

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, May 13, 2002 2:00 PM

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

Regular Meeting

TOM AMMIANO, PRESIDENT

*CHRIS DALY, MATT GONZALEZ, TONY HALL, MARK LENO,
SOPHIE MAXWELL, JAKE MCGOLDRICK, GAVIN NEWSOM,
AARON PESKIN, GERARDO SANDOVAL, LELAND Y. YEE*

Gloria L. Young, Clerk of the Board

BOARD COMMITTEES

Committee Membership

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, Tony Hall, Mark Leno, Sophie Maxwell, Jake McGoldrick, Aaron Peskin, Gerardo Sandoval, Leland Y. Yee.

Members Absent: Gavin Newsom.

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 2:01 p.m. On call of the roll, the following Supervisor was noted absent:

Supervisor Newsom - 1.

Quorum present.

Supervisor Newsom was excused from attendance. (See infra)

Supervisor Newsom Excused from Attendance

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

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

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 guest. The motion carried by the following vote:

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

Introduction of Guest

Supervisor McGoldrick introduced, welcomed and presented a Certificate of Honor to Malika Oufkir for her work in human rights.

AGENDA CHANGES

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

There were none.

CONSENT AGENDA

Recommendations of the Finance Committee

020468 [MOU Amendment No. 4, SEIU, AFL-CIO Locals 250, 535, and 790]

Ordinance adopting and implementing Amendment No. 4 to the 2000-2003 Collective Bargaining Agreement between the City and County of San Francisco and the Service Employees International Union, AFL-CIO, Locals 250, 535 and 790 by amending Article IV.D (Additional Compensation and Premium Pay) to provide for POST and/or Educational Premium pay for employees assigned to classification 2580 (Medical Examiner Investigator). (Human Resources Department)

**Ordinance No. 80-02
FINALLY PASSED**

**020475 [Appropriation - City Attorney Affirmative Litigation Program]
Supervisor Daly**

Ordinance appropriating, retroactively, \$508,673 from the code enforcement settlement on 351 California Street and \$442,741 from the reserve for the Hanlon Arbitration Award, for a total of \$951,414, for the Affirmative Litigation Program in the City Attorney's Office in fiscal year 2001-02. (Controller)

(Fiscal impact.)

**Ordinance No. 81-02
FINALLY PASSED**

Recommendation of the Health and Human Services Committee

**011448 [Internet Services Exchange]
Supervisors Maxwell, Daly, Leno, McGoldrick**

Ordinance amending the San Francisco Planning Code by amending Sections 209.6, 790.80 and 890.80 to define Internet Services Exchange as a new use within the utility installation use category; by amending Sections 178, 227, 234.2, 303, 817, 818, 907, 908, 912, and 913 to establish a requirement for a conditional use authorization for Internet Services Exchanges; by amending Section 204 to include certain Internet Service Exchanges as an accessory use; and adopting findings.

(Planning Commission Resolution No. 16265 adopted 10/25/01 recommending approval. Certificate of Exemption/Exclusion from Environmental Review dated 10/18/01; revised Exemption/Exclusion from Environmental Review dated 11/21/01)

**Ordinance No. 77-02
FINALLY PASSED**

Recommendation of the Transportation and Commerce Committee

**012132 [Garcia and Maggini Warehouse as a Landmark]
Supervisors Maxwell, Peskin, Sandoval, McGoldrick, Daly, Leno, Newsom**

Ordinance designating 128 King Street, the Garcia and Maggini Warehouse, as Landmark No. 229 pursuant to Article 10, Sections 1004 and 1004.4 of the Planning Code.

**Ordinance No. 79-02
FINALLY PASSED**

The foregoing items were acted upon by the following vote:

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

Severed from Consent Agenda

Recommendation of the Finance Committee

**020535 [Unrepresented Employees]
Mayor**

Ordinance fixing compensation for persons employed by the City and County of San Francisco whose compensations are subject to the provisions of Section A8.409 of the Charter, in jobcodes not represented by an employee organization, and establishing working schedules and conditions of employment and, methods of payment, effective July 1, 2002. (Mayor)

(Fiscal impact.)

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

Supervisor Ammiano requested this item be continued to May 20, 2002.

Supervisor Leno, seconded by Supervisor McGoldrick, moved that this Ordinance be CONTINUED ON FINAL PASSAGE. The motion carried by the following vote:

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

UNFINISHED BUSINESS

Recommendations of the Finance Committee

020464 [Settlement of Lawsuit]

Ordinance authorizing settlement of the lawsuit filed by New Times, Inc., San Francisco Newspaper Printing Company, Inc., Gannett Satellite Information Network, Inc., The New York Times Company, San Jose Mercury News, Inc., Los Angeles Times, Dow Jones & Company, Inc., Bay Guardian Company, Inc., and United Advertising Publications, Inc. against the City and County of San Francisco for \$85,000; the lawsuit was filed on January 5, 1999, in the United States District Court for the Northern District of California, Case No. C-99-0020 (WHA); entitled New Times, Inc., et al., v. City and County of San Francisco, et al.; other material terms of said settlement are the City's amendment of San Francisco Public Works Code Section 184.12, the Director of Public Works' promulgation of amended guidelines, and the City's approval of the First Amended and Restated Pedestal-Mounted Newsrack Agreement by and between the City and County of San Francisco and Clear Channel Adshel, Inc. (City Attorney)

(Companion measure to Files 020465, 020466.)
(Supervisor Daly dissenting in Committee.)

Ordinance No. 74-02

FINALLY PASSED by the following vote:

Ayes: 7 - Ammiano, Hall, Leno, Maxwell, McGoldrick, Peskin, Yee

Noes: 3 - Daly, Gonzalez, Sandoval

Absent: 1 - Newsom

020465 [Regulation of Newsracks; Amendment of Fixed Pedestal Newsrack Program]

Ordinance amending the San Francisco Public Works Code, Article 5.4, by repealing the existing Section 184.12 and enacting a new Section 184.12 regulating the placement and maintenance of newsracks on public streets, sidewalks and rights-of-way to prohibit freestanding newsracks in specified areas of the City, authorizing the creation of fixed pedestal zones in specified areas of the City, and authorizing the Director of Public Works to select and enter into agreements with vendors to provide and maintain fixed pedestal newsracks. (City Attorney)

(Supervisor Daly dissenting in Committee.)

Ordinance No. 75-02

FINALLY PASSED by the following vote:

Ayes: 7 - Ammiano, Hall, Leno, Maxwell, McGoldrick, Peskin, Yee

Noes: 3 - Daly, Gonzalez, Sandoval

Absent: 1 - Newsom

020466 [Contract - CCSF and Clear Channel Adshel, Inc.]

Ordinance approving the First Amended and Restated Pedestal-Mounted Newsrack Agreement By and Between the City and County of San Francisco and Clear Channel Adshel, Inc., which allows for the provision, installation, and maintenance of pedestal-mounted newsracks on public property; approving an indemnification of the contractor by the City for specified claims initiated by publishers or other specified claimants, concerning the fixed pedestal program, the fixed pedestal units, their operation, or the agreement with Clear Channel Adshel, Inc., and for specified claims including bodily injury or property damage arising from the City's performance of said agreement; and authorizing the Director of the Department of Public Works to make changes to the Department of Public Works Director's Orders incorporated by reference in the agreement with Clear Channel Adshel, Inc. (City Attorney)

(Supervisor Daly dissenting in Committee.)

Ordinance No. 76-02

FINALLY PASSED by the following vote:

Ayes: 7 - Ammiano, Hall, Leno, Maxwell, McGoldrick, Peskin, Yee

Noes: 3 - Daly, Gonzalez, Sandoval

Absent: 1 - Newsom

**020494 [Parking Meter Management System]
Supervisor Ammiano**

Resolution authorizing the Executive Director of the Department of Parking and Traffic to execute an agreement between the City and County of San Francisco and Serco Management Services, Inc. for a Parking Meter Management System.

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

Resolution No. 305-02

ADOPTED by the following vote:

Ayes: 8 - Ammiano, Hall, Leno, Maxwell, McGoldrick, Peskin, Sandoval, Yee

Noes: 2 - Daly, Gonzalez

Absent: 1 - Newsom

**020495 [Certification of Lower Cost of Services]
Supervisor Ammiano**

Resolution concurring with the Controller's certification that a proposed agreement with Serco Management Services, Inc. for a Parking Meter Management System which includes collection and coin counting services, can practically be performed by a private contractor for a lower cost than similar services performed by City and County employees.

(Fiscal impact; Companion measure to File 020494.)
(Supervisor Daly dissenting in Committee.)

Resolution No. 306-02

ADOPTED by the following vote:

Ayes: 8 - Ammiano, Hall, Leno, Maxwell, McGoldrick, Peskin, Sandoval, Yee

Noes: 2 - Daly, Gonzalez

Absent: 1 - Newsom

Recommendation of the Transportation and Commerce Committee**012131 [Ramped Taxi]
Supervisors Maxwell, McGoldrick**

Ordinance amending Section 1148.1 of the Police Code to reduce, from five to three years, the time after receipt of a ramped taxi permit that the permittee is precluded from accepting a different motor vehicle for hire permit; and requiring six months' notice of the permittee's intent to leave the ramped taxi program.

Ordinance No. 78-02

FINALLY PASSED by the following vote:

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

Absent: 1 - Newsom

Appointment of President Pro Tempore

At the request of the President, Supervisor Peskin assumed the Chair.

NEW BUSINESS

Recommendations of the Finance Committee

011716 [Airport Trip Fee Pass Through]
Supervisors Daly, Newsom

Ordinance amending the San Francisco Police Code by amending Article 16, Section 1135 (a) to allow taxicab drivers to collect a \$2.00 pass through fee from passengers when a trip fee is incurred at San Francisco International Airport. (Airport Commission)

Supervisor Daly requested to be added as sponsor.

PASSED ON FIRST READING by the following vote:

Ayes: 8 - Daly, Gonzalez, Leno, Maxwell, McGoldrick, Peskin, Sandoval, Yee

Noes: 1 - Hall

Absent: 2 - Ammiano, Newsom

The President resumed the Chair shortly thereafter.

020241 [2002 Annual Joint Fundraising Drive]

Resolution designating those agencies qualified to participate in the 2002 Annual Joint Fundraising Drive for officers and employees of the City and County of San Francisco.

Resolution No. 309-02

ADOPTED by the following vote:

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

Absent: 1 - Newsom

020538 [Amending District Attorney's Revolving Loan Funds from State Board of Control]

Resolution authorizing the District Attorney to amend the current agreement in the amount of \$75,000 which has been allocated from the Victim Compensation and Governing Claims Board (formerly known as the State Board of Control), an agent of the State of California, for a revolving loan fund to be used to pay for verified funeral/burial expenses and emergency relocation for victims of domestic violence and sexual assault. (District Attorney)

Resolution No. 310-02

ADOPTED by the following vote:

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

Absent: 1 - Newsom

**020640 [Historical Property Contract for 460 Bush Street - Fire Department Old Station No. 2]
Supervisor Peskin**

Resolution under Chapter 71 of the San Francisco Administrative Code, approving an historical property contract between Alice Ross Carey, the owner of San Francisco Landmark No. 143 located at 460 Bush Street (Fire Department Old Station No. 2) and the City and County of San Francisco; authorizing the Director of Planning and the Assessor to execute the historical property contract.

Resolution No. 312-02

ADOPTED by the following vote:

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

020664 [Reserved Funds, SF LAFCO]

Motion releasing \$125,000 placed on Board of Supervisors Reserve for the San Francisco Local Agency Formation Commission (SF LAFCO) to pay for energy consulting services and legal services.

Motion No. M02-72

APPROVED by the following vote:

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

From Finance Committee Without Recommendation**020486 [Supplemental Appropriation, Department of Elections]**

Ordinance appropriating \$1,981,180 of the General Reserve to fund other current expenses and materials and supplies for the Department of Elections for fiscal year 2001-02. (Finance Committee)

PASSED ON FIRST READING by the following vote:

Ayes: 9 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, Peskin, Sandoval, Yee
Noes: 1 - McGoldrick
Absent: 1 - Newsom

Recommendations of the Public Works and Public Protection Committee**020639 [Grant - Mayor's Criminal Justice Council]
Mayor**

Resolution authorizing the Mayor's Criminal Justice Council (MCJC) to accept and expend funds in the amount of \$2,651,098 from the State Board of Corrections, from funds made available through Senate Bill 736 - known as the Juvenile Justice Crime Prevention Act (JJCPA), for programs and approaches that have been demonstrated to be effective in reducing delinquency. (Mayor)

(Public Benefit Recipient)

Resolution No. 311-02

ADOPTED by the following vote:

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

Recommendations of 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.)

*Supervisor Peskin requested this matter referred to the Elections Commission.
No objection and Clerk directed to comply.*

Supervisor Leno requested to be added as co-sponsor.

Supervisor Ammiano requested this matter be continued to June 10, 2002.

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

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

**020024 [SFUSD Compliance with the Sunshine Ordinance]
Supervisor Yee**

Resolution urging that the San Francisco Board of Education require the San Francisco Unified School District, its officers and employees, including the Board of Education members to abide by the provisions of the San Francisco Sunshine Ordinance, Chapter 67 of the San Francisco Administrative Code.

Resolution No. 308-02

ADOPTED by the following vote:

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

020630 [Appointment]

Motion appointing one person to the Ethics Commission, term to be determined, to be chosen from the following applicants: Victor M. Hwang, Josh Kauffman, Barbara Wood, or Michael Garcia.

(5/7/02: The Committee recommends the Board appoint Michael Garcia, Seat 1.)

Supervisor Hall, seconded by Supervisor Gonzalez, moved to amend the legislation to appoint Michael Garcia to the Ethics Commission. The motion carried by the following vote:

Ayes: 9 - Ammiano, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin, Sandoval, Yee
Noes: 1 - Daly
Absent: 1 - Newsom

Motion appointing Michael Garcia, term to be determined, to the Ethics Commission.

Motion No. M02-73

Supervisor Hall, seconded by Supervisor Gonzalez, moved that this Motion be APPROVED. The motion carried by the following vote:

Ayes: 9 - Ammiano, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin, Sandoval, Yee
Noes: 1 - Daly
Absent: 1 - Newsom

**020701 [Amending Rule 6.15 of the Rules of Order, Supervisors Appointment to Second Outside Board or Commission]
Supervisors Gonzalez, Daly**

Motion amending Rule 6.15 of the Rules of Order of the Board of Supervisors to provide that before a Supervisor may be appointed to a second outside Board or Commission (excluding the San Francisco LAFCO and the Transportation Authority) every other Supervisor shall have been given the opportunity to serve on at least one outside Board or Commission.

(5/7/02: Supervisor Sandoval dissenting in Committee.)

Amendments to the Rules of Order requires an affirmative recorded vote of two-thirds of the Board.

Supervisor Sandoval, seconded by Supervisor Yee, moved to amend to provide an effective date of January 8, 2003 for the rule change.

Motion to amend failed adoption by the following vote:

Ayes: 4 - Ammiano, Maxwell, Sandoval, Yee.

Noes: 6 - Daly, Gonzalez, Hall, Leno, McGoldrick, Peskin.

Absent: 1 - Newsom.

Supervisor Daly requested to be added as co-sponsor.

The roll was then called on the main motion.

NOT APPROVED by the following vote:

Ayes: 7 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, Peskin

Noes: 3 - McGoldrick, Sandoval, Yee

Absent: 1 - Newsom

PUBLIC COMMENT

Abdullah Megahed, homelessness;

John Abigana, justice not revenge;

George Pitotos, Mary McAllister, Carol Arnold, female speaker, Sherri Franklin, male speaker, Lindsay Kefaiver, Karin Hu, Victoria Lance, Steven Golub, Wendy Fang, Christi Kim, Francine, Louise, Pat Smiley, Sharan Mahoney, Linda Allen, Andrea Patterson, Martin Darsky, Wendy McClure, David Cullic, Lisa Vittori, Felton George, concerning Recreation and Park dog policies;

Victor Veysey, bike to work.

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.

**020731 [Senate Bill 1751-Mandatory Homeless Death Count Reporting]
Supervisors Newsom, Daly**

Resolution urging the California State Legislature to adopt and Governor Gray Davis to sign Senate Bill (SB) 1751 authored by State Senator John Burton, which would mandate local municipalities to report the deaths of homeless persons for each calendar year, institute the creation of a state homeless death count and providing public access to said information.

Supervisor Daly requested to be added as co-sponsor.

Resolution No. 314-02

ADOPTED

**020732 [BART Parking-Implement Parking Charges to Balance BART's Budget]
Supervisors Daly, Gonzalez**

Resolution urging the Bay Area Rapid Transit District to adopt parking charges, rather than increase fares or cut back service, if additional revenues are necessary to balance BART's operating budget.

Resolution No. 324-02

ADOPTED

**020733 [Proclamation]
Supervisors Ammiano, Daly**

Resolution in support of the May 8, 2002 Legislative Action March to Sacramento and proclaiming May 8, 2002 as "National Day of the Teachers."

Supervisor Daly requested to be added as co-sponsor.

Resolution No. 315-02

ADOPTED

**020734 [Honoring Lou Harrison]
Supervisor Ammiano**

Resolution honoring Mr. Lou Harrison on the occasion of his 85th Birthday.

Resolution No. 316-02

ADOPTED

**020735 [Commending Treasured Composer Lou Harrison]
Supervisor Leno**

Resolution commending treasured Bay Area composer Lou Harrison and declaring May 14, 2002 Lou Harrison Day in San Francisco.

Resolution No. 317-02

ADOPTED

**020737 [Commending City College]
Supervisors Sandoval, Hall**

Resolution commending Chancellor Phillip Day and the City College of San Francisco Board of Trustees for establishing the Latina/o Service Center.

Supervisor Hall requested to be added as co-sponsor.

Resolution No. 319-02

ADOPTED

**020738 [Commending Cherie M. Querol Moreno]
Supervisor Sandoval**

Resolution commending Cherie M. Querol Moreno for receiving the KQED Asian Pacific American Heritage Month award honoring her outstanding work as publisher and editor-in-chief of the Philippine News.

Resolution No. 320-02

ADOPTED

**020739 [Commending the Asian Liver Center and the Jade Ribbon Campaign]
Supervisors Peskin, Sandoval**

Resolution commending the Asian Liver Center at Stanford University and the Jade Ribbon Campaign for spearheading education, outreach, and advocacy efforts to spread awareness about Hepatitis B and liver cancer prevention in the Bay Area's Asian and Pacific Islander community.

Supervisor Sandoval requested to be added as co-sponsor.

Resolution No. 321-02

ADOPTED

**020740 [Commending the S.F. Beacon Initiative]
Supervisors Newsom, Sandoval**

Resolution commending the San Francisco Beacon Initiative, all eight of the Beacon Centers and their staff for planning a successful "San Francisco Beacon Centers Fun Day" on May 11, 2002 at the Lindley Meadows in Golden Gate Park.

Supervisor Sandoval requested to be added as co-sponsor.

Resolution No. 322-02

ADOPTED

**020712 [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.

Motion No. M02-74

APPROVED

The foregoing items were acted upon by the following vote:

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

Absent: 2 - McGoldrick, Newsom

Severed From For Adoption Without Committee Reference**020729 [Supporting a Unified San Francisco School District]
Supervisors Leno, Maxwell, Ammiano, Peskin, Sandoval**

Resolution supporting a unified San Francisco School District and urging educators, school administrators and community members to collaborate to improve educational opportunities for all City of San Francisco children.

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

Supervisor Sandoval requested to be added as co-sponsor.

Supervisor Yee requested this item be referred to committee.

REFERRED to the Neighborhood Services and Recreation Committee.

**020730 [Assembly Bill 1421-Involuntary Mental Health Treatment]
Supervisor Newsom**

Resolution urging the California State Legislature to adopt and Governor Gray Davis to sign Assembly Bill (AB) 1421, which would establish an Assisted Community Treatment Program (AOT) model in California, provide court-ordered intensive outpatient mental health services for persons suffering from psychotic disorders and severe mental illness as well as establish Assertive Community Treatment programs (ACT) in California and establish the legal option through Settlement Agreements which provides the option to voluntarily participate in an ACT programs.

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

Supervisor Ammiano requested this item be referred to committee.

REFERRED to the Health and Human Services Committee.

**020736 [Commending devorah major]
Supervisors Leno, Gonzalez**

Resolution commending poet-novelist-educator Devorah Major as San Francisco's third Poet Laureate.

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

Supervisor Leno requested the name of "devorah major" be amended to lower case.

Supervisor Leno, seconded by Supervisor McGoldrick, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. The motion carried by the following vote:

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

Absent: 1 - Newsom

Supervisor Daly requested to be added as co-sponsor.

Resolution No. 318-02

ADOPTED AS AMENDED by the following vote:

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

Absent: 1 - Newsom

IMPERATIVE AGENDA

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

[Purely Commendatory Finding]

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

Supervisor Leno, seconded by Supervisor Maxwell, moved ADOPTION of the commendatory finding. The motion carried by the following vote:

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

[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 Leno, seconded by Supervisor Maxwell, moved ADOPTION of the Brown Act finding. The motion carried by the following vote:

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

Imperative Agenda

**020780 [Declaring Stop for Kids Safety Week]
Supervisors Leno, McGoldrick**

Resolution commending Marie Williams for ten years of service on behalf of pedestrian and bicycle safety and declaring May 18th through May 25th Stop for Kids Safety Week in San Francisco.

Supervisor Leno presented for immediate adoption.

Supervisor McGoldrick requested to be added as co-sponsor.

Resolution No. 323-02

ADOPTED by the following vote:

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

**020781 [Remembering those who have died homeless]
Supervisors Leno, Maxwell, McGoldrick**

Resolution remembering the hundreds of people who have died on the San Francisco streets and declaring May 19, 2002 as "a day of love and sorrow, remember(ing) more than 77 men, women and children who died homeless in San Francisco in 2001."

Supervisor Leno presented for immediate adoption.

Supervisors Maxwell, McGoldrick requested to be added as co-sponsor.

Resolution No. 325-02

ADOPTED by the following vote:

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

Absent: 1 - Newsom

OFF-AGENDA LEGISLATION

Introduced by Supervisors or Mayor

Ordinances

**020782 [Planning Code Amendment - South of Market SUD Amendments]
Supervisor Daly**

Ordinance amending Planning Code Sections 803.5 and 822 to include union halls as permitted principal uses in the South of Market Special Hall of Justice Legal Services District, to include Assessor's Block 3780 Lots 1 and 2 as part of the South of Market Special Hall of Justice Legal Services District, and to correct citations and zoning map page number references; amending Zoning Map Sheet 8SU of the City and County of San Francisco to include Lots 1 and 2 in Assessor's Block 3870 as part of the South of Market Special Hall of Justice Legal Services District; and making findings of consistency with the priority policies of Planning Code Section 101.1 and the General Plan.

5/13/02, ASSIGNED UNDER 30 DAY RULE to Transportation and Commerce Committee, expires on 6/12/2002. 5/24/02 - Transmitted to Planning Commission for public hearing and recommendation.

**020783 [Establishing the San Francisco Entertainment Commission]
Supervisors Leno, McGoldrick, Daly**

Ordinance: (1) amending the San Francisco Administrative Code to add a new Chapter 90 establishing the San Francisco Entertainment Commission; (2) providing for assistance from the Police Department to the Entertainment Commission for the transfer of specified permitting and licensing functions from the Police Department to the Entertainment Commission; (3) amending Article 1 of the San Francisco Police Code (i) relative to renewals of permits and licenses generally, and (ii) to transfer permitting responsibility for the use of loudspeakers or sound amplifying equipment outside buildings or out of doors from the Police Department to the Entertainment Commission; (4) amending Article 15 of the San Francisco Police Code to transfer licensing responsibility for amusements from the Police Department to the Entertainment Commission; (5) amending Article 15.1 of the San Francisco Police Code to transfer permitting responsibility for Places of Entertainment from the Police Department to the Entertainment Commission; and (6) amending Article 15.2 of the San Francisco Police Code to transfer permitting responsibility for Extended Hours Premises from the Police Department to the Entertainment Commission.

(Fiscal impact.)

5/13/02, RECEIVED AND ASSIGNED to Rules and Audits Committee.

**020784 [Resource Conservation - Batteries]
Supervisors Sandoval, McGoldrick, Yee, Gonzalez, Daly**

Ordinance amending the Resource Conservation Ordinance, Chapter 21A of the Administrative Code, to require the purchase and use of rechargeable batteries by City departments and to require other practices that will increase battery recycling by the City.

5/13/02, ASSIGNED UNDER 30 DAY RULE to Public Works and Public Protection Committee, expires on 6/13/2002.

**020785 [City Hall Event License Fee Waivers for Non-Profit Organizations]
Supervisors Sandoval, Daly, Gonzalez**

Ordinance amending Section 4.1-2 of the San Francisco Administrative Code to allow each member of the Board of Supervisors to designate one tax exempt, non-profit organization or government agency per calendar year as recipient of a fee waiver for a City Hall Short Term License for a special event in City Hall.

(Fiscal impact.)

5/13/02, ASSIGNED UNDER 30 DAY RULE to Public Works and Public Protection Committee, expires on 6/12/2002.

**020786 [Multiple Languages in Building and Planning Code Neighborhood Notes]
Supervisor Yee**

Ordinance amending the San Francisco Building Code by adding Sections 104.6 through 104.6.3 and amending the San Francisco Planning Code by adding Section 306.10 to require publication of a cover sheet with neighborhood notices advising how to request information about the notices in multiple languages and making findings.

5/13/02, ASSIGNED UNDER 30 DAY RULE to Public Works and Public Protection Committee, expires on 6/12/2002.

5/23/02, Referred to Building Inspection Commission and Planning Commission for comments and review.

8/19/02, Letter from Building Inspection Commission, NOT supporting this legislation.

**011498 [Identification and Use of Surplus City Property for Housing]
Supervisor Daly**

Draft ordinance adding San Francisco Administrative Code Chapter 23A to identify unutilized and underutilized public buildings and real property for housing uses.

8/13/01, RECEIVED AND ASSIGNED to Rules Committee.

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

5/13/02, SUBSTITUTED. Supervisor Daly submitted a draft substitute ordinance bearing new title.

5/13/02, ASSIGNED to Rules and Audits Committee.

Resolutions

**020753 [Efficient Delivery of Homeless Services]
Supervisor Daly**

Resolution supporting efficient delivery of the City's services for homeless and marginally housed individuals and families.

5/13/02, RECEIVED AND ASSIGNED to Health and Human Services Committee. Sponsor requests this item be scheduled for consideration on May 16, 2002 meeting.

**020754 [City Resource Center on 6th Street]
Supervisors Daly, Leno, Ammiano**

Resolution urging the Department of Health and Human Services to develop a plan to establish a City Resource Center on 6th Street.

5/13/02, RECEIVED AND ASSIGNED to Health and Human Services Committee. Sponsor requests this item be scheduled for consideration on May 16, 2002 meeting.

**020788 [Appointing Shirley Breyer Black to the MTA Board of Directors]
Mayor, Supervisor Newsom**

Resolution confirming the appointment of Shirley Breyer Black to the Board of Directors of the Municipal Transportation Agency, term ending March 1, 2006. (Mayor)

5/13/02, RECEIVED AND ASSIGNED to Rules and Audits Committee.

**020789 [Appointing Rev. Dr. James McCray, Jr. to the MTA Board of Directors]
Mayor, Supervisor Newsom**

Resolution confirming the appointment of Rev. Dr. James McCray, Jr. to the Board of Directors of the Municipal Transportation Agency, term ending March 1, 2006. (Mayor)

5/13/02, RECEIVED AND ASSIGNED to Rules and Audits Committee.

**020790 [Stop Sign Designation - Francisco and Mason Streets]
Supervisor Peskin**

Resolution urging the installation of 4-way Stop signs at the intersection of Francisco and Mason Streets.

5/13/02, RECEIVED AND ASSIGNED to Transportation and Commerce Committee.

**020791 [Accept and Expend State Funds - Victim Compensation Program]
Supervisors Leno, Daly**

Resolution authorizing the Department of the District Attorney of the City and County of San Francisco to accept and expend funds in the amount of \$75,000 made available through the State of California Victim Compensation and Government Claims Board to reimburse local group mental health counseling, education and activities to promote tolerance for individuals at risk for discrimination as a result of terrorism and backlash from terrorism, and waiving indirect costs due to funding constraints.

5/13/02, RECEIVED AND ASSIGNED to Finance Committee.

**020792 [Creation of S.F. Artist Laureate/Artist in Residence Program]
Supervisor Gonzalez**

Resolution urging the creation of a San Francisco Artist Laureate/Artist in Residence Program, analogous to San Francisco's Poet Laureate Program.

5/13/02, RECEIVED AND ASSIGNED to Rules and Audits Committee.

**020793 [Japantown Bowl Site - 1790 Post Street]
Supervisor Gonzalez**

Resolution urging the San Francisco Redevelopment Agency to ensure that any approved development proposal for the former Japantown Bowl site at 1790 Post Street, within the Redevelopment Agency's A-2 Project Area, meets the recreational needs of residents and workers within the Japantown community as specified in the Agency's Commercial, Community Shopping Use District.

5/13/02, RECEIVED AND ASSIGNED to Transportation and Commerce Committee.

**020794 [Ellis-O'Farrell Parking Garage Bond Refinancing]
Mayor**

Resolution approving and authorizing the issuance of City of San Francisco Ellis-O'Farrell Parking Corporation Parking Revenue Refunding Bonds to refund in part bonds previously issued by the City of San Francisco Ellis-O'Farrell Parking Corporation; approving a bond indenture modifying the maximum amount of the contingent reserve fund; authorizing and ratifying the execution and delivery of documents reasonably necessary for the issuance, sale and delivery of such refunding bonds; and ratifying previous actions taken in connection therewith. (Mayor)

(Fiscal impact.)

5/13/02, RECEIVED AND ASSIGNED to Finance Committee.

**020795 [Fifth and Mission Parking Garage Bond Refinancing]
Mayor**

Resolution approving and authorizing the issuance of City of San Francisco Downtown Parking Corporation Parking Revenue Refunding Bonds to refund bonds previously issued by the City of San Francisco Downtown Parking Corporation; approving a bond indenture modifying the maximum amount of the surplus revenue fund; authorizing and ratifying the execution and delivery of documents reasonably necessary for the issuance, sale and delivery of such refunding bonds; and ratifying previous actions taken in connection therewith. (Mayor)

5/13/02, RECEIVED AND ASSIGNED to Finance Committee.

**020796 [Urging Passage of AB 496]
Supervisor Leno**

Resolution urging the California State Legislature to adopt and Governor Davis to sign Assembly Bill 496, a bill establishing firearm manufacturer liability for guns designed and marketed for criminal use.
5/13/02, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**020797 [Urging for a Vote in Favor of Resolution Requiring ExxonMobil to Prohibit Discrimination]
Supervisor Leno**

Resolution urging the San Francisco Employees Retirement System (SFERS), California Public Employees Retirement System (CALPERS), and other public retirement systems across the nation to vote their shares in favor of a resolution requiring ExxonMobil to explicitly prohibit discrimination based on sexual orientation in its equal opportunity policy before the corporations' upcoming annual shareholder meeting on May 29, 2002.
5/13/02, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**020798 [Supporting Assembly Bill 2356]
Supervisor Peskin**

Resolution supporting State Assembly Member Keely's AB 2356 to explicitly ban the use of Clopyralid (and any other pesticides that are persistent in compost); and to discourage appropriate governmental agencies from using such pesticides that are persistent in compost.
5/13/02, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**020799 [Enrico Banducci Day]
Supervisors Peskin, Sandoval, Newsom, Leno**

Resolution declaring May 19, 2002 Enrico Banducci Day in San Francisco.
5/13/02, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**020800 [Amending Resolution 242-02 which authorizes the issuance and sale of revenue bonds by ABAG Finance Authority for Nonprofit Corporations]
Supervisor Newsom**

Resolution amending Resolution No. 242-02 which authorized the issuance and sale of revenue bonds by ABAG Finance Authority for Nonprofit Corporations for The Hamlin School, or an affiliate to increase the authorizing aggregate principal amount of such revenue bonds not to exceed \$14,000,000.
5/13/02, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**020801 [Community Land Trust Task Force]
Supervisors Gonzalez, Daly**

Resolution decreasing the membership of the Community Land Trust Task Force and adding other matters for its consideration, clarifying the role of the Office of Legislative Analyst, and extending the Task Force's operation for an additional four months.

5/13/02, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**020802 [Proclamation]
Supervisors Ammiano, Sandoval, Newsom**

Resolution declaring the week of May 19-25, 2002 Public Works Week in the City and County of San Francisco.

5/13/02, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**020804 [Commending Jonathan V. Holtzman]
Supervisors Ammiano, Sandoval, Newsom, Leno**

Resolution commending Jonathan V. Holtzman for his 15 years of exemplary public service as Chief Deputy in the City Attorney's Office and as Policy and Labor Advisor to the Mayor, and wishing him well in his future endeavors.

5/13/02, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

**020806 [Paratransit Contract]
Supervisor Sandoval**

Hearing to examine the safety, performance standards, and all benchmarks set forth in the contract between the City of San Francisco and the paratransit broker.

5/13/02, RECEIVED AND ASSIGNED to Public Works and Public Protection Committee.

**020807 [Purchase and Storage of "Green Machines" for Cleaning Sidewalks]
Supervisor McGoldrick**

Hearing on purchase and storage of "Green Machines" for cleaning sidewalks along neighborhood commercial districts within the Richmond.

5/13/02, RECEIVED AND ASSIGNED to Public Works and Public Protection Committee.

**020808 [Pedestrian Safety at 12th Avenue and California Street]
Supervisor McGoldrick**

Hearing on efforts to increase pedestrian safety at 12th Avenue and California Street. This hearing should specifically address the schedule for placement of a traffic signal at this intersection, as well as the possibility of increased traffic enforcement efforts by the Police department at this intersection.

5/13/02, RECEIVED AND ASSIGNED to Transportation and Commerce Committee.

**020809 [Effectiveness of Double Parking Enforcement Along Clement Street Business Corridor from Arguello to 12th Avenue]
Supervisor McGoldrick**

Hearing on effectiveness of double parking enforcement efforts along Clement Street business corridor from Arguello to 12th Avenue. This hearing should explore what would be the resources required to enforce the prohibition of double parking along this corridor continuously and consistently during regular business hours, as well as what coordination between MUNI, DPT, and SFPD currently exists and how greater coordination might increase the effectiveness of such enforcement.

5/13/02, RECEIVED AND ASSIGNED to Transportation and Commerce Committee.

**020810 [Effectiveness of Deterring Theft from Parking Meters]
Supervisor McGoldrick**

Hearing on sufficiency and effectiveness of efforts by the Department of Parking and Traffic, Police Department, and the District Attorney's office to prevent and deter theft from parking meters and to investigate and prosecute such theft when it occurs.

5/13/02, RECEIVED AND ASSIGNED to Transportation and Commerce Committee.

**020953 [2001-2002 San Francisco Civil Grand Jury Report]
Supervisor Hall**

Hearing on the recommendations of the 2001-2002 San Francisco Civil Grand Jury, regarding the April 2002 Professional Services Contracts report.

**020896 [2001-2002 Civil Grand Jury Report]
Supervisor Hall**

Hearing on the recommendations of the 2001-2002 San Francisco Civil Grand Jury, regarding San Francisco General Hospital.

(Pursuant to California Penal Code Section 933.)

4/3/02, RECEIVED AND ASSIGNED to Health and Human Services Committee.

**020952 [2001-2002 San Francisco Civil Grand Jury Report]
Supervisor Hall**

Hearing on the recommendations of the 2001-2002 San Francisco Civil Grand Jury, regarding the April 2002 billboard report.

**020814 [May 21, 2002 Preliminary Budget Hearings]
Supervisor Maxwell**

Hearings on the following departments' Preliminary Budgets:
SUBMITTED DEPARTMENTS: Police Department-Office of Citizen Complaints, Taxi Commission.
DEPARTMENTAL PRESENTATIONS: Department of Elections.

5/13/02, RECEIVED AND ASSIGNED to Budget Committee.

**020816 [City Energy Plan]
Supervisor Maxwell**

Hearing on the proposed City Energy Plan as prepared by the San Francisco Public Utilities Commission and the Department of the Environment.
5/13/02, RECEIVED AND ASSIGNED to Health and Human Services Committee.

**020817 [Recreation and Park Dog Policy]
Supervisor Yee**

Hearing to consider the Recreation and Park Dog Policy as voted on May 8, 2002.
5/13/02, RECEIVED AND ASSIGNED to Neighborhood Services and Recreation Committee.

**020768 [PUC Capital Improvement Program for Water and Clean Water]
Supervisor Ammiano**

Hearing to consider the San Francisco Public Utilities Commission and its Capital Improvement program for Water and Clean Water.
5/13/02, RECEIVED AND ASSIGNED to Budget Committee.

Motions

**020762 [Directing the Clerk of the Board to Distribute Reports]
Supervisor Daly**

Motion directing the Clerk of the Board to distribute reports requested by the Board of Supervisors from the Controller, Budget Analyst and Legislative Analyst on homeless expenditures and best practices to various City departments heads, elected officials and other policymakers.
5/13/02, RECEIVED AND ASSIGNED to Health and Human Services Committee. Sponsor requests this item be scheduled for consideration on May 16, 2002 meeting.

**020763 [Legislative Analyst Request]
Supervisor Daly**

Motion asking the Legislative Analyst to prepare a study to identify the most appropriate role of law enforcement in addressing homelessness, specifically focused on how misdemeanors and infractions is advisable, appropriate diversion programs or innovative approaches, and the cost of using law enforcement to respond to homeless people.
5/13/02, ASSIGNED to Board of Supervisors. Scheduled for Board consideration May 20, 2002.

Charter Amendments

**020803 [Charter Amendment - Retirement Benefits for Police and Fire Personnel]
Supervisors Ammiano, Sandoval, Leno, Maxwell, Newsom, McGoldrick**

Charter amendment (First Draft) to add Sections A8.595 through A8.595-14, A8.596 through A8.596-14, A8.597 through A8.597-15, and A8.598 through A8.598-15 thereto, relating to retirement benefits for police officers and firefighters, and by amending Sections A8.500-1 and A8.500-2 to conform to the new retirement plans.

(Fiscal impact.)

5/13/02, ASSIGNED UNDER 30 DAY RULE to Rules and Audits Committee, expires on 6/12/2002.

**020805 [Charter Amendment - Entertainment Commission]
Supervisors Leno, McGoldrick, Daly, Ammiano, Gonzalez, Newsom, Peskin, Sandoval**

Charter amendment (First Draft) to amend the Charter of the City and County of San Francisco by adding section 4.117 to establish the composition of and appointment of members to the San Francisco Entertainment Commission.

5/13/02, ASSIGNED UNDER 30 DAY RULE to Rules and Audits Committee, expires on 6/12/2002.

Introduced by the President at the Request of Departments

PROPOSED ORDINANCES

**020704 [Appropriating Funding for Moving the Sheriff to 1740 Folsom Street]
Supervisors Peskin, Daly**

Ordinance appropriating \$351,858 from Federal funding for housing prisoners for one-time expenses associated with moving the Sheriff's training and other departmental services to 1740 Folsom Street fiscal year 2001-02. (Controller)

(Fiscal impact.)

5/6/02, RECEIVED AND ASSIGNED to 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.)

5/6/02, RECEIVED AND ASSIGNED to Finance Committee.

020749 [Speed Limit - Buena Vista Terrace]

Ordinance adding Section 174.7 to the San Francisco Traffic Code establishing a 20-MPH speed limit along a portion of Buena Vista Terrace.

(April 29, 2002 Certification from Department of Parking and Traffic: Categorically Exempt from Environmental Review Class 1(c), Existing Highways and Streets.)

5/6/02, RECEIVED AND ASSIGNED to Transportation and Commerce Committee.

**020755 [Pension Buy-Backs-Rollovers/Transfers]
Supervisor Daly**

Ordinance authorizing the Retirement System to accept rollovers and transfers from qualified and non-qualified tax plans for buybacks. (Retirement System)

(Requires nine votes to pass.)

5/8/02, RECEIVED AND ASSIGNED to Finance Committee.

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)

5/8/02, RECEIVED AND ASSIGNED to Rules and Audits Committee.

020758 [Grant - District Attorney Criminal Restitution Compact Project]

Resolution authorizing the Office of the District Attorney to contract for, accept and expend \$132,638 allocated from the California Victim Compensation and Government Claims Board for a project entitled the Criminal Restitution Compact for the period of July 1, 2002 through June 30, 2003. (District Attorney)

5/8/02, RECEIVED AND ASSIGNED to Health and Human Services Committee.

**020759 [Zoo General Obligation Bond Sale]
Mayor**

Resolution authorizing and directing the sale of not to exceed \$6,500,000 City and County of San Francisco General Obligation Bonds (Zoo Facilities Bonds, 1997), Series 2002A; prescribing the form and terms of said bonds; authorizing the execution, authentication and registration of said bonds; providing for the appointment of depositories and other agents for said bonds; providing for the establishment of accounts related thereto; approving the forms of the official notice of sale and notice of intention to sell bonds; approving the form and execution of the official statement relating thereto; approving the form of the continuing disclosure certificate; amending Section 9(b) of the Authorizing Resolution; approving modifications to documents; ratifying certain actions previously taken; and granting general authority to City officials to take necessary actions in connection with the authorization, issuance, sale and delivery of said bonds. (Mayor)

5/8/02, RECEIVED AND ASSIGNED to Finance Committee.

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)

5/8/02, RECEIVED AND ASSIGNED to Rules and Audits Committee.

PROPOSED RESOLUTIONS**020708 [Lease of Real Property]
Supervisors Peskin, Daly**

Resolution authorizing the lease of 18,862 sq. ft. of space at 1740 Folsom Street for the Sheriff's Department to consolidate training facilities. (Real Estate Department)

(Fiscal impact; Public Benefit Recipient; District 6.)

5/6/02, RECEIVED AND ASSIGNED to Finance Committee.

**020709 [Lease of Real Property]
Supervisors Peskin, Daly**

Resolution authorizing the lease of 4,997 sq. ft. of space at 555 7th Street to the San Francisco PreTrial Diversion Project. (Real Estate Department)

(Public Benefit Recipient; District 6.)

5/6/02, RECEIVED AND ASSIGNED to Finance Committee.

020710 [Settlement of Claim]

Resolution approving the settlement of the unlitigated claim filed by June Crabtree against San Francisco for \$100,000; claim was filed on March 29, 2001. (City Attorney)

5/6/02, RECEIVED AND ASSIGNED to Rules and Audits Committee. Department requests this item be calendared at the May 21, 2002 meeting.

**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)

5/7/02, RECEIVED AND ASSIGNED to Health and Human Services Committee. Department requests this item be calendared at the June 6, 2002 meeting.

020752 [State funds transfer to CMHDA for contract services to improve mental health treatment for children in foster care and other children placed outside of San Francisco]

Resolution endorsing the transfer of State general funds from the State to the California Mental Health Directors Association for a contract to provide services to foster care and other Medi-Cal eligible children placed outside of San Francisco, for the period of July 1, 2001 through June 30, 2002. (Public Health Department)

5/7/02, RECEIVED AND ASSIGNED to Finance Committee. Department requests this item be calendared at the May 22, 2002 meeting.

5/10/02 - Referred to Youth Commission for comment and recommendation.

020758 [Grant - District Attorney Criminal Restitution Compact Project]

Resolution authorizing the Office of the District Attorney to contract for, accept and expend \$132,638 allocated from the California Victim Compensation and Government Claims Board for a project entitled the Criminal Restitution Compact for the period of July 1, 2002 through June 30, 2003. (District Attorney)

5/8/02, RECEIVED AND ASSIGNED to Health and Human Services Committee.

**020761 [Certification to Accompany Application for State Grant for Excelsior Library Renovation]
Supervisor Sandoval**

Resolution certifying project budget, local funding, supplemental funding and public library operations pursuant to the California Reading and Literacy Improvement and Public Library Construction and Renovation Bond Act of 2000. (Public Library)

5/8/02, RECEIVED AND ASSIGNED to Neighborhood Services and Recreation Committee.

PROPOSED MOTIONS

**020670 [Board Off-site Meetings]
Supervisor Ammiano**

Motion ordering the City and School District Committee meeting 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 June 19, 2002 at 3:00 P.M.; and directing the Clerk of the Board to prepare the proper notices and postings.

5/1/02, RECEIVED AND ASSIGNED to Rules and Audits Committee.

Requests Granted

From: Supervisor Daly

To: City Attorney

Requesting/Inquiring: To draft legislation to install a four-way stop sign at the intersection of Brannan and Delancey Streets; and a four-way stop sign and passenger-loading zone at 27th and Shotwell Streets.

From: Supervisor Gonzalez

To: City Attorney

Requesting/Inquiring: Request for closed session to brief members of the Board of Supervisors on the status of litigation related to the termination of power contracts with the Turlock and Modesto Irrigation Districts, and the termination of the contract with Pacific Gas and Electric to distribute power to the Turlock and Modesto Irrigation Districts.

From: Supervisor Hall

To: City Attorney

Requesting/Inquiring: To draft legislation that imposes a \$2.00 surcharge for taxi rides resulting from a response to a radio call within 30 minutes of the call.

From: Supervisor Leno

To: Board of Directors, UC Hastings College of the Law

Requesting/Inquiring: To report on

- 1. The status of the proposed Hastings garage project.*
- 2. Since the Environmental Impact Report was approved by the Hastings Board, what is the window of time during which appeals to the EIR can be filed?*
- 3. Is Hastings considering other proposals at this time? Specifically, is a mixed-use proposal including housing and significantly less parking, which is supported by the community, being considered?*

From: Supervisor McGoldrick

To: Chief, Police Department

Requesting/Inquiring: To report on the necessity, effectiveness and efficiency of the San Francisco Police Department's Marine Unit. Specifically, to describe in detail how the Marine Unit fits into the goals and mission of the Police Department, as well as describing fully all personnel costs and operating expenses associated with the Marine Unit.

In Memoriams

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

Tessa Newsom (Board of Supervisors)

Reverend Edward McFadden (Supervisor Hall)

Edmund Charles Moore (Supervisor Gonzalez)

Bernice Brown (Supervisor Hall)

ADJOURNMENT

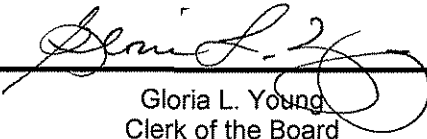
There being no further business, the Board at the hour of 5:33 p.m adjourned.

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 July 22, 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

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