money Campaign and its efforts to qualify for the November 2004 ballot.

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

**Resolution No.** 429-02

**ADOPTED**

**021052 [Urging the City Attorney to Explore Filing Lawsuits Against Hastings College of Law]  
Supervisors Peskin, Leno, Ammiano, Yee, Daly**

Resolution urging the City Attorney to explore the possibility of filing lawsuits against Hastings College of Law regarding the proposed parking garage at Golden Gate and Larkin Streets.

**Resolution No.** 444-02

**ADOPTED**

**021053 [Extending the Planning Review Period for Dwelling Units]  
Supervisor Leno**

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

**Resolution No.** 430-02

**ADOPTED**

**021054 [Urging the Respect of the Rights of Medical Cannabis Users/Caregivers]  
Supervisors Leno, Maxwell, Ammiano, Peskin, Newsom, Daly**

Resolution urging the Federal, State, and local judiciary, when issuing search warrants, to consider and respect the rights of medical cannabis patients, caregivers, dispensaries and physicians attempting to comply with California Health and Safety Code Section 11362.5.

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

**Resolution No.** 431-02

**ADOPTED**

**021055 [Supporting SB 987, Improving Language Access to Government Services]  
Supervisors Yee, Peskin, Sandoval**

Resolution supporting Senate Bill 987, improving language access to government services.

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

**Resolution No.** 432-02

**ADOPTED**

**021056 [Commending the Learning Support Services Advocates Coalition]  
Supervisors Maxwell, Sandoval, McGoldrick**

Resolution commending the Learning Support Services Advocates Coalition for their exemplary efforts to expand learning support services as a permanent part of schools and successfully lobbying the San Francisco Unified School District to allocate 10 nurses and 10 social workers to SFUSD STAR schools through its general fund.

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

**Resolution No. 433-02**

**ADOPTED**

**021057 [Commending the SF Symphony's Adventures in Music Program]  
Supervisors Leno, Peskin, Newsom, Sandoval**

Resolution commending San Francisco Symphony's Adventures in Music (AIM) program for its contribution to the education and development of San Francisco's children.

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

**Resolution No. 434-02**

**ADOPTED**

**021058 [Commending Sir Ian McKellen]  
Supervisors Leno, Ammiano, Peskin, Newsom, McGoldrick, Daly**

Resolution commending actor Sir Ian McKellen as the Celebrity Grand Marshall of the 2002 San Francisco LGBT Pride Parade.

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

**Resolution No. 435-02**

**ADOPTED**

**021059 [Recognizing Justice for Janitors Day]  
Supervisors Sandoval, Peskin, McGoldrick, Daly**

Resolution recognizing June 15, 2002 as Justice for Janitors Day.

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

**Resolution No. 436-02**

**ADOPTED**

**021060 [Commending Larry Brinkin]  
Supervisors Leno, Newsom**

Resolution commending Larry Brinkin for his work as a civil rights activist.

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

**Resolution No. 437-02**

**ADOPTED**

**021061 [Commending the Honorable Joseph A. Desmond]  
Supervisors Hall, Gonzalez, Newsom**

Resolution commending The Honorable Joseph A. Desmond on the occasion of his retirement from the Superior Court of San Francisco.

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

**Resolution No. 438-02**

**ADOPTED**

**021062 [Commending the University of California-Women's Health Center]  
Supervisors Daly, Sandoval**

Resolution commending the University of California San Francisco on the Inauguration of the Women's Health Center and commending UCSF for its continuing leading role in providing women's health care.

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

**Resolution No. 439-02**

**ADOPTED**

**021063 [Commending the Golden Gate Lutheran Church and its Drop-In Center]  
Supervisors Daly, Leno, Newsom, Sandoval**

Resolution commending the Golden Gate Lutheran Church and its drop-in center for providing an invaluable service to the community.

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

**Resolution No. 440-02**

**ADOPTED**

**021064 [Commending the Shee Theater Company]  
Supervisors Daly, Newsom, Sandoval**

Resolution commending the Shee Theater Company for its goal of promoting professional women and their plays in the theater and working for gender blind equal opportunity in the theater.

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

**Resolution No. 441-02**

**ADOPTED**

**020950 [Final Map for a 5 Lot Merger and 11 Lot Resubdivision Project]**

Motion approving Final Map of Karen Court (63 Karen Court), being a Merger and Resubdivision of Lots 30, 31, 77, 78 and 79, Assessor's Block No. 6117, and adopting findings pursuant to City Planning Code Section 101.1. (Public Works Department)

(DPW Order No. 173,559; District 10.)

**Motion No. M02-92**

**APPROVED**

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

Ayes: 8 - Ammiano, Daly, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval  
 Absent: 3 - Gonzalez, Hall, 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 Newsom, seconded by Supervisor Leno, moved ADOPTION of the serious injury finding. The motion carried by the following vote:**

Ayes: 8 - Ammiano, Daly, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval  
 Absent: 3 - Gonzalez, Hall, 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 Newsom, seconded by Supervisor Leno, moved ADOPTION of the Brown Act finding. The motion carried by the following vote:**

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

**Imperative Resolution**

**021094 [Funding the Supportive Housing Initiative Act (SHIA)]  
 Supervisor Leno**

Resolution urging the Conference Committee of the California State Legislature to give \$3.5 million to fund the Supportive Housing Initiative Act (SHIA).

*Supervisor Leno presented for immediate adoption.*

**Resolution No. 442-02**

**ADOPTED by the following vote:**

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

## OFF-AGENDA LEGISLATION

### Introduced by Supervisors or Mayor

#### Ordinances

**020593 [Residential Rent Assistance Pilot Program]  
Supervisors Ammiano, Daly, Maxwell**

Ordinance establishing a General Fund residential rent assistance program for tenants whose federal rent subsidy in San Francisco has been reduced or revoked due to a failure to meet federal immigration status verification requirements imposed under Section 592 of the federal Quality Housing and Work Responsibility Act of 1998 ("QHWRA," Public Law 105-276, 42 U.S.C. 1436a), including tenants in San Francisco Housing Authority units and Section 8 units; providing criteria and procedures for disbursement of funding, with disbursements available commencing July 1, 2002; providing two outreach grants of \$5,000 each; and identifying companion legislation that would provide funding of \$349,000 from the City's General Fund for the first year of the Program (July 2002 through June 2003).

(Fiscal impact.)

4/15/02, ASSIGNED UNDER 30 DAY RULE to Finance Committee, expires on 5/15/2002.

6/17/02, SUBSTITUTED. Supervisor Ammiano submitted a substitute ordinance bearing same title.

6/17/02, ASSIGNED to Finance Committee.

**021095 [Notification of Solicitations]  
Supervisor Sandoval**

Ordinance amending the San Francisco Administrative Code by amending Section 12 D.A. 9. to require that all contract awarding authorities submit current bids, requests for proposals and solicitations to the Purchaser of Supplies of the City and County of San Francisco and cause to be posted on a Purchaser's website certain information concerning current bids, requests for proposals and solicitations.

6/17/02, ASSIGNED UNDER 30 DAY RULE to Public Works and Public Protection Committee, expires on 7/17/2002.

**021096 [Amending Residential Rent Stabilization and Arbitration Ordinance]  
Supervisors Gonzalez, Daly**

Ordinance amending the Residential Rent Stabilization and Arbitration Ordinance (Administrative Code Chapter 37), by amending Sections 37.2, 37.3, 37.8, 37.9, 37.9B, and 37.11A, to: clarify the definition of rental units to include units regardless of zoning or legal status; provide that parking or storage or similar facilities on the same lot may not be severed by the landlord without just cause or tenant consent, except where necessitated by serious landlord hardship or circumstances beyond the landlord's control; extend coverage of the ordinance to non-tourist tenancies in residential hotels by eliminating the 32-day residency requirement for those tenancies; change Subsection 37.3(a) "Rent Increase Limitations for Tenants in Occupancy" and Subsection 37.3(b) "Notice of Rent Increase for Tenants in Occupancy" by deleting the phrase "in occupancy" from both subsections; limit imposition of banked rent increases to 8% per year and require more specific notice; require more specific notice for rent increases authorized under California Civil Code Sections 1954.50 et seq., and require a rent arbitration hearing for certain increases not authorized by Civil Code Sections 1954.50 et seq.; prohibit rent increases or evictions solely for additional occupants, where the total number of occupants is within Housing Code occupancy limits; expand the statute of limitations from three years to five years from discovery, for refunds of rent overpayments due to null and void rent increases; clarify that all endeavors to recover possession for just cause under Section 37.9(a), must be in good faith without ulterior motive and with honest intent; require relocation expenses of \$2,000 for each authorized occupant (including any minor child) who has lived in a unit for 12 months as of the time of vacation of the unit, where the unit is to be demolished or otherwise permanently removed from housing use, or where the tenant must relocate due to capital improvements or substantial rehabilitation work or an owner-move-in eviction, with one-half paid upon notice and one-half paid within 72 hours after vacation of the unit, and with these amounts to be increased annually according to the rate of increase in the "Rent of Primary Residence" expenditure category of the Consumer Price Index (CPI); provide that a tenant's civil action against a landlord for abridgement of rights under this Chapter may also be brought against the landlord's successor in interest; certain technical corrections to conform numbering to prior Chapter 37 amendments; and, amending San Francisco Housing Code Chapter 5, Section 503(b) to make a technical correction, and amending San Francisco Housing Code Chapter 5, Section 503(d), to clarify that the protections of that Section extend to all persons by deleting the references to "families," to clarify that the Section promotes affordable housing, and to clarify that the Section protects prospective and current tenants.

6/17/02, ASSIGNED UNDER 30 DAY RULE to Health and Human Services Committee, expires on 7/17/2002.

**021097 [Business Tax]  
Supervisor Peskin**

Ordinance amending the Business and Tax Regulations Code to: (1) enact a new Article 12-A-1 (Gross Receipts Tax Ordinance) to impose a gross receipts tax on persons engaging in specified business activities in San Francisco; (2) amend Article 12-A (Payroll Expense Tax Ordinance) to (i) reduce businesses' taxable payroll expense by the amount of payroll expense attributable to their San Francisco business activities taxed under Article 12-A-1 (Gross Receipts Tax Ordinance), (ii) conform Article 12-A (Payroll Expense Tax Ordinance) with the enactment of Article 12-A-1 (Gross Receipts Tax Ordinance) and amendments to Article 6 (Common Administrative Provisions), (iii) repeal the Enterprise Zone Tax Credit set forth in Section 906A, (iv) repeal the \$500 surplus business tax revenue credit set forth in Section 906E, and (v) consolidate exemptions, definitions and other administrative provisions, as amended, that apply to Article 12-A (Payroll Expense Tax Ordinance) and other Articles of the Business and Tax Regulation Code, and place them in Article 6 (Common Administrative Provisions); (3) amend Article 12 (Business Registration Ordinance) to conform business registration requirements with the enactment of Article 12-A-1 (Gross Receipts Tax Ordinance) and amendments to Article 12-A (Payroll Expense Tax Ordinance) and Article 6 (Common Administrative Provisions); (4) amend Article 6 (Common Administrative Provisions) to (i) clarify common administrative provisions and conform them with the enactment of Article 12-A-1 (Gross Receipts Tax Ordinance) and amendments to Article 12-A (Payroll Expense Tax Ordinance) and Article 12 (Business Registration Ordinance), (ii) consolidate exemptions, definitions and other administrative provisions that apply to Article 12-A (Payroll Expense Tax Ordinance), Article 12-A-1 (Gross Receipts Tax Ordinance), Article 12 (Business Registration Ordinance) and other Articles of the Business and Tax Regulations Code, and (iii) eliminate the Board of Review; (5) amend Section 501 of Article 7 to clarify the definition of "Permanent Residents" exempt from the tax on the transient occupancy of hotel rooms, and (6) amend Section 606 of Article 9 to repeal the exemptions to the tax and surcharge upon the rent charged for the occupancy of parking spaces in parking stations (i) which are part of residential or hotel premises and (ii) for registered hotel guests where the parking station is not located on the hotel premises.

6/17/02, ASSIGNED UNDER 30 DAY RULE to Rules and Audits Committee, expires on 7/17/2002.

**021098 [Requiring Minimum Square Footage for Off-site Units and Clarifying Unit Requirements in Inclusionary Affordable Housing Program]  
Supervisors McGoldrick, Leno**

Ordinance amending Planning Code Section 315.5 to provide that off-site units produced to meet the City's Inclusionary Affordable Housing Program shall be of a similar square footage to the units produced in the principle project; amending Sections 315.4 and 315.5 to change the method of calculating the requirement for number of units produced under the Inclusionary Affordable Housing Program to more closely reflect the percentages stated in the text of the Ordinance.

6/17/02, ASSIGNED UNDER 30 DAY RULE to Transportation and Commerce Committee, expires on 7/17/2002. 6/26/02 - Transmitted to Planning Commission for public hearing and recommendation.

## **Resolutions**

**021099 [Susan Po-Rufino Reappointment to Treasure Island Development Authority]  
Mayor**

Resolution confirming the reappointment of Ms. Susan Po-Rufino to the Treasure Island Development Authority, term ending April 28, 2006. (Mayor)

6/17/02, RECEIVED AND ASSIGNED to Rules and Audits Committee.



**021100 [Claudine Cheng Reappointment to the Treasure Island Development Authority]  
Mayor**

Resolution confirming the reappointment of Ms. Claudine Cheng to the Treasure Island Development Authority, term ending April 28, 2006. (Mayor)  
6/17/02, RECEIVED AND ASSIGNED to Rules and Audits Committee.

**021101 [Accept-Expend State Grant]  
Supervisor Sandoval**

Resolution authorizing the Sheriff's Department to accept and expend a grant in the amount of \$30,000 from the State of California Controller's Office for funding technology-related acquisitions to enhance public safety.  
6/17/02, RECEIVED AND ASSIGNED to Public Works and Public Protection Committee.

**021102 [Mortgage Revenue Bonds]**

Resolution declaring the intent of the City and County of San Francisco (the "City") to reimburse certain expenditures from proceeds of future indebtedness; authorizing the Director of the Mayor's Office of Housing (the "Director") to submit an application and related documents to the California Debt Limit Allocations Committee to permit the issuance of qualified mortgage bonds in an amount not to exceed \$17,000,000; authorizing the Mayor's Office of Housing to direct the Controller's Office to hold in trust an amount not to exceed \$85,000; authorizing the Director to certify that the City has on deposit the required amount; authorizing the Mayor's Office of Housing to pay an amount equal to the deposit to the State of California if the City fails to issue the qualified mortgage bonds; and authorizing and directing the execution of any documents necessary to implement this Resolution and of any documents necessary to implement this Resolution; and ratifying and approving any action heretofore taken in connection with the Project (as defined herein) and the application. (Mayor)  
6/17/02, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**021103 [Schedule meeting of the whole on July 1, 2002 for Presidio Work Group]  
Supervisors Yee, Newsom**

Resolution to schedule a meeting of the Committee of the Whole on July 1, 2002 to hear a report of the Presidio Work Group participant's findings, concerns or recommendations regarding the Presidio.  
6/17/02, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**021104 [Amending Resolution No. 020729]  
Supervisor Leno**

Resolution amending Resolution No. 020729, which supported a unified San Francisco School District, by amending the first whereas clause to clarify the meaning of the resolution.  
6/17/02, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**021105 [Urging to uphold the Clean Air Act and Maintain Pollution Controls]  
Supervisors Leno, Sandoval, Daly**

Resolution urging Christine Todd Whitman and the U.S. Environmental Protection Agency to uphold the Clean Air Act and maintain existing pollution controls.

6/17/02, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**021106 [Community Land Trust Task Force]  
Supervisor Gonzalez**

Resolution removing David Jay-Bonn from seat 9 of the Community Land Trust Task Force, appointing Rick Lewis to the vacated seat, and waiving the residency requirement for Mr. Lewis.

6/17/02, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**021107 [Accepting from Hermanson's Employment Services a donation of \$25,000]  
Supervisors Gonzalez, Daly**

Resolution accepting from Hermanson's Employment Services a donation of \$25,000 to the City and County of San Francisco, with the funds designated to be used for the purpose of conducting a thorough study of the impacts of expanding the wage requirements of the City's Minimum Compensation Ordinance, and possibly establishing a minimum municipal wage; directing the Clerk of the Board to initiate the process for entering into an agreement with the University of California for the conduct of the study.

6/17/02, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**021108 [West Approach Overhead Signage Cooperative Agreement]  
Supervisor Daly**

Resolution authorizing the Executive Director of the Department of Parking and Traffic and the Director of Public Works to accept and expend up to \$365,000 in federal and state grant funds to implement the West Approach Overhead Signage Project in the City and County of San Francisco.

6/17/02, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**021109 [SURTASS LFA Sonar]  
Supervisor Daly**

Resolution opposing the United States of America's Department of the Navy's proposed deployment of surveillance towed array sensor system low frequency active (SURTASS LFA) sonar.

6/17/02, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**021110 [Establishing a Work Group to End the Exploitation of Children]  
Supervisors Ammiano, Sandoval, Daly**

Resolution approving the formation of a work group to assess the needs of sexually exploited and abused children.

6/17/02, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**021111 [Accept Grant from CA Integrated Waste Management Board Used Oil Opportunity]  
Supervisors Peskin, Sandoval**

Resolution authorizing the San Francisco Port Commission to accept and expend a grant in the amount of \$88,694.14 from the California Integrated Waste Management Board Used Oil Opportunity Grant Program for funds to continue and expand the used oil collection program at the San Francisco Marina, Pier 39 Marina and the Treasure Island Marina.

6/17/02, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**021112 [Supporting Mission Creek Bikeway and Greenbelt Concept Plan]  
Supervisors Daly, Leno, Maxwell, Peskin, Sandoval**

Resolution supporting the Mission Creek Bikeway and Greenbelt Concept Plan prepared by the Rails-to-Trails Conservancy, Madrina Group, San Francisco Bicycle Coalition and the Department of Parking and Traffic and urging stakeholding agencies to work cooperatively in bringing the Concept Plan to fruition.

6/17/02, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**021113 [San Francisco Housing Authority]  
Supervisors Maxwell, Daly**

Resolution urging San Francisco Housing Authority to comply with Sec 504 of the Rehabilitation Act, the Fair Housing Act amendment of 1988, and the Title II of the Americans with Disabilities Act, 24 CFR 115[d] and the HUD Budget Authorization Act by adopting and implementing a policy to provide an effective tenant education program on asthma control and prevention and allows tenants with asthma to request smooth surface flooring as a reasonable accommodation or modification.

6/17/02, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**021114 [Commending Public Works and the Clean City Coalition]  
Supervisors Yee, Newsom, Peskin, Hall**

Resolution commending the Department of Public Works and the Clean City Coalition for their leadership in organizing the Second Clean City Summit.

6/17/02, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**021115 [Parking and Traffic merger into the Municipal Transportation Agency]  
Supervisor Newsom**

Resolution urging the Municipal Transportation Agency and the Department of Parking and Traffic to proceed with the planned integration of the Department of Parking and Traffic into the Municipal Transportation Agency effective on July 1st, 2002.

6/17/02, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**021116 [Commending Bayview LEARNS]  
Supervisors Maxwell, Newsom, Sandoval**

Resolution commending Bayview LEARNS for their efforts to provide youth in the Bayview a comprehensive, community-based summer school program.

6/17/02, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**021117 [Commending Bob Rybicki, Executive Director of Shanti]  
Supervisors Leno, Newsom, Peskin, Sandoval, Daly**

Resolution commending Bob Rybicki, Executive Director of Shanti, and declaring June 28, 2002 Bob Rybicki Day in San Francisco.

6/17/02, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**021118 [Commending Deputy City Attorney Kimon Manolius]  
Supervisors Ammiano, Peskin, Daly**

Resolution commending Kimon Manolius for his more than 10 years of exemplary public service as Chief Counsel, Managing Deputy, Chief of Civil Litigation, Head of the Code Enforcement Team and Deputy City Attorney in the San Francisco City Attorney's Office, and wishing him well in his future endeavors.

6/17/02, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**021119 [Commending Deputy City Attorney Joanne Sakai]  
Supervisors Ammiano, Peskin, Daly**

Resolution commending Deputy City Attorney Joanne Sakai for her two and one half years of exemplary public service, specializing in developing and financing affordable housing in San Francisco and playing a key role in protecting the interests of San Francisco and its ratepayers in the PG&E bankruptcy case, and wishing her well in her future endeavors as Deputy Executive Director of the Housing and Community Development Division of the San Francisco Redevelopment Agency.

6/17/02, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**021120 [Commending WaterKeepers Northern California]  
Supervisors Newsom, Peskin**

Resolution commending WaterKeepers Northern California and its projects, San Francisco BayKeeper and DeltaKeeper, for making tremendous strides towards bringing agricultural discharges which harm our waterways under the regulatory umbrella and for continuing this effort with its Pesticide Use Reduction Enterprise.

6/17/02, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**021123 [Negotiations Regarding GCIU Local 4N and Independent/SF Examiner IU Local 4N and the Examiner/Independent]  
Supervisors Ammiano, Daly, Gonzalez**

Resolution regarding negotiations between GCIU Local 4N and the SF Examiner/Independent.

6/17/02, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

### **Requests for Hearing**

**021122 [Planning initiatives to encourage housing production and improve transportation/neighborhood services]  
Supervisor McGoldrick**

Hearing to consider action by the City to formally adopt the Citywide Action Plan of the San Francisco Planning Department as the formal policy of the City to focus and guide planning initiatives to encourage housing production and improve transportation and neighborhood services.

6/17/02, RECEIVED AND ASSIGNED to Transportation and Commerce Committee.

### **Motions**

**021093 [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.

6/17/02, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**021121 [Business Tax]  
Supervisor Peskin**

Motion submitting the San Francisco Tax Reform Ordinance 2002 to the qualified electors of the City and County of San Francisco, at the November 5, 2002 general municipal election.

6/17/02, RECEIVED AND ASSIGNED to Rules and Audits Committee.

### **Charter Amendments**

**012056 [Charter Amendment - Energy Self Sufficiency]  
Supervisors Ammiano, Maxwell**

Charter amendment (Second Draft) to amend Section 4.112 and to add a new Chapter 8B addressing Commission governance, goals and objectives related to energy, powers of the Commission related to energy, siting of energy facilities and rates for energy services.

(Fiscal impact.)

11/13/01, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 12/13/2001.

1/28/02, TRANSFERRED to Rules and Audits Committee. Transferred pursuant to new committee structure.

6/17/02, SUBSTITUTED. Supervisor Ammiano submitted a substitute Charter amendment (Second Draft) bearing new title.

6/17/02, ASSIGNED to Rules and Audits Committee.

**020883 [Charter Amendment - Authority to Appoint the Director of Public Works]  
Supervisor Gonzalez**

Charter amendment (Second Draft) to amend Sections 3.104 and 4.130 and add a new Section 4.130-1 to transfer the authority to appoint the Director of Public Works from the City Administrator to the Mayor, set forth specific duties for the Department of Public Works, and to establish a Public Works Commission consisting of eleven members appointed by the Board of Supervisors to oversee the Department of Public Works.

5/20/02, ASSIGNED UNDER 30 DAY RULE to Rules and Audits Committee, expires on 6/19/2002.

6/17/02, SUBSTITUTED. Supervisor Gonzalez submitted a substitute Charter Amendment (Second Draft) bearing same title.

6/17/02, ASSIGNED to Rules and Audits Committee.

**020887 [Charter Amendment - Changes to Public Utilities related to water and sewer]  
Supervisor Ammiano**

Charter Amendment (Second Draft) to create a new Article VIII B to add Sections 8B.120 through 8B.128, amend Section 9.111-1 and 4.112 and delete Section 16.103 to establish exclusive control of water and clean water utilities; rate setting standards and methods; transfer of surplus funds between utilities; independence in contracting, purchasing, hiring and selection of providers; reporting and planning requirements; revenue bonds or other financing methods.

(Fiscal impact.)

2/20/02, ASSIGNED UNDER 30 DAY RULE to Rules and Audits Committee, expires on 6/19/2002.

6/17/02, SUBSTITUTED. Supervisor Ammiano submitted a substitute charter amendment (Second Draft) bearing new title.

6/17/02, ASSIGNED to Rules and Audits Committee.

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

**PROPOSED ORDINANCES**

**020988 [Settlement of Lawsuit]**

Ordinance authorizing settlement of the matter of Cheryl C. Jessee v. City and County of San Francisco for \$45,000 to Cheryl C. Jessee and \$61,500 to her attorney of record, Mayo & Rogers. The lawsuit was filed on May 25, 2001, in San Francisco Superior Court, Case No. 321-661; entitled Cheryl C. Jessee v. City and County of San Francisco. (City Attorney)

6/12/02, RECEIVED AND ASSIGNED to Rules and Audits Committee.

**PROPOSED RESOLUTIONS****020987 [Agreement to Quitclaim Twenty-Three (23) Noise Easements]**

Resolution authorizing the rescission by the City and County of San Francisco of twenty-three (23) Grants of Easement previously acquired by City, for one property in the City of Pacifica and twenty-two (22) in the City of San Bruno. (Real Estate Department)

6/6/02, RECEIVED AND ASSIGNED to Finance Committee.

**020989 [Gift - Private]  
Supervisor Newsom**

Resolution authorizing the Department of Public Health, San Francisco General Hospital to accept a gift of a comprehensive breast center and associated equipment, valued at \$3,598,000, donated by the Avon Products Foundation through the San Francisco General Hospital Foundation, and approving the naming of the center "The Avon Foundation Comprehensive Breast Center". (Public Health Department)

6/12/02, RECEIVED AND ASSIGNED to Health and Human Services Committee.

**020991 [Contracting out Crime Prevention Services]**

Resolution concurring with the Controller's Certification that Crime Prevention Services can be practically performed by private contractor for lower cost than similar work services performed by City and County Employees. (Police Department)

6/12/02, RECEIVED AND ASSIGNED to Finance Committee.

**020992 [Redevelopment Agency Budget]  
Mayor**

Resolution approving an amendment to the budget of the Redevelopment Agency of the City and County of San Francisco for fiscal year 2001-02 by increasing the Agency's tax increment receipts and expenditure authority each in an amount not to exceed \$16,500,000, authorizing a cooperation agreement with the City and County of San Francisco, and authorizing the Agency to increase its annual statement of indebtedness by an amount not to exceed \$16,500,000; all Redevelopment Project Areas. (Mayor)

6/12/02, RECEIVED AND ASSIGNED to Budget Committee.

**PROPOSED MOTIONS**

**020945 [Submission of an Ordinance to the Voters authorizing Sewer Service Charge Rate Increases]**

Motion ordering the submission of an ordinance to the voters authorizing the Board of Supervisors to adopt and impose schedules of sewer service charges to be paid by users in accordance with the San Francisco Charter and Part II, Chapter X, Articles 4.1 and 4.2 of the San Francisco Municipal Code (Public Works Code) that will provide an aggregate 12% increase of sewer service revenues, at an election to be held on November 5, 2002. (Public Utilities Commission)

6/12/02, RECEIVED AND ASSIGNED to Rules and Audits Committee.

**020990 [Board 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 August 21, September 18, and November 20, 2002 at 3:00 P.M.; and directing the Clerk of the Board to prepare the proper notices and postings.

6/12/02, RECEIVED AND ASSIGNED to Rules and Audits Committee.



## Requests Granted

*From: Supervisor Ammiano*

*To: City Attorney*

*Requesting/Inquiring: To draft an ordinance amending chapter 21 of the Administrative Code requiring the payment of "prevailing wages" to employees, when employed by public sector contractors in connection with the City & County of San Francisco who provide theatrical or technical services related to the presentations of shows, plays, or exhibits etc. Furthermore, this Amendment would assist in preserving work that is customarily performed in San Francisco for union membership.*

*From: Supervisor Maxwell*

*To: Local Homeless Coordinating Board*

*To: Mayor's Office on Homelessness*

*To: Department of Parking and Traffic*

*Requesting/Inquiring: To report on actions the City is currently undertaking or could undertake to assist persons living in vehicles. These actions should focus upon transitioning persons to appropriate housing while limiting or prohibiting the practice of parking vehicles in City streets on a long-term basis.*

*Supervisor Maxwell requests that this report is provided to her office by Monday, July 22, 2002.*

*From: Supervisors Leno, Daly Ammiano*

*To: City Attorney*

*Requesting/Inquiring: To draft ordinances requiring the payment of prevailing wages to workers employed in the operation of public off street parking lots or garages and employees involved in public contracts to provide theatrical or technical services related to the presentation of shows, plays and exhibits.*

*From: Supervisor McGoldrick*

*To: City Attorney*

*Requesting/Inquiring: To draft an ordinance modeled after AB 1889, passed in 2000 in the California state legislature and authored by Representative Cedillo. This ordinance would prohibit the use of money from the City and County of San Francisco to fund organizations that discourage union activities.*

*From: Supervisor Newsom*

*To: City Attorney*

*Requesting/Inquiring: To draft legislation to reevaluate and revise the 1996 Wireless Telecommunications Services Facilities (WTS) Siting Guidelines to establish, among other potential revisions, formal criteria in collaboration with the Department of Telecommunications and Information Services (DTIS) for the determination of necessity for proposed cellular antenna sites in the City and County of San Francisco; and to explore ways to incorporate that into the Conditional Use Application Process.*

*From: Supervisor Newsom*

*To: City Attorney*

*Requesting/Inquiring: To draft an ordinance which amends the San Francisco Police Code, Section 1135.2, setting up a cap on taxicab lease fees.*

*From: Supervisor Peskin*

*To: Director of Recreation and Parks*

*Requesting/Inquiring: To report on the progress of utilizing Pier 24 as a Skate Boarding Park. According to the Youth Commission's Youth Recreation and Services Committee, Mayor Brown outlined plans for Pier 24 to the community over two years ago. His office has received such numerous complaints about skateboarders damaging street furniture and obstruction sidewalks along the Embarcadero. Please provide a brief report, when possible, on the status of this development.*

*From: Supervisor Yee*

To: Chief of the Police Department

Requesting/Inquiring: To report on specific costs of maintaining the helicopter and marine units within the SFPD.

Please provide a reply to this inquiry prior to the June 18th Board of Supervisors Budget Meeting.

### **In Memoriams**

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

Mrs. Mabel Brown Schine (Supervisor Yee)

Jon Cook (Entire Board)

Mr. Jack Robinson (Supervisor Maxwell)

Ms. June Williams Keller (Supervisors Maxwell, Yee)

Mr. Lim Poon Lee (Entire Board)

Mr. Roger Wong Dip (Supervisor Yee)

Ms. June Jordan (Supervisors Gonzalez, Newsom, Leno)

Sister Patrick Curran (Supervisor Leno)

Ms. Phyllis Wattis (Supervisor Leno)

Mr. Harry Blumenthal (Supervisor Leno)

## ADJOURNMENT

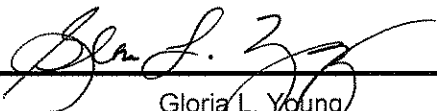
*There being no further business, the Board at the hour of 7:49 p.m. adjourned.*

*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 August 12, 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