

Board of Supervisors

City and County of San Francisco

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



AGENDA

Tuesday, October 26, 2004

2:00 PM

Regular Meeting

**MATT GONZALEZ, PRESIDENT
MICHELA ALIOTO-PIER, TOM AMMIANO, CHRIS DALY,
BEVAN DUFTY, SEAN ELSBERND, FIONA MA, SOPHIE MAXWELL,
JAKE MCGOLDRICK, AARON PESKIN, GERARDO SANDOVAL**

Gloria L. Young, Clerk of the Board

ROLL CALL AND PLEDGE OF ALLEGIANCE

AGENDA CHANGES

COMMUNICATIONS

Note: Each item on the Consent or Regular agenda may include the following documents:

- 1) Legislation*
- 2) Budget Analyst report*
- 3) Legislative Analyst report*
- 4) Department or Agency cover letter and/or report*
- 5) Public correspondence*

These items will be available for review at City Hall, Room 244, Reception Desk.

(Fiscal impact.)

10/19/2004, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

6. 041313 [Payment of Reward - Jane Doe] Mayor

Ordinance authorizing payment of a \$12,500.00 reward to Jane Doe for supplying information leading to the arrest and conviction of the perpetrators who murdered Shayne Worcester.

10/19/2004, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

7. 041314 [Payment of Reward to three John Does] Mayor

Ordinance authorizing payment of a \$10,000.00 reward to be split amongst three John Does for supplying information leading to the arrest and conviction of the perpetrator responsible for the death of Parrish Wingard.

10/19/2004, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Land Use Committee

Present: Supervisors McGoldrick, Peskin, Maxwell

8. 041233 [Stop Intersections]

Resolution designating certain intersections as "STOP" intersections.

STOP SIGNS - ESTABLISH

Grove and Scott Streets, stopping Scott Street, making this T-intersection an All-Way STOP; Neptune Street and Thornton Avenue, stopping Thornton Avenue, making this intersection an All-Way STOP; and

Olympia Way and Panorama Drive, stopping Olympia Way at Panorama Drive, making this T-intersection an All-Way STOP. (Parking and Traffic Department)

8/26/04: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street.

Question: Shall this Resolution be ADOPTED?

9. 041234 [Parking Regulations]

Resolution enacting and rescinding parking regulations at various locations.

PERPENDICULAR (90-DEGREE ANGLE) PARKING - ESTABLISH

Webster Street, west side, between Broadway and Vallejo Street.

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH

Lyon Street, west side, from 16 feet south of Chestnut Street to 16 feet north of Chestnut Street (100-foot zone).

UNMETERED MOTORCYCLE PARKING - EXTEND

7th Street, west side, from 76 feet to 97 feet north of Townsend Street (accommodating an additional six unmetered motorcycle parking spaces).

TOW-AWAY, NO PARKING, 10 PM TO 6 AM, EVERYDAY - ESTABLISH

Lathrop Avenue, south side (400-600 blocks); and
Lathrop Avenue, north side, (600 block).

TOW-AWAY, NO STOPPING ANYTIME - EXTEND

Bayshore Boulevard, west side, from 220 feet to 310 feet south of Bacon Street (90-foot extension).

NO PARKING, 6 AM TO 9 AM, MONDAY THROUGH FRIDAY, AND 1-HOUR PARKING, 9 AM TO 6 PM, MONDAY THROUGH FRIDAY, 7 AM TO 6 PM, SATURDAY, EXCEPT VEHICLES WITH CARPOOL PERMITS - RESCIND
4th Street, east side, from Folsom Street to 125 feet southerly (parking meters to remain).

TOW-AWAY, NO STOPPING MONDAY - FRIDAY, 7 AM TO 9 AM - RESCIND

Folsom Street, east side, from 12th to 14th Streets.

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH

Folsom Street, east side, from 75 feet south to 112 feet north of 13th Street.

PERPENDICULAR (90-DEGREE ANGLE) PARKING - ESTABLISH

Baker Street, east side, from Broadway to Pacific Avenue.

2 HOUR PARKING, 7 AM TO 6 PM, EXCEPT SUNDAY - RESCIND
PARKING METERS (METER RATE AREA NO.3), 2-HR TIME LIMIT, 7 AM - 6 PM, EXCEPT SUNDAY - ESTABLISH

Harrison Street, both sides, between 6th and 7th Streets.

UNMETERED MOTORCYCLE PARKING - ESTABLISH

Dolores Street, east side, from Duncan Street to a point 19 feet southerly (accommodates three motorcycle parking spaces and aids visibility at the corner).

TOW-AWAY, NO STOPPING ANYTIME - RESCIND

13th Street, from 102 feet to 56 feet east of Folsom Street (46 feet).

1 - HOUR PARKING, 7 AM - 6 PM, EXCEPT SUNDAY - RESCIND
2 - HOUR PARKING, 7 AM - 6 PM, EXCEPT SUNDAY - ESTABLISH

12th Street, between Folsom and Harrison Streets; and
Folsom Street, between 11th and 13th Streets.

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH

Clarendon Avenue, north side, from Laguna Honda Boulevard to a point 100 feet easterly.

RESIDENTIAL PERMIT PARKING AREA "I" (2-HOUR TIME LIMIT, 9 AM - 6 PM, MONDAY THROUGH SATURDAY) - ESTABLISH

Capp Street, both sides, between 26th and Mission Streets (1100 block). (excludes the thru-lot of 3330 Cesar Chavez Street).

RESIDENTIAL PERMIT PARKING AREA "Z" (2-HOUR TIME LIMIT, 8 AM - 6 PM, MONDAY THROUGH FRIDAY) - ESTABLISH
23rd Street, both sides, between Dolores and Chattanooga Streets (3700 block).

NO PARKING ANYTIME EXCEPT BICYCLES - ESTABLISH
Grove Street, north side, from 147 feet to 194 feet west of the Hyde Street crosswalk.

GREEN ZONE, 9 AM - 6 PM, MONDAY THROUGH SATURDAY - RESCIND
GREEN ZONE, 8 AM - 6 PM, MONDAY THROUGH SATURDAY - ESTABLISH
18th Street, north side, from Diamond Street to 48 feet westerly (extended hours requires Board of Supervisor's approval).

NO PARKING ANYTIME - RESCIND
TOW-AWAY, NO PARKING ANYTIME - ESTABLISH
Mullen Drive, south side, from Peralta Avenue to Franconia Street.

TOW-AWAY, NO STOPPING ANYTIME - RESCIND
TOW-AWAY, NO PARKING ANYTIME, EXCEPT ACTIVE LOADING - ESTABLISH
Bayshore Boulevard, west side, from 45 feet north of Sunnydale Avenue to 232 feet northerly (232-foot zone).

THREE-HOUR PARKING TIME LIMIT, 7 AM - 6 PM, MONDAY THROUGH SATURDAY - ESTABLISH
Rhode Island Street, east side, between 15th and Alameda and Streets; and
15th Street, north side, between Rhode Island and De Haro Streets.

RESIDENTIAL PERMIT PARKING AREA "R" (2-HOUR TIME LIMIT, 9 AM - 6 PM, MONDAY THROUGH SATURDAY) - ESTABLISH
Buchanan Street, east side, between Larch Way and Turk Street (1200 block, even addresses only).

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH
3rd Street, east side, from Kirkwood Avenue to 35 feet southerly.

TOW-AWAY, NO PARKING ANYTIME - RESCIND
3rd Street, east side, from Kirkwood Avenue to 70 feet southerly.

TOW-AWAY, NO PARKING ANYTIME - ESTABLISH
3rd Street, east side, from Kirkwood Avenue to 70 feet northerly. (Parking and Traffic Department)

8/26/04: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street.

Question: Shall this Resolution be ADOPTED?

- 10. 041235 [Traffic Regulations]**
Resolution enacting and rescinding traffic regulations on various streets.

RIGHT TURN ONLY - RESCIND
Fowler Avenue at Teresita Boulevard, southbound.

BICYCLE LANES - ESTABLISH
Folsom Street, northbound, from 11th to 14th Streets. (Parking and Traffic Department)
8/26/04: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street.

Question: Shall this Resolution be ADOPTED?

11. 041270 [Parking Regulations] Supervisor McGoldrick

Resolution enacting and rescinding parking regulations at various locations.

TOW AWAY NO STOPPING ANYTIME - ESTABLISH
O'Farrell Street, north side, from Van Ness Avenue to Polk Street, eliminating 13 parking meters.

TOW AWAY NO STOPPING, 7 AM TO 9 AM AND 4 PM TO 6 PM, MONDAY THROUGH FRIDAY - ESTABLISH
O'Farrell Street, north side, from Polk Street to Larkin Street.

TOW AWAY NO STOPPING ANYTIME - ESTABLISH
820 O'Farrell Street at Larkin Street, northwest corner, from Larkin Street to 94 feet westerly eliminating parking meter nos. 802, 804, 806 and 808, (to create a 94-foot left turn pocket during non-peak hours).

TOW AWAY NO STOPPING ANYTIME - ESTABLISH
895 O'Farrell Street at Polk Street, southeast corner, from 81 feet to 99 feet east of Polk Street, extending bus zone by 18 feet).

TOW AWAY NO STOPPING, 4 PM TO 6 PM, MONDAY THROUGH FRIDAY - ESTABLISH
O'Farrell Street, north side, from Larkin Street to Hyde Street.

GENERAL METERED PARKING 9 AM TO 4 PM, MONDAY THROUGH SATURDAY - ESTABLISH
O'Farrell Street, north side, from Larkin Street to Hyde Street (establishing eleven parking meters).

GENERAL METERED PARKING 9 AM TO 6 PM, MONDAY THROUGH SATURDAY - ESTABLISH
O'Farrell Street, south side, from Larkin Street to Hyde Street (establishing ten parking meters).

TOW AWAY NO STOPPING ANYTIME - ESTABLISH
709 O'Farrell Street at Hyde Street, southwest corner, from Hyde Street to 90 feet westerly, (to create a 90-foot right-turn pocket).

TOW AWAY NO STOPPING, 4 PM TO 6 PM, MONDAY THROUGH FRIDAY - ESTABLISH
O'Farrell Street, north side, from Hyde street to Leavenworth Street.

GENERAL METERED PARKING 9 AM TO 4 PM, MONDAY THROUGH SATURDAY - ESTABLISH

O'Farrell Street, north side, from Hyde Street to Leavenworth Street (establishing seven parking meters).

GENERAL METERED PARKING 9 AM TO 6 PM, MONDAY THROUGH SATURDAY - ESTABLISH

O'Farrell Street, south side, from Hyde Street to Leavenworth Street (establishing six parking meters).

TOW AWAY NO STOPPING ANYTIME - ESTABLISH

608 O'Farrell Street at Leavenworth Street, northwest corner side, from Leavenworth Street to Harlem Alley, (to create a 76-foot left-turn pocket during non-peak hours).

TOW AWAY NO STOPPING ANYTIME - ESTABLISH

501 O'Farrell Street at Jones Street, southwest corner, from Jones Street to 96 feet westerly, (to create a 96-foot right-turn pocket).

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

O'Farrell Street, north side, from Leavenworth Street to Jones Street.

GENERAL METERED PARKING 9 AM TO 4 PM, MONDAY THROUGH SATURDAY - ESTABLISH

O'Farrell Street, north side, from Leavenworth Street to Jones Street (establishing nine parking meters).

GENERAL METERED PARKING 9 AM TO 6 PM, MONDAY THROUGH SATURDAY - ESTABLISH

O'Farrell Street, south side, from Leavenworth Street to Jones Street (establishing nine parking meters).

NO STOPPING ANYTIME - REVOKE

METERED YELLOW ZONE, 9 AM TO 4 PM, MONDAY THROUGH FRIDAY - ESTABLISH

340 O'Farrell Street, north side, from 245 feet to 289 feet east of Taylor Street (44-foot zone establishing two meters).

NO STOPPING ANYTIME - REVOKE

GENERAL METERED PARKING, 9 AM TO 4 PM, MONDAY THROUGH FRIDAY - ESTABLISH

360 O'Farrell Street, north side, from 85 feet to 245 feet east of Taylor Street (160-foot zone establishing eight meters).

TOW AWAY NO STOPPING ANYTIME - ESTABLISH

451 O'Farrell Street, south side, from 107 feet to 251 feet east of Jones Street (eliminates meters nos. 429, 427, 425, 421 and 419 to establish a 110-foot bus zone bulb out with 17 foot tapers on each end).

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

O'Farrell Street, north side, from Jones Street to Taylor Street.

TOW AWAY NO STOPPING ANYTIME - REVOKE
TOW AWAY NO STOPPING, 7 AM TO 9 AM AND 4 PM TO 6 PM, MONDAY
THROUGH FRIDAY - ESTABLISH
O'Farrell Street, north side, from Taylor Street to Mason Street.

GENERAL METERED PARKING 7 AM TO 4 PM, MONDAY THROUGH SATURDAY -
ESTABLISH
Geary Street, north and south sides, from Larkin Street to Polk Street (establishing twelve
meters).

TOW AWAY NO STOPPING ANYTIME - ESTABLISH
1064 Geary Street at Van Ness Avenue, northeast corner, from Van Ness Avenue to 88 feet
easterly, (to create an 88-foot right-turn pocket).

TOW AWAY NO STOPPING ANYTIME - ESTABLISH
1020 -1054 Geary Street, north side, from 96 feet to 236 feet west of Polk Street (144-foot
zone eliminates parking meters 1012, 1014, 1016, 1020, 1024, and 1028 to establish a bus
bulb).

TOW AWAY NO STOPPING ANYTIME - ESTABLISH
990 Geary Street at Polk Street, northeast corner, from Polk Street to 100 feet easterly (to
create a 100-foot right-turn pocket).

TOW AWAY NO STOPPING ANYTIME - ESTABLISH
999 Geary Street at Polk Street, southeast corner, from Polk Street to 92 feet easterly, (to
create a 92-foot left-turn pocket during non-peak hours).

GENERAL METERED PARKING 7 AM TO 4 PM, MONDAY THROUGH SATURDAY -
ESTABLISH
Geary Street, north and south sides, from Hyde street to Larkin Street (establishing fifteen
meters).

GENERAL METERED PARKING 7 AM TO 4 PM, MONDAY THROUGH SATURDAY -
ESTABLISH
Geary Street, north and south sides, from Leavenworth Street to Hyde Street (establishing
sixteen meters).

TOW AWAY NO STOPPING ANYTIME - ESTABLISH
894 Geary Street at Larkin Street, northeast corner, from Larkin Street to 57 feet easterly, (to
create a 57-foot right-turn pocket).

TOW AWAY NO STOPPING ANYTIME - ESTABLISH
700 Geary Street at Leavenworth Street, northwest corner, from Leavenworth Street to 134
feet westerly, (establishing a 120-foot bus zone bus bulb, with 12-foot taper at the west end).

TOW AWAY NO STOPPING ANYTIME - ESTABLISH
795 Geary Street at Hyde Street, southeast corner, from Hyde Street to 80 feet easterly (to
create an 80-foot left-turn pocket, during non-peak hours).

TOW AWAY NO STOPPING ANYTIME - ESTABLISH

Francisco Superior Court, Case No. GCG 02-404-010, entitled City and County of San Francisco, et al., v. Apartment Investment and Management Company, aka AIMCO, et al., relating to code violations at four apartment buildings in Bayview/Hunters Point, and a cross-complaint against the City and certain individual employees filed on January 28, 2003; the settlement provides for payment to the City of a total of \$3,000,000 plus an additional contingent payment of \$500,000; \$1,000,000 of the \$3,000,000 payment from AIMCO will be dedicated to improving public safety in the area through helping establish a new Hunters Point/Bayview S.F. Boys and Girls Club with an associated Police Department Office; the settlement also provides that AIMCO has abated or will abate all notices of violation issued by the Department of Building Inspection that were the subject of the lawsuit; and approving satisfaction of DBI fees for AIMCO's proposed renovation of the Properties, through AIMCO's payment of settlement funds to the City. (City Attorney)

10/19/2004, PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

16. 041217 [Appointment - Sunshine Ordinance Task Force]

Resolution appointing Rosalina Contreras-Rosado, term ending April 27, 2005, to the Sunshine Ordinance Task Force.

Rosalina Contreras-Rosado, succeeding Pawan Mehra, resigned, seat 4, must be appointed from names submitted by New California Media and be a journalist from a racial/ethnic-minority-owned news organization, for the unexpired portion of a two-year term ending April 27, 2005.

Question: Shall this Resolution be ADOPTED?

Present: Supervisors Maxwell, Gonzalez

17. 041426 [Appointment - Commission on the Aging Advisory Council]

Resolution appointing Alexander MacDonald, term ending March 31, 2006, to the Commission on the Aging Advisory Council.

Alexander MacDonald, succeeding Harriet Sebastian, resigned, seat 2, must be nominee of District 6 Supervisor, for the unexpired portion of a two-year term ending March 31, 2006.

Question: Shall this Resolution be ADOPTED?

Questions on the Consent Agenda are on final passage, first reading, or adoption, as indicated: _____

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Finance and Audits Committee

Present: Supervisors: Daly, Peskin, Ammiano

18. 041173 **[Funding from bond proceed sales of General Obligation and Lease Revenue bonds for improvement and construction of open space/ neighborhood park projects and to re-appropriate prior year** **Supervisors McGoldrick, Elsbernd, Gonzalez, Daly**
- Ordinance appropriating \$68,800,000 of bond sale proceeds from General Obligation Bonds to fund the improvement and construction of parks and open space (as part of Proposition A) appropriating \$27,005,000 of bond sales proceeds from Lease Revenue Bonds to fund at least 11 neighborhood park improvement projects and various additional projects; and re-appropriating \$2,783,973 of prior year Open Space project funding to various active capital improvement projects in current fiscal year 2004-05 for a total amount of \$98,588,973; and releasing \$2,000,000 in reserve, funded through Revenue Bonds, for capital projects; and placing the amounts of \$68,800,000, \$27,005,000, \$191,700 and \$3,273,272 on reserve.
- (Fiscal impact.)
- 10/5/2004, CONTINUED. Continued to October 19, 2004 Supervisor Elsbernd requested to be added as a co-sponsor.
- 10/19/2004, AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.
- 10/19/2004, PASSED ON FIRST READING AS AMENDED. Supervisors Gonzalez and Daly requested to be added as co-sponsors.
- Question: Shall this Ordinance be FINALLY PASSED?**

Recommendation of the City Services Committee

Present: Supervisors Dufty, Ma, Elsbernd

19. 041148 **[Dance and Place of Entertainment Permits-security requirements, increased penalty for violation]** **Supervisors Maxwell, Dufty, Alioto-Pier, Ma, Gonzalez, Daly**
- Ordinance amending San Francisco Police Code Sec. 1022 to define "security plan"; amending Police Code Sec. 1023 to require applicants for dance permits to have a security plan, and to require owners or managers of places that are rented to persons planning to use the facility for a dance to inform such persons that a permit is required for such activity; amending Police Code Sec. 1027 to make the violation of Secs. 1023 through 1026 an infraction or a misdemeanor, to increase the maximum penalty for violation thereof to \$1000, and subject to revocation of the permit; amending Police Code Sec. 1060 to define "security plan"; amending Police Code Sec. 1060.5 to revise determination of application criteria to require a security plan; amending Police Code Sec. 1060.25 to increase the maximum penalty

for violation of Article 15.1 to an infraction or a misdemeanor, to increase the maximum penalty for violation thereof to \$1000, and subject to revocation of the permit; adding Police Code Sec. 1060.29 to require one night event permits for one night events; and amending Police Code Sec. 2.26 to include one night events under the schedule of permits and filing fees.

10/19/2004, AMENDED. Amended on page 7, line 15, by replacing "Chief of Police" with the "Entertainment Commission".

10/19/2004, PASSED ON FIRST READING AS AMENDED. Supervisors Gonzalez and Daly requested to be added as co-sponsors.

Question: Shall this Ordinance be FINALLY PASSED?

NEW BUSINESS

Recommendations of the Finance and Audits Committee

Present: Supervisors Daly, Peskin, Ammiano

20. 041369 [FY 2004-05 California Constitution Appropriations Limit]

Resolution establishing the appropriations limit for Fiscal Year 2004-05 pursuant to California Constitution Article XIII B. (Controller)

Question: Shall this Resolution be ADOPTED?

21. 041249 [Requiring Graffiti-Resistant Parking and Traffic Control Signs]

**Supervisors Dufty, Ma,
Ammiano, Maxwell, Elsbernd,
Alioto-Pier, Peskin**

Ordinance amending Article 3 of the San Francisco Traffic Code by adding Section 51 to require the Department of Parking and Traffic to (1) replace all existing parking and traffic control signs defaced by graffiti with new signs treated with graffiti-resistant sheeting, and (2) install only new parking and traffic control signs treated with graffiti-resistant sheeting. (Fiscal impact.)

Question: Shall this Ordinance be PASSED ON FIRST READING?

Recommendations of the Land Use Committee

Present: Supervisors McGoldrick, Peskin, Maxwell

22. 040145 [Zoning Map Amendment - Second Street between South Park and Townsend Streets]

Supervisor Daly

Ordinance amending the San Francisco Planning Code by amending the Zoning Map of the City and County of San Francisco, Section Map 1H, to change the height and bulk district designations of Assessor's Block 3775, Lots 007 and 008, on the western side of Second Street between South Park and Townsend Streets from 40-X to 65-X, and adopting findings.

Question: Shall this Ordinance be PASSED ON FIRST READING?

23. 041115 [Changing Official Width of Sidewalk - West side of Lyon Street at Chestnut Street]

Ordinance amending Ordinance No. 1061 entitled "Regulating the Width of Sidewalks" by adding thereto Section 1564 to change the official sidewalk width on the west side of Lyon Street at Chestnut Street; making findings pursuant to the General Plan and Planning Code Section 101.1; and requiring relocation, modification, or both of facilities affected by the sidewalk width changes.

Question: Shall this Ordinance be PASSED ON FIRST READING?

24. 040563 [San Jose Avenue, Guerrero Street Pedestrian Safety Improvements] Supervisors Dufty, Ammiano, Peskin, Maxwell

Resolution establishing various traffic and parking changes on portions of San Jose Avenue, Cesar Chavez Street, and Dolores Street.

9/28/2004, SUBSTITUTED. Supervisor Dufty submitted a substitute resolution bearing new title.

Question: Shall this Resolution be ADOPTED?

25. 041099 [Street Artist Winter Holiday Spaces]

Resolution approving temporary selling spaces in the Downtown area and at Harvey Milk Plaza for street artists certified by the Arts Commission, City and County of San Francisco, for the winter holiday season, 2004, beginning on November 15, 2004 and ending on January 15, 2005. (Arts Commission)

Question: Shall this Resolution be ADOPTED?

26. 041385 [Street Encroachment at 199 Geary Street - Security Pacific Place]

Resolution granting revocable permission to CHH Realty, Inc. c/o Neiman Marcus to occupy a portion of the public right-of-way located on Security Pacific Place, off O'Farrell Street between Stockton Street and Grant Avenue, to construct and maintain a service ramp/driveway, to access and connect to a loading dock at the rear frontage of the Neiman Marcus store at 199 Geary Street (Block 0313, Lot 018) and making findings of consistency with the priority policies of Planning Code Section 101.1. (Public Works Department)

Question: Shall this Resolution be ADOPTED?

27. 041394 [Urging the Department of Environment to develop plans for a renewable hydrogen fueling station alongside other alternative fuels] Supervisor Gonzalez

Resolution urging the Department of the Environment to develop plans for a renewable hydrogen fueling station, alongside other possible fuels, for the implementation of a complete alternative fueling station in San Francisco and to report back to the Board within 6 months.

Question: Shall this Resolution be ADOPTED?

Recommendations of the Rules Committee

Present: Supervisors Maxwell, Alioto-Pier, Gonzalez

- 28. 041242 [Adding the Department on the Status of Women to the Justice Tracking System (JUSTIS) Committee Governance Council] Supervisors Ma, Maxwell, Alioto-Pier, Duffy**

Ordinance amending San Francisco Administrative Code Section 2A.85 by adding the Department on the Status of Women as a member of the Justice Tracking System (JUSTIS) Committee Governance Council and authorizing membership to agencies that operate programs integrally related to the criminal justice system.

Question: Shall this Ordinance be PASSED ON FIRST READING?

- 29. 041280 [Housing Authority Commissioner Julie Lee] Supervisors Gonzalez, Ammiano, Daly, Peskin, Elsbernd, Alioto-Pier**

Resolution urging Housing Authority Commissioner Julie Lee to resign, urging the Mayor to call for her resignation and urging the Housing Authority Commission to call for her resignation.

Question: Shall this Resolution be ADOPTED?

Present: Supervisors Maxwell, Gonzalez

- 30. 041384 [Appointment - Graffiti Advisory Board]**
Resolution appointing Supervisor Tom Ammiano, term indefinite, to the Graffiti Advisory Board.

Supervisor Tom Ammiano, succeeding Supervisor Gavin Newsom, resigned, seat 1, must be member of the Board of Supervisors, for an indefinite term.

(Supervisor Ammiano excused from voting.)

Question: Shall this Resolution be ADOPTED?

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

COMMITTEE REPORTS

Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to

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.

- 35. 041448 [Legislative Analyst Request - Neighborhood Theaters] Supervisor McGoldrick**
Motion requesting the Legislative Analyst to draft a report describing efforts undertaken and being considered by the City to address the issue of loss of neighborhood theaters. Please complete a draft of this report for introduction and adoption by the Board of Supervisors by November 9, 2004. This report is required under state law to be completed by the Board of Supervisors ten (10) days prior to the expiration of any temporary moratorium imposed by the City, such as that recently passed by the Board of Supervisors as an Urgency Ordinance and signed by the Mayor on October 14, 2004. The report, therefore, must be adopted by November 19. In order for the Board to adopt the report on November 16, it must be introduced at a previous Board meeting, the closest one being November 2, 2004.

Question: Shall this Motion be ADOPTED?

- 36. 041473 [Legislative Analyst Request - San Francisco's Graffiti Laws and Enforcement Practices] Supervisor Elsbernd**
Motion requesting the Legislative Analyst to prepare a brief report comparing San Francisco's graffiti laws and enforcement practices to those in Chicago, New York City, Los Angeles, and Boston.

Question: Shall this Motion be ADOPTED?

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

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

Items 37 through 51

services in designated Housing Authority Developments.

10/19/2004, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

- 42. 041474 [Andrew Greene Day] Supervisor Ammiano**
Resolution declaring October 29th, 2004 as Andrew Greene Day in the City and County of San Francisco.
10/19/2004, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
Question: Shall this Resolution be ADOPTED?
- 43. 041475 [First in Solar Week] Supervisors Ammiano, Dufty**
Resolution declaring October 18 -22, 2004 as "San Francisco - First in Solar Week" in the City and County of San Francisco.
10/19/2004, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
Question: Shall this Resolution be ADOPTED?
- 44. 041476 [Commending PlanetOut, Inc.] Supervisors Dufty, Ammiano**
Resolution commending PlanetOut, Inc. for persevering through financial hardship to complete an IPO, and to continue to serve, entertain, and support the gay, lesbian, bisexual and transgender communities while facing these hardships, and for overcoming adversity to forge a hopeful future for members of the community as well as its subscribers.
10/19/2004, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
Question: Shall this Resolution be ADOPTED?
- 45. 041477 [Hotel Worker Lockout] Supervisor Gonzalez**
Resolution urging the San Francisco Hotels Multi-Employer Group to end the lockout of over 4,000 workers and urging the San Francisco Convention and Visitor's Bureau to notify all visitors of non-cooperation on the part of the San Francisco Hotels Multi-Employer Group and of their refusal to allow workers to return to their jobs.
10/19/2004, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
Question: Shall this Resolution be ADOPTED?
- 46. 041478 [Filipino American History Month] Supervisors Ma, Dufty**
Resolution declaring October 2004 as "Filipino American History Month" in the City and County of San Francisco.
10/19/2004, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
Question: Shall this Resolution be ADOPTED?

52. 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).

[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."

[Purely Commendatory Finding]

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

[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.

[Imperative Resolutions, if any]

OFF-AGENDA LEGISLATION

PROPOSED ORDINANCES

Proposed ordinances received from October 9, 2004 through October 18, 2004, for reference by President to appropriate committee on October 26, 2004.

041437 [Partial Settlement of Lawsuit - Eugene Kalinin, et al.]

Ordinance authorizing partial settlement of the lawsuit filed by Tim Anderson, Alexandria Brunner-Jones, Rolando Canales, Davin Cole, Brian Devlin, Edward Allen Ellstad, Eugene Kalinin, Daniel Manning, Sonia Mariona, William Moralez, Brian J. Perry and Jack Z. Wronski against the City and County of San Francisco for \$240,000; the lawsuit was filed on November 5, 2003, in the United States District Court, Northern District of California, Case No. C-03-4928 MHP; entitled Eugene Kalinin, et al., v. City and County of San Francisco, et al; the partial settlement resolves certain claims in the lawsuit brought by plaintiffs Alexandria Brunner-Jones, Rolando Canales, Davin Cole, Brian Devlin, Eugene Kalinin, Daniel Manning and Sonia Marion; all plaintiffs have additional claims remaining in the lawsuit. (City Attorney)

10/14/2004, RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED RESOLUTIONS

Proposed resolutions received from October 9, 2004 through October 18, 2004, for reference by President to appropriate committee on October 26, 2004.

041430 [Emergency Repairs]

Resolution authorizing expenditure of funds for emergency repairs of Early Intake at an estimated cost of \$4,700,000. (Public Utilities Commission)

10/15/2004, RECEIVED AND ASSIGNED to Finance and Audits Committee.

041451 [Airport Concession Lease No. 03-0195]

Resolution approving the termination of Domestic Terminal Food and Beverage Program Lease No. 03-0195 between Susie Lee Tong Enterprises, Inc., and the City and County of San Francisco, acting by and through its Airport Commission. (Airport Commission)

10/18/2004, RECEIVED AND ASSIGNED to Finance and Audits Committee.

041452 [Airport Concession Lease - "F" Newsstand]

Resolution approving the Boarding Area "F" Newsstand Lease between Soto & Sanchez Investments, Inc., and the City and County of San Francisco, acting by and through its Airport Commission. (Airport Commission)

10/18/2004, RECEIVED AND ASSIGNED to Finance and Audits Committee.

041453 [Airport Concession Lease - Terminal 3 Newsstands]

Resolution approving the Terminal 3 Newsstands Lease - A Disadvantaged Business Enterprise Set-Aside between Soto & Sanchez Investments, Inc., and the City and County of San Francisco, acting by and through its Airport Commission. (Airport Commission)

10/18/2004, RECEIVED AND ASSIGNED to Finance and Audits Committee.

041454 [Accept-Expend Federal Grant - SmartCatch Project]

Resolution authorizing the Airport Commission to accept and expend a grant in the amount of

\$518,266.00 from the Transportation Security Administration to develop, test, and apply real-time automated video surveillance technologies. (Airport Commission)

10/18/2004, RECEIVED AND ASSIGNED to Finance and Audits Committee.

041483 [Petitions and Communications]

Petitions and Communications received from October 9, 2004 through October 18, 2004, for reference by the President to Committee considering related matters or to be ordered filed by the Clerk on October 26, 2004.

From various City Departments, responding to inquiry regarding types of food or beverage products purchased by City Departments: Copy: Supervisor Peskin (1)
Department of Administrative Services (Reference No. 20040914-052)
Department of Children, Youth and Their Families (Reference No. 20040914-056)
Office of Contract Administration (Reference No. 20040914-046)
S.F. Convention Facilities (Reference No. 20040914-064)
Mayor's Office of Criminal Justice (Reference No. 20040914-033)
Fine Arts Museums of San Francisco (Reference No. 20040914-051)
Law Library (Reference No. 20040914-043)
From Public Library, responding to inquiry regarding food purchases. (Reference No. 20040914-40)
Sheriff (Reference No. 20040914-010)

From Recreation and Park Department, submitting notice that funding provided in the budget for fiscal year 2004-05 as adopted by the Board of Supervisors is adequate for the department to meet service levels as proposed to the Board.
(2)

From Department of Economic and Workforce Development, submitting notice that funding provided in the budget for fiscal year 2004-05 as adopted by the Board of Supervisors is adequate for the department to meet service levels as proposed to the Board.(3)

From the Real Estate Division, submitting a brief description of the availability of City-owned properties at 2350 19th Avenue and 1648 Pacific Avenue to determine if any department or agency is interested.(4)

From State Board of Equalization, submitting summons to county assessors to meet with the Board and authorize representatives pursuant to the provisions of Government Code Section 15607 on November 17, 2004 in San Diego.(5)

From various signators, submitting Form 700 Statement of Economic Interests.
Rebekah Krell, Legislative Assistant to Supervisor Sean Elsbernd(6)

From Department of Human Services, responding to inquiry on proposed legislation regarding prohibiting contractors from disclosing private information about individuals and proposed legislation on bid preference. (Reference No. 20040727-041) Copy: Supervisor McGoldrick(7)

From Department of Public Works, submitting notice of public hearing regarding the relocation of the Doggie Diner Head on Sloat Boulevard on October 28, 2004 at 6:00 p.m., at the Irish Cultural Center at 2700 - 45th Avenue.Copy: Supervisors Ma, Elsbernd (8)

From concerned citizens, submitting opposition to proposed legislation prohibiting parking of

trailers, motor homes and boats on any highway, street or alley between the hours of 10:00 p.m. to 6:00 a.m. File 041073, Copy: Supervisor Ma, Finance Committee members, 2 letters(9)

From Fire Department, submitting notice that the Department does not have any city contracts that involve any work that is performed outside the United States. (Reference No. 20040727-022) Copy: Supervisor McGoldrick(10)

From Fire Department, responding to inquiry regarding the intent of timeline and procedures for the fair market sale of 2530 19th Avenue. (Reference No. 20040810-003) Copy: Supervisor Alioto-Pier(11)

From Department of Human Services, submitting updated information regarding the Independent Living Skills Program.(12)

From Department of Human Resources, submitting copy of letter sent to representative organizer of IFPTE, Local 21 regarding layoffs promulgated by the Board of Supervisors Grievance ERD Reference No. 00-04-1236.(13)

From concerned citizens, submitting opposition to proposed legislation to have the city go into the Broadband, Cable and Internet business. Approximately 100 letters(14)

From Jesse Arreguin, submitting resignation from the Skateboarding Task Force, effective October 11, 2004.(15)

From Law Offices of Stephen Williams, submitting request for continuance of public hearing of appeal of exemption from environmental review of 1730-1750 Van Ness Avenue. Copy: Each Supervisor(16)

Number not used. (17)

From Public Library, submitting the "2000 Branch Library Improvement Bond Quarterly Report" for the Second Quarter 2004, April - June.(18)

From James Chaffee, submitting letter entitled "Whatever Happened to the Library Citizens Advisory Committee?"(19)

From Rescue Muni, requesting vigilant enforcement of Muni's right of way regarding vehicles obstructing the Sacramento Street bus lanes, especially during rush hour.(20)

From Coalition for San Francisco Neighborhoods, submitting opposition to funding the implementation of Radio Frequency Identification technology at public library, and urging that the money be spent instead on more important priorities such as more books and open hours, and staffing necessary to support these priorities. Copy: Each Supervisor(21)

From City College of San Francisco, submitting addendum to the Final Environmental Impact Report for City College of San Francisco Master Plan. Copy: Supervisors Each Supervisor(22)

From Office of the Controller, submitting the financial statements report on the First Five San Francisco program, also known as San Francisco Children and Families Commission for fiscal year ended June 30, 2004.(23)

From Department of Public Health, submitting quarterly AIDS Surveillance Report.(24)

From William Bonham, submitting support for the efforts of Supervisors McGoldrick and Alioto-Pier to rein in the plans of the Presidio Trust in regard to the Public Health Services Hospital. Copy: Supervisors McGoldrick and Alioto-Pier(25)

From Abdalla Megahed, submitting copy of letter sent to Mayor Newsom regarding various subjects.(26)

From John Jenkel, commenting on various items.2 letters(27)

From Fire Department, submitting notice that funding provided in the budget for fiscal year 2004-05 as adopted by the Board of Supervisors is adequate for the department to meet, to the best of its ability, the reduced service levels as proposed by the Board. (28)

ADJOURNMENT

Meeting Procedures

The Board of Supervisors is the Legislative Body of the City and County of San Francisco. The Board considers ordinances and resolutions, most of which have been the subject of hearings before the standing committees of the board at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee.

Board procedures do not permit: 1) persons in the audience to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers and similar sound-producing electronic devices, (Violators may be removed from the meeting room.) 3) signs to be brought into the meeting or displayed in the room; and 4) standing in the Legislative Chamber.

Citizens are encouraged to testify at Board hearings and to write letters to the Board and to its members, City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.

USING LAPTOP COMPUTERS FOR PRESENTATIONS: Please contact City Hall Media Services at (415) 554-4933 to coordinate the use of laptop computers for presentations at the meeting. Computers to be used are required to be tested in advance. The presenter should arrive 30 minutes prior to the meeting to connect and test their computer. Agenda are available on the internet at www.sfgov.org/bdsupvrs.bos.htm.

THE AGENDA PACKET IS AVAILABLE AT CITY HALL, ROOM 244, RECEPTION DESK.

Board meetings are cablecast on SF Cable 26. For video tape copies and scheduling call (415) 557-4293.

Results of each Board meeting can be obtained about a half hour after the end of the meeting by telephoning (415) 554-5555.

Requests for language translation at a meeting must be received no later than noon the Friday before the meeting. Contact Ohn Myint at (415) 554-7704.

AVISO EN ESPAÑOL: La solicitud para un traductor en una reunion debe recibirse antes de mediodia de el viernes anterior a la reunion. Llame a Erasmo Vazquez (415) 554-4909.



Disability access

The Legislative Chamber of the Board of Supervisors is in Room 250 of City Hall, 1 Dr. Carlton B. Goodlett Place. The Chamber is wheelchair accessible.

The closest accessible BART Station is Civic Center, three blocks from City Hall. Accessible MUNI lines serving this location are: #47 Van Ness, and the #71 Haight/Noriega and the F Line to Market and Van Ness and the Metro

stations at Van Ness and Market and at Civic Center. For more information about MUNI accessible services, call 923-6142.

There is accessible parking in the vicinity of City Hall at Civic Center Plaza and adjacent to Davies Hall and the War Memorial Complex.

All meetings are real-time captioned and are cablecast open-captioned on SF Cable 26.

The following services are available when requests are made by 4:00 p.m. of the Friday before the Board meeting.

This advance notice will help ensure availability.

For American Sign Language interpreters or use of a reader during a meeting, contact Ohn Myint at (415) 554-7704.

For a large print copy of agenda or minutes in alternative formats, contact Annette Lonich at (415) 554-7706.

Assistive listening devices are available from the receptionist in the Clerk of the Board's Office, Room 244, prior to the meeting.

The Clerk of the Board's Office TTY number is (415) 554-5227.

In order to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to various chemical based products.

Know Your Rights Under the Sunshine Ordinance

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

For information on your rights under the Sunshine Ordinance (Chapter 67 of the San Francisco Administrative Code) or to report a violation of the ordinance, contact Donna Hall by mail to Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102, by phone at (415) 554-7724, by fax at (415) 554-7854 or by email at Donna.Hall@sfgov.org

Citizens may obtain a free copy of the Sunshine Ordinance by contacting Ms. Hall or by printing Chapter 67 of the San Francisco Administrative Code on the Internet, at <http://www.sfgov.org/sunshine.htm>

Lobbyist Registration and Reporting Requirements

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code Sec. 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 30 Van Ness Avenue, Suite 3900, San Francisco, CA 94102; telephone (415) 581-2300; fax (415) 581-2317; web site www.sfgov.org/ethics

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