ORDINANCE NO. _ 190 - 00

FILE NO. 001010

[Administrative Code Revision -- Funds]

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24 25 AMENDING CHAPTER 10 OF PART I OF THE SAN FRANCISCO MUNICIPAL CODE (ADMINISTRATIVE CODE), BY REPEALING SECTIONS 10.117-55, 10.117-57, 10.117-60,

10.117-62, 10.117-71, 10.117-81, 10.117-89, 10.117-94, 10.117-104, 10.117-105, 10.117-

115, 10.172-1, 10.178, 10.179, AND 10.185, TO ELIMINATE FUNDS NO LONGER IN USE.

Note: Additions are underlined; deletions are in ((double parentheses)).

Be it ordained by the People of the City and County of San Francisco:

Section 1. Chapter 10 of the San Francisco Administrative Code is hereby amended by repealing Section 10.117-55.

((SEC. 10.117-55. YOUTH AND CHILDREN SERVICES CONTRIBUTIONS FUND.

- (a) Establishment of Fund. There is hereby established a special fund for the purpose of receiving all donations of money and property which may be offered to the City and County for the use by public and nonprofit organizations to benefit, promote and provide youth and children programs pursuant to Chapter 51A of the San Francisco Administrative Code. Said special fund shall be known and designated as the Youth and Children Services Contributions Fund.
- (b) Acceptance of Gifts. All donations of money and property which may from time to time be offered to the Youth and Children Services Contributions Fund are hereby accepted for such purposes. Any grants, gifts and bequests from private sources for this purpose shall be deposited into said special fund.

- (c) Appropriation of Monies. The monies in this fund are hereby appropriated to the Mayor's Office of Community Development pursuant to Chapter 51A of the San Francisco Administrative Code.
- (d) Interest. Interest earned from the Youth and Children Services Contributions Fund shall become part of the principal thereof, and shall not be expended for any purpose other than that for which said fund is established.
- (e) Accumulation of Monies in Fund. The balance remaining in the Youth and Children Services Contributions Fund at the close of any fiscal year shall be deemed to have been provided for a specific purpose within the meaning of Charter Section 6.306 and shall be carried forward and accumulated in said fund for the purposes recited herein.))

Section 2. Chapter 10 of the San Francisco Administrative Code is hereby amended by repealing Section 10.117-57.

((SEC. 10.117-57. OFFICERS FOR JUSTICE/COMMANDER ISIAH NELSON MEMORIAL SCHOLARSHIP FUND.

- (a) There is hereby established a scholarship fund to be called the Officers for Justice/Commander Isiah Nelson Memorial Scholarship Fund (hereinafter the "Fund"). The purposes for which the monies committed to said fund may be expended are as follows:
- 1. Reimbursement to sworn members of the San Francisco Police Department of disadvantaged backgrounds for expenses reasonably incurred in connection with attending classes and participating in courses related to professional police work. All such classes and courses must be offered by a recognized university or college in the Bay Area.
- 2. Payment of a stipend of up to a maximum \$800 per person per semester/quarter is permitted in connection with attendance at classes and participation in courses described in

Subsection (a)1 above, effective for semesters/quarters beginning on or after January 1, 1988.

(b) The expenditures for which reimbursement may be recovered are limited to tuition, if any, books and other required course-related materials and transportation expenses. No person may claim reimbursement for transportation expenses in excess of \$100 in any calendar six-month period.

No person may receive reimbursement as provided herein who has received a failing grade in a class or course for which reimbursement was claimed in the preceding calendar year, unless and until said failing grade is raised to a passing grade by reexamination or recertification.

- (c) The Fund shall be administered by a seven-person Board of Directors constituted as follows:
- Three members shall be appointed by the Board of Directors of the Officers for Justice.
- 2. One member shall be appointed by the Chief of the San Francisco Police Department.
- 3. Three members shall be appointed by the Auditor appointed by the Court as provided by the Consent Decree in Officers for Justice, et al., v. Civil Service Commission, et al., and United States v. City and County of San Francisco, et al., from persons on the staff of Bay Area universities or colleges having expertise in police science.

The Board of Directors shall determine which persons shall be recipients of monies from the Fund and shall recommend to the Auditor which claimed expenses should qualify for reimbursement and the manner in which stipends shall be paid as provided herein.

The Board of Directors established herein shall conduct itself according to appropriate parliamentary procedures and by majority vote of a quorum present. It shall make

recommendations for reimbursement to the Auditor only after review of receipts or other documentation deemed appropriate by the Board of Directors.

- (d) Subject to the fiscal provisions of the Charter, there shall be appropriated for the Fund the sum of \$125,000. Said amount shall be appropriated within 30 days of the final approval of the Consent Decree referenced above.
- (e) The monies appropriated as provided herein shall be deposited with and administered by the Controller or Treasurer of the City and County of San Francisco until such time as the Auditor is appointed and acting and agrees to administer the fund, whereupon said monies shall be transferred to the Auditor in trust for the purposes set forth herein.

The payment of stipends and reimbursement of expenses as provided herein shall be made upon the recommendation of the Board of Directors and the approval of the Auditor.))

Section 3. Chapter 10 of the San Francisco Administrative Code is hereby amended by repealing Section 10.117-60.

((SEC. 10.117-60. SAN FRANCISCO ECONOMIC DEVELOPMENT REVOLVING LOAN FUND; ESTABLISHMENT OF FUND; AUTHORIZATION TO EXPEND; ADMINISTRATION OF LOANS; ACCRUAL OF MONIES IN FUND; AND PROGRAM STATUS.

(a) Establishment of Fund. There is hereby established a special fund in the Treasury of the City and County of San Francisco to be known as the San Francisco Economic Development Revolving Loan Fund ("Fund") for the purpose of receiving proceeds of the \$3,000,000 Economic Development Fund set aside in the FY-86/87 budget and such other additional funds which may be authorized by the Board of Supervisors. The monies to be deposited in the Fund include, subject to any prior legally binding obligations: (1) the \$3,000,000 Economic Development Fund and such other additional funds which may be authorized by the Board of Supervisors; (2) principal repayments of loans made from the

Fund; (3) fees and interest earnings generated by loans made from the Fund and the proceeds of investments of unexpended cash balances of the Fund.

- (b) Authorization to Expend. Expenditures from the Fund shall be for the following purposes: (1) to provided for loans for financing new construction, acquisition, rehabilitation, and modernization of facilities, and purchase and retrofitting of major equipment; (2) to provide for expenses incurred in the administration of such loans and expenditures for marketing. Authorization for loans shall be approved by resolution of the Board of Supervisors. Administrative expenses are appropriated through the annual budget process or supplemental appropriation for the Mayor's Office of Housing, Economic Development and Small Business; (3) to provide for expenses incurred by the Mayor's Office of Housing, Economic Development and Small Business in the administration of an economic development assistance and business retention and attraction program.
- (c) Administration of Loans. The Mayor's Office of Housing, Economic Development and Small Business shall administer loan programs under the Fund, and in such capacity shall (1) service loan agreements; (2) receive payments for, and maintain current accounts of, principal, interest, and fees relating to the loan agreements, and redeposit them into the Fund; (3) allocate funds for the administrative costs associated with the operation of the Fund, such funds being limited to interest earnings generated by loans, collection of fees and the proceeds of the investments of unexpended cash balances from the Fund; (4) allocate funds for the administrative costs associated with the operation of the economic development assistance and business retention and attraction program, such funds being limited to a nontime expense not to exceed \$317,000.
- (d) Accrual of Monies in Fund. Any unexpended balance of fees, interest earnings, and principal remaining in the Fund at the close of any fiscal year shall be deemed to have been

provided for a specific purpose within the meaning of Section 6.306 of the Charter, and shall be carried forward and accumulated in the Fund for the purposes cited in this Section.

(e) Program Status. The Mayor's Office of Housing, Economic Development and Small Business shall report annually to the Board of Supervisors on the current status of the Fund. The amounts approved for disbursements, the number and types of projects assisted, and the status of the economic development assistance and business retention and attraction program, and shall make recommendations for any changes deemed necessary to improve the effectiveness of the Fund in achieving its purposes.))

Section 4. Chapter 10 of the San Francisco Administrative Code is hereby amended by repealing Section 10.117-62.

((SEC. 10.117-62. BEACH NOURISHMENT PLAN FUND.

- (a) Establishment of Fund. There is hereby established a special fund in the Treasury of the City and County of San Francisco for the purpose of funding a beach nourishment plan for Ocean Beach submitted to and approved by the California Coastal Commission. This special fund shall be known and designated as the Beach Nourishment Plan Fund. Monies deposited in this special fund shall consist of \$675,000 appropriated by the Board of Supervisors in Ordinance No. 40-81 for the purpose of funding a sand replenishment project at Ocean Beach.
- (b) Appropriation of Monies. The monies in the fund, including interest earnings, are hereby appropriated exclusively for the purposes set forth in Subsection (e) of this Section. The total amount of monies to be expended from this fund shall not exceed \$2,000,000.
- (c) Interest. Interest earned from the fund shall become part of the principal thereof, and not be expended for any purpose other than those set forth in Subsection (e) of this Section. Notwithstanding the above, whenever the total deposits of principal and interest

earnings reach \$2,000,000, subsequent interest earnings shall be transferred to the Clean Water Program Operating Fund.

- (d) Accrual of Monies in Fund. The balance remaining in the fund at the close of any fiscal year shall be deemed to have been provided for a specific purpose within the meaning of Section 6.306 of the Charter and shall be carried forward and accumulated in the fund for the purposes recited herein.
- (e) Authorization to Expend. The Director of Public Works and Clean Water Program may approve expenditures from the fund for the following purposes:
- (1) Payment of any local or City share of the cost of a study of shoreline erosion at Ocean Beach to be undertaken by the United States Army Corps of Engineers.
- (2) Payment of any local or City share of the cost of the implementation by the United States Army Corps of Engineers of a beach nourishment project.
- (3) Payment of the cost of planning, designing, and implementing a beach nourishment project in the event the United States Army Corps of Engineers refuses or is unable to undertake the study mentioned in Subsection (1) above.))

Section 5. Chapter 10 of the San Francisco Administrative Code is hereby amended by repealing Section 10.117-71.

((SEC. 10.117-71. AIDS SPECIAL FUND.

(a) Established. There is hereby established a special fund for receiving contributions from individuals and private agencies for the administration of AIDS education, prevention and treatment programs in San Francisco.

Said special fund shall be known as the AIDS Special Fund. Monies deposited in said fund shall be used solely for the procurement of materials and supplies, equipment, miscellaneous operating expenses and other costs related to the administration of AIDS

education, prevention and treatment programs in San Francisco, and shall be subject to the budget and fiscal procedures of the Charter of the City and County of San Francisco.

(b) Administration of Expenditures from Fund. The balance remaining in the AIDS Special Fund at the close of any fiscal year shall be deemed to have been provided for a specific purpose within the meaning of the provisions of Section 6.306 of the Charter of the City and County of San Francisco, and shall be carried forward and accumulated in said fund for the purposes cited herein.))

Section 6. Chapter 10 of the San Francisco Administrative Code is hereby amended by repealing Section 10.17-81.

((SEC. 10.117-81. POLICE MOUNTED UNIT SPECIAL FUND.

- (a) Establishment of Fund. There is hereby established a special fund for the purpose of receiving all donations of money which may be offered to the City and County to support the operations of the San Francisco Police Mounted Unit. Said special fund shall be known and designated as the Police Mounted Unit Special Fund.
- (b) Acceptance of Gifts. All donations of money and other gifts which may be offered to the San Francisco Police Mounted Unit are hereby accepted for such purposes. Any grants, gifts and bequests from private sources for this purpose shall be deposited into said special fund.
- (c) Expenditure of Monies. The monies in this fund shall be expended, in accordance with the budgetary and fiscal provisions of the Charter, solely for the purposes of supporting the operation of the San Francisco Police Mounted Unit.
- (d) Interest. Interest earned from the Police Mounted Unit Special Fund shall become part of the principal thereof, and shall not be expended for any purpose other than that for which said fund is established.

(e) Accumulation of Monies in Fund. The balance remaining in the Police Mounted Unit Special Fund at the close of any fiscal year shall be deemed to have been provided for a specific purpose within the meaning of Charter Section 6.306 and shall be carried forward and accumulated in said fund for the purposes recited herein.))

Section 7. Chapter 10 of the San Francisco Administrative Code is hereby amended by repealing Section 10.117-89.

((SEC. 10.117-89. SAN FRANCISCO DRUG FREE WORKPLACE FUND.

- (a) Establishment. There is hereby established a special fund for the purpose of receiving all donations of money which may be offered to the City and County of San Francisco to defray the costs of administering the San Francisco Drug Free Workplace Ordinance. This special fund shall be known as the San Francisco Drug Free Workplace Fund. All grants, gifts and bequests for this purpose shall be deposited into this special fund.
- (b) Expenditure of Monies. The monies in this fund shall be expended in accordance with the budgetary and fiscal provisions of the Charter and shall be expended solely for the purpose of defraying the City's costs of administering the San Francisco Drug Free Workplace Ordinance.))

Section 8. Chapter 10 of the San Francisco Administrative Code is hereby amended by repealing Section 10.117-94.

((SEC. 10.117-94. MARKET STREET ART ACQUISITION FUND.

(a) Establishment of Fund. There is established a special fund in the Treasury of the City and County of San Francisco for the purpose of receiving \$375,000 from Market Street Capital Project Resources for public art on Market Street. This special fund shall be known and designated as the Market Street Art Acquisition Fund.

- (b) Use of Money in Fund. The Market Street Art Acquisition Fund shall be used exclusively for capital and administrative costs associated with the acquisition of public art on Market Street. The San Francisco Art Commission, or its designee, shall have the discretion to expend monies from the Fund for this purpose, subject to annual budgetary review and approval by the Board of Supervisors.
- (c) Gifts and Appropriations. All donations of money which may from time to time be offered to the Market Street Art Acquisition Fund are hereby accepted for such purposes. Any monies appropriated by the Board of Supervisors for acquisition of art on Market Street shall be deposited in this Fund.
- (d) Interest. Interest earned from the Market Street Art Acquisition Fund shall become part of the principal thereof, and shall not be expended for any purposes other than for which the Fund is established.
- (e) Accumulation of Monies in Fund. The balance remaining in the Fund at the close of any fiscal year shall be deemed to have been appropriated for a specific purpose within the meaning of Section 6.306 of the Charter, and shall be carried forward and accumulated in the Fund for the purposes cited in this Section.))

Section 9. Chapter 10 of the San Francisco Administrative Code is hereby amended by repealing Section 10.117-104.

((SEC. 10.117-104. FRIENDS OF THE DELINQUENCY PREVENTION COMMISSION SPECIAL FUND.

(a) Establishment of Fund. There is hereby established a special fund for the purpose of receiving all donations of money which may be offered to the City and County to support the activities of the Delinquency Prevention Commission. Said special fund shall be known

and designated as the Friends of the Delinquency Prevention Commission Special Fund, to be administered by the San Francisco Delinquency Prevention Commission.

- (b) Acceptance of Gifts. All donations of money and other gifts which may be offered to the Friends of the Delinquency Prevention Commission Special Fund are hereby accepted for such purposes. Any grants, gifts and bequests from private sources for this purpose shall be deposited into said special fund.
- (c) Expenditure of Monies. The monies in this fund shall be expended, in accordance with fiscal provisions of the Charter, and for projects preauthorized and approved by the Commission, solely for the purposes of funding special projects of the Delinquency Prevention Commission of the City and County of San Francisco. The Friends of the Delinquency Prevention Commission shall submit, as a part of the City's annual budget process, an annual budget to accompany the annual budget submitted by the Delinquency Prevention Commission.
- (d) Accumulation of Monies in Fund. The balance remaining in the Friends of the Delinquency Prevention Commission Special Fund at the close of any fiscal year shall be deemed to have been provided for a specific purpose within the meaning of Charter Section 6.306 and shall be carried forward and accumulated in said fund for the purposes recited herein.))

Section 10. Chapter 10 of the San Francisco Administrative Code is hereby amended by repealing Section 10.117-105.

((SEC. 10.117-105. AMNESTY-SURRENDER OF FIREARMS PROGRAM SPECIAL FUND.

(a) Establishment of Fund. There is hereby established a special fund for the purpose of receiving all donations of money, gifts, grants, and bequests which may be offered to the City and County to support an Amnesty-Surrender of Firearms Program. Said special fund

shall be known and designated as the "Amnesty-Surrender of Firearms Program Special Fund."

- (b) Acceptance of Gifts. All donations of money, gifts, grants, and bequests which may be offered to the Amnesty-Surrender of Firearms Program are hereby accepted for such purposes. Any money, gifts, grants, and bequests from private sources for this purpose shall be deposited into said special fund.
- (c) Expenditure of Monies. The monies in this fund shall be used or expended, in accordance with the budgetary and fiscal provisions of the Charter, solely for the purpose of payment to citizens for firearms surrendered to the City under the Amnesty-Surrender of Firearms Program. The San Francisco Police Commission, or its designee, shall have the discretion to expend monies from the fund for this purpose, subject to annual budgetary review and approval by the Board of Supervisors.
- (d) Accumulation of Monies in Fund. The balance remaining in the Amnesty-Surrender of Firearms Program Special Fund at the close of any fiscal year shall be deemed to have been provided for a specific purpose within the meaning of Charter Section 6.306 and shall be carried forward and accumulated in said fund for the purposes recited herein.))

Section 11. Chapter 10 of the San Francisco Administrative Code is hereby amended by repealing Section 10.117-115.

((SEC. 10.117-115. JAMES GUELFF MEMORIAL PEACE OFFICERS' SAFETY FUND.

(a) There is hereby established a special fund to receive monies for the purchase of semiautomatic service firearms, ammunition, holsters, magazines, related leather gear, for use by the San Francisco Police Department and its officers, and for the support of the police range facility and special training costs. The special fund shall be known and designated as the James Guelff Memorial Peace Officers' Safety Fund.

- (b) Gifts. All donations of money and property which may from time to time be offered to the James Guelff Memorial Peace Officers' Safety Fund are hereby accepted for the purposes described in Paragraph (a).
- (c) Expenditure of Monies. The monies in this fund shall be expended solely for the purpose of purchasing semiautomatic service firearms, ammunition, holster, magazines, related leather gear for use by the San Francisco Police Department and its officers, and for the support of the police range facility and special training costs. All expenditures from this fund in excess of \$40,000 are subject to appropriate approval by the Board of Supervisors.
- (d) Accumulation of Monies in Fund. The balance remaining in this fund at the close of any fiscal year shall be deemed to have been provided for a specific purpose within the meaning of Charter Section 6.306 and shall be carried forward and accumulated in the fund for the purposes recited herein.))

Section 12. Chapter 10 of the San Francisco Administrative Code is hereby amended by repealing Section 10.172-1.

((SEC. 10.172-1. APPLICATION AND ACCEPTANCE OF FEDERAL FUNDS, SPECIAL SERVICES FOR YOUNG MENTALLY-RETARDED ADULTS.

The Director of Public Health is authorized to apply to and accept funds from the United States Department of Health, Education and Welfare for the purpose of providing day treatment center services for disturbed young mentally retarded adults. Utilization of such funds shall be subject to the rules, regulations and operating procedures of the City and County of San Francisco, including approval by the Board of Supervisors through budgetary process. Utilization of such funds shall not be predicated on additional appropriations by the City and County of San Francisco except with the prior approval of the Board of Supervisors.

No program authorized by this Section shall be continued beyond the period for which federal funding is provided as hereinabove set forth.))

Section 13. Chapter 10 of the San Francisco Administrative Code is hereby amended by repealing Section 10.178.

((SEC. 10.178. ESTABLISHMENT OF A SPECIAL RECREATION AND PARK REVENUE FUND.

There is hereby established a special fund for the purpose of receiving revenues accruing from the use or lease of all Recreation and Park Department facilities and from the issuance of any permit, license, lease or contract pertaining to the use of property under the jurisdiction of the Recreation and Park Commission, other than those revenues hereafter specifically excluded, this special fund to be known as the Recreation and Park Fund. Monies in this fund may be used for any purpose, function or activity of the Recreation and Park Department under the San Francisco Charter or any other law.

In the accomplishment of the above purposes it is the intent of the Board of Supervisors to use revenues from this fund as a supplement to appropriations made to the Recreation and Park Department in the annual appropriation ordinance.

This ordinance does not apply to any fees or revenues generated in connection with the operation of Candlestick Park, the Marina Yacht Harbor, or the San Francisco County Fair Fund.

The revenues in this special fund shall be set aside for the purposes set forth above and appropriations therefrom shall be by the Board of Supervisors pursuant to the budget and fiscal provisions of the Charter.))

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Section 14. Chapter 10 of the San Francisco Administrative Code is hereby amended by repealing Section 10.179.

((SEC. 10.179. ESTABLISHMENT OF A SPECIAL GOLF FUND.

There is hereby established a special fund for the purpose of receiving those golf registration, green fees and other fees collected from concessions related to the operation of San Francisco's municipally owned and operated golf courses exceeding the sum of \$630,000 annually, said special fund to be known as the San Francisco Golf Fund. Said special fund shall be used solely for the following purposes:

- (a) Administrative expenses for collection of fees.
- (b) Purchase and installation of automatic irrigation systems.
- (c) Rehabilitation and reconstruction of golf course facilities and properties.
- (d) Improvement to concession facilities.
- (e) Purchase of equipment.
- (f) Maintenance personnel.
- (g) Publication of informational brochures and pamphlets.
- (h) Development of improved graphics for golf courses.

In the accomplishment of the above purposes it is the intent of the Board of Supervisors to use the funds collected from golf registration and green fees as a supplement to the funds appropriated for the maintenance and operation of the golf courses.

It is the intent of the Board of Supervisors to reserve to the general fund the first \$630,000 collected annually from golf registration, green fees and concession fees since the historic level of income generated by golf operations and deposited in the general fund for the 10-year period 1960-1961 to 1969-1970 prior to adoption of the new schedule of fees was \$631,461.

The moneys in said special fund shall be set aside for the aforesaid purposes and appropriations therefrom shall be by the Board of Supervisors pursuant to the budget and fiscal provisions of the Charter.))

Section 15. Chapter 10 of the San Francisco Administrative Code is hereby amended by repealing Section 10.185.

((SEC. 10.185. CREATION OF SPECIAL FUND; PROVIDING FOR THE EXPENDITURES THEREFROM.

The Controller is hereby authorized and directed to accept warrants issued by the State of California, through participation in the Drug Abuse Law Enforcement Program sponsored by the United States Department of Justice, and drawn in favor of the City and County of San Francisco, and to deposit said funds in a special account to be known as the "DALE Account."

The funds so provided shall be used exclusively for the purpose of paying the salaries of temporary police officers, overtime for sworn personnel detailed or assigned to the DALE program; and for the purchase of insurance as is necessary for the employees of the City and County of San Francisco participating in the Drug Abuse Law Enforcement Program and to the extent that funds for such purposes are available in said "DALE Account."

Temporary police officers whose salaries are paid from this fund shall be subject to all applicable rules of the Civil Service Commission and the Charter of the City and County of San Francisco.

All expenditures from this fund shall be made for the purposes of this fund and in accordance with the budget and other fiscal provisions of the Charter.

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Any unexpended balances remaining in the fund at the close of any fiscal year shall have been deemed to have been provided for a specific purpose within the meaning of Section 6.306 of the Charter, and shall be carried forward and accumulated in said fund for the purposes recited herein.))

APPROVED AS TO FORM:

LOUISE H. RENNE, City Attorney

By: THOMAS J. OWEN
Deputy City Attorney



City and County of San Francisco Tails

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

Ordinance

File Number:

001010

Date Passed:

Ordinance amending Chapter 10 of Part I of the San Francisco Municipal Code (Administrative Code), by repealing Sections 10.117-55, 10.117-57, 10.117-60, 10.117-62, 10.117-71, 10.117-81, 10.117-89, 10.117-94, 10.117-104, 10.117-105, 10.117-115, 10.172-1, 10.178, 10.179, and 10.185, to eliminate funds no longer in use.

July 24, 2000 Board of Supervisors — PASSED, ON FIRST READING

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

July 31, 2000 Board of Supervisors — FINALLY PASSED

Ayes: 9 - Ammiano, Becerril, Bierman, Katz, Kaufman, Leno, Newsom, Teng, Yee Absent: 2 - Brown, Yaki

File No. 001010

I hereby certify that the foregoing Ordinance was FINALLY PASSED on July 31, 2000 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young

Clerk of the Board

AUG 1 1 2000

Date Approved