

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, March 6, 2000 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

*ALICIA BECERRIL, SUE BIERMAN, AMOS BROWN, LESLIE KATZ,
BARBARA KAUFMAN, MARK LENO, GAVIN NEWSOM,
MABEL TENG, MICHAEL YAKI, LELAND Y. YEE*

Gloria L. Young, Clerk of the Board

BOARD COMMITTEES

Committee Membership

Audit and Government Efficiency Committee

Supervisors Kaufman, Newsom, Katz

Finance and Labor Committee

Supervisors Yee, Bierman

Housing and Social Policy Committee

Supervisors Teng, Bierman, Becerril

Joint School Board/Board of Supervisors Committee

Commissioner Owens, Commissioner Chong, Supervisor Ammiano, Supervisor Yee

Parks and Recreation Committee

Supervisors Brown, Newsom, Leno

Public Health and Environment Committee

Supervisors Bierman, Brown, Yaki

Public Utilities and Deregulation Committee

Supervisors Ammiano, Yee, Becerril

Rules Committee

Supervisors Leno, Teng, Kaufman

Small Business, Economic Vitality and Consumer Services Committee

Supervisors Newsom, Leno, Becerril

Transportation and Land Use Committee

Supervisors Katz, Yaki, Yee

Meeting Days

1st Tuesday
1:00 PM

Wednesday
10:00 AM

1st and 3rd Tuesday
10:00 AM

Quarterly, 4th Wednesday
3:00 PM

2nd Tuesday
1:00 PM

2nd & 4th Thursday
1:00 PM

3rd Tuesday
1:00 PM

2nd & 4th Thursday
10:00 AM

1st and 3rd Thursday
10:00 AM

2nd and 4th Tuesday
10:00 AM

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

Members Present: Tom Ammiano, Alicia Becerril, Amos Brown, Leslie Katz, Barbara Kaufman, Mark Leno, Gavin Newsom, Mabel Teng, Michael Yaki, Leland Y. Yee.

Members Absent: Sue Bierman.

ROLL CALL AND PLEDGE OF ALLEGIANCE

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

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

Supervisors Bierman, Katz, Yaki - 3.

Quorum present.

Supervisor Bierman was excused. (See infra.)

Supervisor Katz was noted present at 2:05 p.m.

Supervisor Yaki was noted present at 2:02 p.m.

Supervisor Bierman Excused from Attendance

Supervisor Teng, seconded by Supervisor Kaufman, moved to excuse Supervisor Bierman from attending today's meeting. The motion carried by the following vote:

Ayes: 8 - Ammiano, Becerril, Brown, Kaufman, Leno, Newsom, Teng, Yee

Absent: 3 - Bierman, Katz, Yaki

APPROVAL OF MEETING MINUTES

Supervisor Leno, seconded by Supervisor Teng, moved to APPROVE the February 7, 2000 Meeting Minutes. The motion carried by the following vote:

Ayes: 9 - Ammiano, Becerril, Brown, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Absent: 2 - Bierman, Katz

AGENDA CHANGES

At the request of Supervisor Bierman, Supervisor Ammiano stated he intends to move to continue the tenancies-in-common legislation, when this matter is considered by the Board, File 992281. See infra.

Privilege of the Floor

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

Ayes: 9 - Ammiano, Becerril, Brown, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Absent: 2 - Bierman, Katz

Introduction of Guests

Each member of the Board of Supervisors nominated a distinguished woman to receive the Women Making History Award, in recognition of Women's History Month as follows:

- Esperanza Macias (Supervisor Tom Ammiano)*
- The Late, Anne Buenger Bloomfield (Supervisor Alicia Becerril)*
- Enola Maxwell (Supervisor Sue Bierman)*
- Carol Wilder O'Gilvie (Supervisor Amos Brown)*
- Dorothy Alison (Supervisor Leslie Katz)*
- Jeannie Kortum (Supervisor Barbara Kaufman)*
- Zoanne Nordstrom (Supervisor Mark Leno)*
- Beryl Magilavy (Supervisor Gavin Newsom)*
- Patty Siegel (Supervisor Mabel Teng)*
- Michelle Wong (Supervisor Michael Yaki)*
- Harriet Salerno (Supervisor Leland Yee)*

CONSENT AGENDA

Recommendation of the Public Health and Environment Committee

000237 [Private grant for a community planning process to develop a strategic plan for substance abuse services in San Francisco]
Supervisor Newsom

Resolution authorizing the Department of Public Health, Population Health and Prevention Division, Community Substance Abuse Services, to accept retroactively and expend grant funds of \$60,000 from the San Francisco Foundation for a Community Planning Process and to enter into an agreement which includes an indemnification clause and does not include patent infringement indemnification and false claims clauses; providing for ratification of action previously taken; waiving indirect costs. (Public Health Department)

Supervisor Newsom requested to be added as sponsor.

Resolution No. 195-00

ADOPTED

Recommendation of the Rules Committee**000349 [Appointment]**

Resolution appointing one member to the Veterans Affairs Commission.

Wallace I. Levin, Seat 3, succeeding himself, must be an at-large appointment, new four-year term ending January 21, 2004.

Resolution No. 196-00

ADOPTED

The foregoing items were acted upon by the following vote:

Ayes: 10 - Ammiano, Becerril, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Absent: 1 - Bierman

REGULAR AGENDA**NEW BUSINESS****Recommendations of the Finance and Labor Committee****992281 [Subdivision Code, Conversion]**

Supervisor Bierman

Ordinance amending Subdivision Code Articles 1, 2, 3 and 9, by amending Sections 1302, 1308, 1388, and 1396, and by adding Section 1316, to prohibit tenancies-in-common where an exclusive right of occupancy exists but is not specified in the deed, to amend the annual condominium conversion requirements pertaining to tenants and owner occupants, to amend the definition of tenant, to exempt certain tenancies-in-common from the annual limit on condominium conversions, to create a special lottery process for purchasing tenants; and to amend other definitions to implement these measures.

(Amends Sections 1302, 1308, 1388, and 1396; adds Section 1316.)

(Supervisor Yee excused from voting in committee.)

President Ammiano indicated Supervisor Bierman requested this matter be continued to March 27, 2000.

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

Ayes: 10 - Ammiano, Becerril, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Absent: 1 - Bierman

000087 [CEQA Findings - San Bruno Jail No. 3 Replacement Project]

Resolution endorsing the Planning Commission's certification of the Final Environmental Impact Report and adopting environmental findings (and a statement of overriding considerations) pursuant to the California Environmental Quality Act and State Guidelines in connection with the approval of a design-build/finance contract and various other approvals related to the County Jail No. 3 replacement project. (Sheriff)

(Fiscal impact; Environmental Impact Report Addendum dated January 3, 2000; draft EIR published February 28, 1998; companion measure to File 000088.)

Resolution No. 192-00

ADOPTED by the following vote:

Ayes: 10 - Ammiano, Becerril, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Absent: 1 - Bierman

000088 [County Jail No. 3 Replacement Project]

Ordinance authorizing the Sheriff's Department, the Department of Public Works, the City Architect, the City Attorney's Office and the Mayor's Office of Public Finance to negotiate a design-build contract with Prison Realty Trust for the County Jail No. 3 replacement project; subject to further Board of Supervisors approval. (Sheriff)

(Fiscal impact; Companion measure to File 000087)

PASSED, ON FIRST READING by the following vote:

Ayes: 10 - Ammiano, Becerril, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Absent: 1 - Bierman

000244 [Appropriating \$1,788,089, Department of Elections, to off-set cost of 1999 December run-off, and to update voter files]

Supervisors Newsom, Bierman, Katz

Ordinance appropriating \$1,788,089 (\$1,606,602 from the General Fund Reserve and \$181,487 from various governmental revenues) for salaries, fringe benefits, other current expenses, materials and supplies, and equipment for the Department of Elections for Fiscal Year 1999-2000. (Controller)

(Fiscal impact.)

Supervisor Katz requested to be added as co-sponsor.

PASSED, ON FIRST READING by the following vote:

Ayes: 10 - Ammiano, Becerril, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Absent: 1 - Bierman

000272 [Appropriating \$600,000 for the clean-up project to remove 2,000 tons of contaminated debris from the 17 acres of PUC-Water Department bayside property leased to Peninsula Sportman's Club]

Ordinance appropriating \$600,000 of Water Fund balance to fund initial clean-up activities of San Francisco Public Utilities Commission Bayside property located west of the Dumbarton Bridge, for fiscal year 1999-2000; placing \$505,368 on reserve. (Controller)

(Fiscal impact.)

PASSED, ON FIRST READING by the following vote:

Ayes: 10 - Ammiano, Becerril, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Absent: 1 - Bierman

000271 [Appropriating \$508,000, Trial Court, to pay for increased costs of indigent defense in adult criminal and juvenile delinquency cases]

Ordinance appropriating \$508,000 from the General Fund Reserve to fund the increased costs of indigent defense in adult criminal and juvenile delinquency cases for the trial court for Fiscal Year 1999-2000, providing for ratification of action previously taken, placing \$254,000 on reserve. (Controller)

(Fiscal impact.)

PASSED, ON FIRST READING by the following vote:

Ayes: 10 - Ammiano, Becerril, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee
Absent: 1 - Bierman

000273 [Appropriating \$507,025 for the 1999-2000 Joint Powers Board Caltrain Capital Plan] Supervisor Newsom

Ordinance appropriating \$507,025 to General City Responsibility, payments to other governments, and rescinding \$507,025 from lease-purchase, to provide funds for San Francisco's share of the capital improvement budget at the Peninsula Corridor Joint Powers Board, for fiscal year 1999-2000. (Controller)

(Fiscal impact.)

PASSED, ON FIRST READING by the following vote:

Ayes: 10 - Ammiano, Becerril, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee
Absent: 1 - Bierman

000275 [Establishing monthly contribution to Health Service Trust Fund by City and County, Unified School District, and Community College District for fiscal year 2000-2001]

Resolution establishing monthly contribution amount to Health Service Trust Fund. (Human Resources Department)

Resolution No. 198-00

ADOPTED by the following vote:

Ayes: 10 - Ammiano, Becerril, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee
Absent: 1 - Bierman

Recommendation of Housing and Social Policy Committee**991827 [Color Tires]**

Supervisors Teng, Yaki, Kaufman, Ammiano, Bierman, Becerril, Katz, Leno, Brown

Ordinance amending Police Code by adding Article 42A (Sections 4200A.1 through 4200A.4) prohibiting the sale of tires with colored treads and making manufacturers strictly liable for costs related to the clean-up of graffiti caused by tires with colored treads.

(Adds Sections 4200A.1 through 4200A.4.)

Supervisor Teng presented an amendment of the whole which deleted reference to a ban on the sale of tires with colored treads.

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

Ayes: 10 - Ammiano, Becerril, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee
Absent: 1 - Bierman

Ordinance amending Police Code by adding Article 42A (Sections 4200A.1 and 4200A.2) making manufacturers strictly liable for costs related to the clean-up of graffiti caused by tires with colored treads.

(Adds Sections 4200A.1 and 4200A.2.)

Supervisor Brown requested to be added as co-sponsor.

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 10 - Ammiano, Becerril, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee
Absent: 1 - Bierman

Recommendations of the Public Health and Environment Committee

**000241 [Hazardous Materials Advisory Committee]
Supervisors Bierman, Brown**

Ordinance amending Health Code Section 1103 to reduce the membership of the Hazardous Materials Advisory Committee from 21 members to 14 members; and by amending Section 1103.1 to delete provisions relating to original composition of committee.

(Amends Sections 1103 and 1103.1.)

Supervisor Brown requested to be added as co-sponsor.

PASSED, ON FIRST READING by the following vote:

Ayes: 10 - Ammiano, Becerril, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee
Absent: 1 - Bierman

**000145 [State grant to address prison and jail overcrowding by providing appropriate substance abuse treatment and other assistance to alcohol/drug offenders who violated their conditions of parole.]
Supervisor Newsom**

Resolution authorizing the Department of Public Health, Population Health and Prevention Division, Community Substance Abuse Services, to accept retroactively and expend grant funds of \$367,942 from the California Department of Alcohol and Drug Programs for the Drug Court Partnership Program and to enter into an agreement which does not include patent infringement indemnification and false claims clauses; providing for ratification of action previously taken. (Public Health Department)

Supervisor Newsom requested to be added as sponsor.

Resolution No. 194-00

ADOPTED by the following vote:

Ayes: 10 - Ammiano, Becerril, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee
Absent: 1 - Bierman

000188 [Approving a subcontract with the UCSF to designate the Project Director of HIV/STD Prevention Trial study, who will be responsible for the scientific conduct of this project.]

Resolution authorizing the Department of Public Health, the collaborating institution responsible for the scientific conduct of the project entitled "NIMH Collaborative HIV/STD Prevention Trial" to enter into a subcontract in the amount of \$44,144 with the University of California, the primary contractor, which does not include patent infringement indemnification and false claims clauses; retroactive to September 30, 1999. (Public Health Department)

Resolution No. 193-00

Supervisor Teng, seconded by Supervisor Leno, moved to excuse Supervisor Becerril from voting on this matter. The motion carried by the following vote:

Ayes: 10 - Ammiano, Becerril, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee
Absent: 1 - Bierman

ADOPTED by the following vote:

Ayes: 9 - Ammiano, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee
Absent: 1 - Bierman
Excused: 1 - Becerril

000269 [Approving a subcontract with the Family Health International to designate an Executive Committee member for the HIV Prevention Trials Network and liaison to Science Working Group]

Resolution authorizing the Department of Public Health, the collaborating institution in the project entitled "HIV Prevention Trials Network Leadership Group" to enter into a subcontract in the amount of \$7,782 with the Family Health International, the primary contractor, which does not include intellectual property indemnification and false claims clauses; retroactive to September 30, 1999.

Resolution No. 197-00

ADOPTED by the following vote:

Ayes: 10 - Ammiano, Becerril, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee
Absent: 1 - Bierman

Recommendation of the Rules Committee**000111 [Supervisorial Nominations to Board and Commissions]
Supervisor Kaufman**

Ordinance amending Administrative Code by adding Section 2.7, providing that individual supervisorial nominations to boards, commissions or similar bodies be effected by submission of a written nomination and an application completed by the nominee to the Clerk of the Rules Committee.

(Adds Section 2.7.)

PASSED, ON FIRST READING by the following vote:

Ayes: 10 - Ammiano, Becerril, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee
Absent: 1 - Bierman

Appointment of President Pro Tempore

At the request of the President, Supervisor Yaki assumed the Chair for a brief period.

The President resumed the Chair.

PUBLIC COMMENT

Abdalla Megahed, urge public to vote tomorrow, urge supervisors to work on the homeless issues;
Jakkie Bryson, concerned about lack of emergency winter shelter for women;
Robert O'Malley, duty of every citizen to vote, lowest percentage of turnout;
Walter Hoffman, quality of life in the Sunset, sidewalk display, storage and selling spaces on Irving Street, between 20th and 25th Avenues;
Tate Swendell, Todd Swendell, Dave Pasquarelli, Michael Petrellis, Ronnie Berk, commented on articles on AIDS, the World Health Report 1999, health department AIDS report, indicating AIDS cases in San Francisco has dropped;
Larry Edmund, need for housing for homeless students;
Vladimir Maldonado, in memoriam for Hank Tavera, supports Latino community and its fight against AIDS;
Rodney, urge investigation of entertainment district, alcoholic establishments;
Michael Levin, commenting on trend of museum closings and the need for a local history museum;
Sybil Boutilier, urging adoption of gift acceptance resolution for the Public Library.

Recess

The Board, at the hour of 4:16 p.m., took a brief recess.

Reconvening of the Board

The Board, at the hour of 4:17 p.m., reconvened.

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.

000374 [Legislative Analyst Request]
 Supervisor Newsom

Motion asking our Legislative Analyst to examine the structure and cost of information technology within the City and County of San Francisco to make recommendations for improvement.

APPROVED by the following vote:

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

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.

000362 [State Legislation, AB 1796, Grand Jury]**Supervisors Ammiano, Bierman, Newsom, Teng**

Resolution urging the California Senate and Assembly to support and pass Assembly Bill 1796, authored by Assemblyman Lou Papan, amending California Penal Code Section 890 relating to grand juries.

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

Resolution No. 200-00

ADOPTED

000363 [Public Hearing Approval, Grant Anticipation Note Program]**Supervisor Katz**

Resolution authorizing the Peninsula Corridor Joint Powers Board to increase the grant anticipation note program by \$99,000,000 in principal amount resulting in a total aggregate principal amount not to exceed \$222,500,000.

Resolution No. 201-00

ADOPTED

000364 [Global Women's Strike]**Supervisors Ammiano, Brown, Katz, Yaki, Bierman, Teng**

Resolution recognizing the significant contributions women have made to San Francisco and supporting the Global Women's Strike for a new millennium which values all women's work and women's lives and further urging the President of the United States as well as the Congress and House of Representatives of the United States to enact and pass legislation designating March 8th as a paid public holiday in honor of International Women's Day.

Supervisor Teng requested to be added as co-sponsor.

Resolution No. 202-00

ADOPTED

000365 [Commendation]**Supervisors Leno, Kaufman, Katz, Bierman, Newsom, Teng, Becerril, Brown**

Resolution commending Rita Semel of the Jewish Community Relations Council for her outstanding work with charitable causes.

Supervisors Newsom, Teng, Becerril, Brown requested to be added as co-sponsors.

Resolution No. 203-00

ADOPTED

000366 [Commendation]**Supervisors Leno, Bierman, Newsom, Teng, Brown, Katz**

Resolution commending Bay Area musicians Carlos Santana, Michael Tilson Thomas and the San Francisco Symphony, Metallica, Chanticleer, and Walter Afanasieff for their recent Grammy wins.

Supervisors Newsom, Teng, Brown, Katz requested to be added as co-sponsors.

Resolution No. 204-00

ADOPTED

000367 [Commendation]
Supervisors Becerril, Bierman, Newsom, Teng, Katz

Resolution commending Carlos Santana for his success at the Grammy's, his outstanding musical achievements for the past 30 years, and his public service and support to San Francisco community organizations.

Supervisors Newsom, Teng, Katz requested to be added as co-sponsors.

Resolution No. 205-00

ADOPTED

000368 [Proclamation]
Supervisors Ammiano, Teng, Becerril, Katz

Resolution proclaiming March 30, 2000 as "Speak Up For Kids Day At City Hall" in the City and County of San Francisco.

Supervisors Ammiano, Teng, Becerril, Katz requested to be added as co-sponsors.

Resolution No. 206-00

ADOPTED

The foregoing items were acted upon by the following vote:

Ayes: 10 - Ammiano, Becerril, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Absent: 1 - Bierman

Severed From For Adoption Without Committee Reference Agenda

000361 [Dr. Laura Schlessinger]
Supervisors Leno, Bierman, Kaufman, Becerril, Katz, Teng, Brown, Newsom, Yee, Yaki, Ammiano

Resolution urging Dr. Laura Schlessinger to refrain from making inaccurate statements about gays and lesbians that incite violence and hate; urging Paramount and ABC to discontinue airing the show if inaccurate statements continue; and urging Paramount and ABC to give equal air time to shows that accurately depict the truth about homosexuality and the lives of gays and lesbians.

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

Resolution No. 199-00

SEVERED FROM FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA.

Supervisor Leno presented an amendment of the whole (technical amendment).

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

Ayes: 10 - Ammiano, Becerril, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Absent: 1 - Bierman

Supervisor Ammiano requested to be added as co-sponsor.

ADOPTED AS AMENDED by the following vote:

Ayes: 10 - Ammiano, Becerril, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Absent: 1 - Bierman

IMPERATIVE AGENDA

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

[Serious Injury Finding]

Motion that the Board find that for the resolution(s) being considered at this time "the need to take action is so imperative as to threaten serious injury to the public interest if action is deferred to a later meeting."

Supervisor Yaki, seconded by Supervisor Yee, moved ADOPTION of the serious injury finding. The motion carried by the following vote:

Ayes: 10 - Ammiano, Becerril, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee
Absent: 1 - Bierman

[Purely Commendatory Finding]

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

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

Ayes: 10 - Ammiano, Becerril, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee
Absent: 1 - Bierman

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

Ayes: 10 - Ammiano, Becerril, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee
Absent: 1 - Bierman

Imperative Resolutions

000387 [Commendation]
Supervisors Leno, Katz, Kaufman, Bierman, Teng

Resolution commending Jewish Family and Children's Services on its 150th Anniversary and proclaiming March 11, 2000 "Jewish Family and Children's Services Day" in San Francisco.

Supervisor Leno presented for immediate adoption.

Resolution No. 207-00

Supervisor Yaki, seconded by Supervisor Yee, moved that this Resolution be ADOPTED. The motion carried by the following vote:

Ayes: 10 - Ammiano, Becerril, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee
Absent: 1 - Bierman

000388 [Commendation]
Supervisor Yee

Resolution commending the life of Selig Arthur Gellert.

Supervisor Yee presented for immediate adoption.

Resolution No. 208-00

Supervisor Yaki, seconded by Supervisor Yee, moved that this Resolution be ADOPTED. The motion carried by the following vote:

Ayes: 10 - Ammiano, Becerril, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee
Absent: 1 - Bierman

000389 [Gift]
Supervisor Ammiano

Resolution authorizing the City Librarian to accept and expend a gift in the amount of \$31,092 from the Friends and Foundation of the San Francisco Public Library to procure and install telecommunications equipment and collection materials for the new Ocean View Branch Library.

Supervisor Ammiano presented for immediate adoption.

Resolution No. 209-00

Supervisor Yaki, seconded by Supervisor Yee, moved that this Resolution be ADOPTED. The motion carried by the following vote:

Ayes: 10 - Ammiano, Becerril, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee
Absent: 1 - Bierman

OFF-AGENDA LEGISLATION

Introduced by Supervisors or Mayor

Ordinances

- 000390** [Use of calls for emergency medical services in suspension hearings for place of entertainment and extended hours premises permits]
Supervisors Leno, Bierman

Ordinance amending Police Code Article 15.1, Section 1060.20 and Article 15.2 Section 1070.17 to prohibit the Chief of Police from using calls for ambulances or other emergency medical services in permit suspension hearings for places of entertainment and extended hours premises.

(Amends Article 15.1, Section 1060.20 and Article 15.2 Section 1070.17.)

3/6/00, ASSIGNED UNDER 30 DAY RULE to Small Business, Economic Vitality and Consumer Services Committee, expires on 4/5/2000.

- 000391** [Increasing the rate of taxi meters from \$1.80 per mile to \$2.00 per mile]
Supervisors Newsom, Ammiano, Bierman

Ordinance amending Police Code Section 1135 to raise the mileage rate for taxicab fares from thirty cents (\$0.30) per sixth of a mile to forty cents (\$0.40) per fifth of a mile.

(Amends Section 1135.)

3/6/00, ASSIGNED UNDER 30 DAY RULE to Small Business, Economic Vitality and Consumer Services Committee, expires on 4/5/2000.

- 000392** [Resource Conservation and Recycling Practices]
Supervisors Ammiano, Bierman

Ordinance amending Administrative Code by adding Chapter 21A, imposing requirements on City departments to plan for and improve resource conservation and recycling practices.

(Adds Chapter 21A.)

3/6/00, ASSIGNED UNDER 30 DAY RULE to Public Health and Environment Committee, expires on 4/5/2000.

**000393 [Price Scanners]
Supervisors Ammiano, Bierman**

Ordinance amending Police Code by adding Article 51, Sections 5100 to 5110, requiring a person using a price scanner for commercial purposes to obtain a permit and pay a registration fee; establishing a registration fee; and authorizing establishment of a re-inspection fee.

(Adds Article 51, Sections 5100 to 5110, inclusive.)

3/6/00, ASSIGNED UNDER 30 DAY RULE to Finance and Labor Committee, expires on 4/5/2000.

Resolutions

**000394 [Redevelopment Agency - Living Wage Policy]
Supervisor Ammiano**

Resolution urging the San Francisco Redevelopment Agency to adopt a policy similar to the Living Wage Ordinance.

3/6/00, RECEIVED AND ASSIGNED to Finance and Labor Committee.

**000395 [Digital Divide Task Force]
Supervisor Becerril**

Resolution establishing a Joint Board of Education/Board of Supervisors Digital Divide Task Force to work to ameliorate the digital divide in San Francisco by ensuring greater access to the tools of the digital economy among disadvantaged students and their families and setting forth the membership of the task force.

3/6/00, RECEIVED AND ASSIGNED to Rules Committee.

**000396 [State Legislation, AB 1040]
Supervisors Leno, Bierman, Teng, Brown**

Resolution endorsing continued planning activities for a Long-Term Care Integration Pilot Project (AB 1040) to improve services for older and disabled adults.

3/6/00, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**000397 [Online Accessible City Budget]
Supervisors Newsom, Bierman, Teng**

Resolution urging the Mayor's Budget Office to work with the Department of Telecommunications and Information Services and the Budget Analyst to institute an online accessible City budget and to make the City budget available in disk form for persons requesting or having a need for a copy of the City's budget, including the Board of Supervisors, in time for the 2001-2002 City budget.

3/6/00, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

000398 [Tracking Room Availability and Occupancy in Residential Hotels]
Supervisors Newsom, Leno, Bierman, Teng

Resolution urging the Department of Building Inspection to create a system for tracking room availability and occupancy in all of San Francisco's residential hotels.

3/6/00, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

000399 [Contract - Census 2000]
Supervisors Teng, Newsom, Brown

Resolution authorizing the Department of Administrative Services to enter into an agreement with the State of California and to accept \$74,000 from the State of California to implement a complete and accurate count for Census 2000.

3/6/00, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

000400 [Rehabilitation of Gay Victims under the National Socialist Government]
Supervisors Ammiano, Bierman

Resolution urging the Federal Republic of Germany to annul the sentences of all individuals, particularly gay and lesbian individuals, who were convicted under the Reich Penal Code Section 175 and 175A by the National Socialist Judiciary between 1935 and 1945 and further to include gay, lesbian, bisexual and transgender communities amongst those groups entitled to recognition and full compensation as victims of the National Socialist Government and further to publicly apologize for allowing the 1935 version of the Reich Penal Code Paragraph 175 to remain unchanged until 1969.

3/6/00, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

000401 [INS Operating during the Census]
Supervisors Ammiano, Bierman, Newsom

Resolution urging the San Francisco District of the Immigration and Naturalization Services (INS) to consider sending a well-publicized message to the immigrant community in San Francisco that INS raids will not be pursued during the Census 2000 count and to otherwise maintain a low profile during the count.

3/6/00, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

000402 [Columbus Savings Bank Building]
Supervisors Becerril, Bierman, Newsom, Brown

Resolution recognizing the architectural historical value and initiating landmark designation of the Columbus Savings Bank Building at 700 Montgomery Street.

3/6/00, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**000403 [Bob Jones University]
Supervisor Becerril**

Resolution condemning the past and present discriminatory practices prevalent at Bob Jones University and commending the University for positive changes.

3/6/00, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**000404 [Commendation]
Supervisors Leno, Newsom, Bierman**

Resolution commending Bread and Roses on its 25th Anniversary and proclaiming March 20, 2000 "Bread and Roses Day" in San Francisco.

3/6/00, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**000405 [Commendation]
Supervisors Teng, Leno, Newsom, Brown**

Resolution commending Marin Day Schools on their eighteenth anniversary of providing high quality child care and early childhood education to Bay Area children and families and declaring May 6, 2000, to be "Marin Day Schools Day" in San Francisco.

3/6/00, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**000406 [Commendation]
Supervisor Teng**

Resolution commending Patricia Siegel for her commitment to the children and families of San Francisco and to children and families throughout the State of California and declaring March 6, 2000, to be "Patricia Siegel Day" in San Francisco.

3/6/00, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**000407 [Commendation]
Supervisors Brown, Bierman, Teng**

Resolution commending the Thirty-Fifth Anniversary of the Selma March known as "Bloody Sunday".

3/6/00, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**000408 [Commendation]
Supervisors Brown, Bierman**

Resolution commending efforts made by the American Red Cross, Bay Area Chapter, and the San Francisco Black Chamber of Commerce for their efforts to assist flood victims in Mozambique.

3/6/00, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**000409 [Commendation]
Supervisors Katz, Leno, Bierman, Ammiano**

Resolution commending StopDrLaura.Com and the hardworking web activists who created it and maintain it. 3/6/00, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

**000410 [Taxi medallions]
Supervisor Newsom**

Hearing to consider the number of outstanding corporate taxi medallions, the conditions upon which those medallions must be surrendered to the City and County of San Francisco, the expected timeline for these medallions to revert to individual holders, and the effect that this process has on small business, economic vitality and consumers.

3/6/00, RECEIVED AND ASSIGNED to Small Business, Economic Vitality and Consumer Services Committee.

**000411 [City workers]
Supervisor Yee**

Hearing to consider the treatment and cost of custodial staff and other related service workers, in City Hall. 3/6/00, RECEIVED AND ASSIGNED to Finance and Labor Committee.

**000412 [Three Year Budget Projection Joint Report]
Supervisor Yee**

Hearing to consider the Three Year Budget Projection joint report which has been prepared by the Board of Supervisors' Budget Analyst, the Controller, and the Mayor's budget director.

3/6/00; RECEIVED AND ASSIGNED to Finance and Labor Committee. Sponsor requests this matter be considered at the March 15, 2000 meeting.

**000413 [Quality of Life - 24th Street and Mission corridor]
Supervisor Ammiano**

Hearing to examine the quality of life and economic development of the 24th Street and Mission corridor which spans from 18th Street to Cesar Chavez and from Potrero to Guerrero Streets.

3/6/00, RECEIVED AND ASSIGNED to Finance and Labor Committee.

**000414 [Pac Bell Park]
Supervisor Becerril**

Hearing to consider MUNI's plans for public transportation to and from Pac Bell Park, including express bus service, routes and major transfer points; to ensure efficient movement of pedestrians and vehicular traffic to, from and around Pac Bell Park; to assess any plans by the Department of Parking and Traffic for parking zones in neighborhoods near Pac Bell Park and what actions are being taken to prevent a loss of parking for neighborhood residents by Pac Bell Park visitors; and to inform the public on the best means of traveling to and from Pac Bell Park.

3/6/00, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.

Motions

**000415 [Needle Exchange Emergency]
Supervisors Bierman, Teng, Ammiano, Yaki, Kaufman, Katz, Brown, Newsom, Yee, Leno, Becerril**

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

3/6/00, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Introduced by the President at the Request of Departments

PROPOSED ORDINANCES

000379 [Implementing the provisions of MOU between MEA and Superior Court for the period 10/1/99 through 9/30/01]

Ordinance implementing the provisions of the Memorandum of Understanding between the Superior Court of California, County of San Francisco and the Municipal Executives Association. (Superior Courts)

2/28/00, RECEIVED AND ASSIGNED to Finance and Labor Committee.

000380 [Establishing rates of pay and other economic benefits for various unrepresented classes in the Superior Court effective 10/1/99 through 9/30/00]

Ordinance setting the rates of compensation and other economic benefits for certain management classifications of persons employed by the Superior Court of California, County of San Francisco. (Superior Courts)

2/28/00, RECEIVED AND ASSIGNED to Finance and Labor Committee.

000381 [Salary rate change for Pro Tem Commissioner in the Superior Court]

Ordinance setting the rate of compensation for Superior Court Classification 0256 (Pro Tem Commissioner) employed on an "as needed" basis by the Superior Court of California, County of San Francisco. (Superior Courts)

2/28/00, RECEIVED AND ASSIGNED to Finance and Labor Committee.

PROPOSED RESOLUTIONS

- 000350** [Continuing grant from the State Board of Corrections to train Sheriff, Adult and Juvenile Probation Officers to improve and standardize the skill of these officers from entry-level staff to department heads]
Resolution authorizing the Sheriff's Department, Adult Probation Department and Juvenile Probation Department of the City and County of San Francisco to apply for, accept and expend \$523,000.00 in funds from the State of California Board of Corrections for the Standards and Training of Local Corrections and Probation Officers Programs; stipulating adherence to standards for recruitment and training established by the Board of Corrections, waiving any indirect costs. (Sheriff)
3/1/00, RECEIVED AND ASSIGNED to Housing and Social Policy Committee.
- 000351** [Authorizing DPH to enter into a subcontract agreement with Continuum HIV Day Services, the primary contractor, to provide home health services]
Resolution authorizing the Department of Public Health, Community Health Network, Health at Home Agency, to enter into a subcontract agreement in the amount of approximately \$15,000 per year to provide home health services to Continuum HIV Day Services, the primary contractor, which does not include intellectual property indemnification and false claim clauses; retroactive to January 10, 2000. (Public Health Department)
2/25/00, RECEIVED AND ASSIGNED to Public Health and Environment Committee. Department requests this matter be calendared at the March 9, 2000 meeting.
- 000353** [Grant from the Community Endowment for the Partner Support Program II, a 3-year comprehensive teen pregnancy prevention program at Balboa High School]
Resolution authorizing the Department of Public Health, Community Health Network, Primary Care, to accept retroactively and expend a grant in the amount of \$370,185 from the Community Endowment, for the Partner Support Program II at Balboa High School and to enter into an agreement which does not include intellectual property indemnification and false claims clauses; providing for ratification of action previously taken. (Public Health Department)
2/28/00, RECEIVED AND ASSIGNED to Public Health and Environment Committee. Department requests this matter be calendared at the March 23, 2000 meeting.

Requests Granted

From: Supervisor Ammiano

To: Director, Municipal Railway; Chief of Police

Requesting/Inquiring: To report on the hate crime and assault committed on Neal Goodwin and Budi Kirana by unidentified assailants on October 23, 1999 on a 19 Polk Muni line as follows: (1) verification of the facts of the incident that Neal Goodwin and Budi Kirana were riding the 19 Polk line on October 23, 1999 between 4:00 and 5:00 p.m. and that Lujana Jones was the driver of the bus (2) how Muni responded on October 23, 1999, to address the issue (3) whether or not police reports were filed and if there were how did San Francisco Police Department respond (4) how Muni will respond to the litigation that has been filed (5) what protocols are in place when crime and vandalism is being committed on Muni bus lines (6) what is the obligation of the driver to enhance the safety and security of passengers without endangering their own lives (7) what protocols has been established between Muni and SFPD to address incidents of crime and vandalism which occur on Muni bus lines and (8) what protocols are in place to assist passengers who are witnesses to crimes being committed on Muni.

From: Supervisor Ammiano

To: Directors of Department of Public Health, Department of Human Services, Recreation and Park Department, Chief of Police, Municipal Railway, Mayor's Office of Housing, Code Enforcement Task Force, Department of Public Works

Requesting/Inquiring: To notify the Directors of hearing called to examine the quality of life and economic development of the 24th Street and Mission corridor, which spans from 18th Street to Cesar Chavez and from Potrero to Guerrero Streets to determine what role the City and County of San Francisco can play regarding (1) preserve and increase the availability of low and middle income housing (2) examine the status of small businesses and ways to preserve and enhance the diversity of the area (3) increase and/or augment the availability and accessibility of substance abuse treatment programs (4) increase and/or augment bilingual services for families such as mental health services, services for newly arrived immigrants, how to cope with intergenerational and cross cultural conflicts (5) increase and/or augment services for infants and children such as free or low cost medical and dental screening, pre-school and after-school programs, and recreational activities (6) increase and/or augment the availability programs for the homeless (7) preserve the diverse and working class character of the neighborhood (8) examine efforts to improve public safety especially with respect to violent crimes, robbery, sexual assault, and hate crimes (9) examine existing programs for youth issues especially gang prevention, youth employment and training, recreational and cultural activities, after-school programs and tutoring services (10) improve and augment public transportation, traffic congestion, pedestrian safety and alternative modes of transportation (11) examine the status of parks and open space (12) improve street sanitation and cleanliness as well as maintenance of City owned trees and shrubs. File 000413.

From: Supervisor Becerril

To: City Attorney

Requesting/Inquiring: To draft, in consultation with the Department of Consumer Assurance, legislation to regulate coin-operated laundry facilities in public laundromats and in communal areas of apartment buildings, calling for regular inspection of machines, standards for machine quality, fees assessed to pay for inspections, postings on machines with Department of Consumer Assurance contacts and adequate facilities for disabled consumers.

From: Supervisor Brown

To: All City Agencies and Community-based Organizations receiving City funding that provide services to the homeless

Requesting/Inquiring: To provide report detailing exactly what services are offered to the City's homeless population and to change the nomenclature used to describe venues where the homeless population may receive temporary shelter from "homeless shelters" to "cooperative living programs."

In Memoriams

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

Phillip Michael Curbo (Supervisor Ammiano)

Johnnie "Jimbo" Edwards (Supervisor Bierman)

Charles C. Gensler (Supervisor Kaufman)

Kate Hallisy (Supervisor Teng)

Ron Johnson (Supervisor Ammiano)

Stuart Matis (Supervisor Leno)

Dr. William Newsom (Supervisor Newsom)

Henry "Hank" Tavera (Supervisors Leno, Katz, Ammiano)

ADJOURNMENT

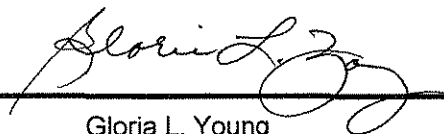
There being no further business, the Board at the hour of 4:32 p.m adjourned.

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 April 10, 2000.

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

