

BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

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

MEETING MINUTES

Tuesday, February 22, 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, Ammiano

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, Sue Bierman, Amos Brown, Barbara Kaufman, Mark Leno, Gavin Newsom, Mabel Teng, Michael Yaki, Leland Y. Yee.

Members Absent: Leslie Katz.

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 2:00 p.m. On call of the roll, the following Supervisors were noted absent:

Supervisors Becerril, Katz, Leno - 3.

Quorum present.

Supervisor Becerril was noted present at 2:01 p.m.

Supervisor Katz was excused. (See infra.)

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

Supervisor Katz Excused from Attendance

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

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

APPROVAL OF MEETING MINUTES

Supervisor Teng, seconded by Supervisor Yaki, moved to APPROVE the January 24, 2000 Meeting Minutes. The motion carried by the following vote:

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

AGENDA CHANGES

Supervisor Becerril indicated she intends to move to continue the six items concerning landmarking the Doggie Diner sign and site when the matter is called before the Board. See infra.

CONSENT AGENDA

Recommendation of the Finance and Labor Committee

- 000107 [Approval of 10-year lease with Information Network Radio, Inc. for Roundhouse One Building, 1500 Sansome Street at The Embarcadero]
Resolution approving lease agreement with Information Network Radio, Inc. and the City and County of San Francisco operating by and through the San Francisco Port Commission for Roundhouse One Building, at Sansome and The Embarcadero, San Francisco, California. (Port)
Resolution No. 137-00
ADOPTED

Recommendation of the Housing and Social Policy Committee

- 000174 [Continuing grant from the State Office of Criminal Justice Planning to fund one prosecutor (existing attorney position) to handle cases of domestic violence, sexual assault and stalking against elderly women]
Supervisor Newsom
Resolution authorizing the District Attorney of the City and County of San Francisco to retroactively apply for, accept and expend funds made available through the Office of Criminal Justice Planning for a project entitled "Violence Against Women Vertical Prosecution - Elder Abuse" and waiving indirect costs due to funding constraints. (District Attorney)
Supervisor Newsom requested to be added as sponsor.
Resolution No. 161-00
ADOPTED

Recommendations of the Public Health and Environment Committee

- 000135 [State grant fund to be used for installing rubber matting made from recycled tires in playgrounds in San Francisco.]
Supervisor Newsom
Resolution authorizing the Mayor's Office of Community Development to apply, accept and expend, up to \$25,000 in Tire Recycling Grant Funds from the California Integrated Waste Management Board (CIWMB); waiving indirect costs. (Mayor)
Supervisor Newsom requested to be added as sponsor.
Resolution No. 159-00
ADOPTED

- 000136 [Authorizing DPH to accept and expend a grant from Harvard to establish an active firearm injury-related surveillance program]
Resolution authorizing the Department of Public Health, Population Health and Prevention, Community Health Promotion and Prevention, to accept retroactively and expend a grant in the amount of \$48,649 from the President and Fellows of Harvard College, Office for Sponsored Research (Harvard), for the Violent Injury Research Project: San Francisco Firearm Injury Surveillance System and to enter into an agreement which includes indemnification, binding arbitration, and rights in data clauses and which does not include patent infringement indemnification and false claims clauses; providing for ratification of action previously taken. (Department of Public Health)
- Resolution No. 157-00
ADOPTED

Recommendations of the Rules Committee

- 000180 [Appointment]
Resolution appointing seven members to the Sustainable Funding for School Arts and Music Task Force, waiving residency requirement.
- Jamar Grundy, Seat 1, at-large member who shall be a student in the San Francisco Unified School District, new term to be determined;
Gail Baugh, Seat 2, at-large member who shall be a parent of a student in the San Francisco Unified School District, new term to be determined;
Robert Landis, Seat 3, at-large member who shall be a teacher in the San Francisco Unified School District, new term to be determined;
Marlene Sarizky, Seat 4, at-large member representing the interests of the business community, new term to be determined;
Larry Harper, Seat 5, at-large member representing the interests of the philanthropic community, new term to be determined;
Margaret Brodtkin, Seat 6, at-large member representing a youth advocacy organization, new term to be determined;
Brenda Berlin, Seat 7, at-large member representing an arts advocacy organization, new term to be determined.
- Resolution No. 163-00
ADOPTED
- 000280 [Appointment]
Resolution appointing two members to the Veterans Affairs Commission.
- George Gibbs, Seat 6, succeeding himself, must be a veteran with a physical disability arising from military service, new four-year term ending January 31, 2004;
Glenn Raswyck, Seat 9, succeeding himself, must be an at-large appointment, new four year-term ending January 31, 2004.
- Resolution No. 171-00
ADOPTED

000281 [Appointment]

Resolution appointing one member to the Lead Hazard Reduction Citizens Advisory Committee.

Alice Bussiere, Seat 5, succeeding herself, must represent child care, new four-year term ending December 22, 2003.

Resolution No. 172-00

ADOPTED

000282 [Appointment]

Resolution appointing three members to the Hazardous Materials Advisory Committee.

Peter Demos, Seat 3, succeeding, Doug Kern, must represent industry, unexpired portion of four-year term ending July 31, 2000;

Doug Kern, Seat 13, succeeding Barney Popkin, must represent environmental organization, unexpired portion of four-year term ending July 1, 2001;

Darwin Helmuth, Seat 19, succeeding Alice Glasner, must represent the Department of City Planning, unexpired portion of four-year term ending July 1, 2002.

Resolution No. 173-00

ADOPTED

000283 [Appointment]

Resolution appointing two members to the Advisory Council to the Commission on Aging.

Ernestine McGoldrick, Seat 7, succeeding herself, must be nominee of Supervisor Leno, new two-year term ending March 31, 2000.

William F. Hollabaugh, Seat 11, succeeding himself, must be nominee of Supervisor Ammiano, new two-year term ending March 31, 2001.

Resolution No. 174-00

ADOPTED

Recommendations of the Transportation and Land Use Committee**000008 [Amending Traffic Code 3.6.1 regarding San Francisco Downtown Core, the area surrounded by and including Washington, Stockton, 4th, and King Streets and The Embarcadero]
Supervisor Newsom**

Ordinance amending Traffic Code by amending Section 3.6.1, regarding the Downtown Core boundaries.
(Department of Parking and Traffic)

(Amends Section 3.6.1.)

Ordinance No. 34-00

FINALLY PASSED

000017 [Tour Bus Loading Zones]

Ordinance amending Article 3, Chapter XI, Part II of the San Francisco Municipal Code (Traffic Code) by adding Section 66, regarding tour bus loading zones, and amending Section 71b, regarding towing of vehicles obstructing the normal flow of traffic. (Department of Parking and Traffic)

(Adds Section 66; amends Section 71b.)

Ordinance No. 35-00

FINALLY PASSED

000147 [Approving recommendation of the City Engineer concerning acceptance of Dolores Terrace for maintenance purposes]

Ordinance accepting for purposes of maintenance Dolores Terrace, subject to specified limitations, pursuant to California Streets and Highways Code Section 1806, San Francisco Administrative Code Section 1.52, and Department of Public Works Order No. 172,106. (Department of Public Works)

Ordinance No. 36-00

FINALLY PASSED

The foregoing items were acted upon by the following vote:

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

Absent: 1 - Katz

REGULAR AGENDA**UNFINISHED BUSINESS****Appointment of President Pro Tempore**

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

The President resumed the Chair shortly thereafter.

From the Clerk

(Only one of the following two motions should be adopted.)

992111 [Landmark Appeal, 2750 Sloat Boulevard (Doggie Diner Sign and Site)]

Motion approving decision of the Planning Commission by its Resolution No. 14915, disapproving the proposal to designate the Doggie Diner Sign, and site at 2750 Sloat Boulevard containing the Carousel Restaurant building as a landmark pursuant to Article 10 of the Planning Code. (Clerk of the Board)

Supervisor Yaki requested this matter be continued to February 28, 2000.

Supervisor Yaki, seconded by Supervisor Brown, moved that this Motion be CONTINUED. The motion carried by the following vote:

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

Noes: 1 - Ammiano

Absent: 1 - Katz

992112 [Landmark Appeal, 2750 Sloat Boulevard (Doggie Diner Sign and Site)]

Motion disapproving decision of the Planning Commission by its Resolution No. 14915, disapproving the proposal to designate the Doggie Diner Sign, and site at 2750 Sloat Boulevard containing the Carousel Restaurant building as a landmark pursuant to Article 10 of the Planning Code.

Supervisor Yaki requested this matter be continued to February 28, 2000.

Supervisor Yaki, seconded by Supervisor Brown, moved that this Motion be CONTINUED. The motion carried by the following vote:

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

Noes: 1 - Ammiano

Absent: 1 - Katz

992218 [Landmark Designation, Doggie Diner Sign and Carousel Building at 2750 Sloat Boulevard]

Ordinance designating the Doggie Diner Sign and site at 2750 Sloat Boulevard, as Landmark No. 212 pursuant to Article 10, Sections 1004 and 1004.4 of the Planning Code.

Supervisor Yaki requested this matter be continued to February 28, 2000.

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

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

Noes: 1 - Ammiano

Absent: 1 - Katz

(Only one of the following two motions should be adopted.)**992200 [Landmark Appeal, 2750 Sloat Boulevard (Doggie Diner Sign)]**

Motion approving decision of the Planning Commission by its Resolution No. 14915, disapproving the proposal of the Landmarks Preservation Advisory Board to designate the Doggie Diner Sign at 2750 Sloat Boulevard as a landmark pursuant to Article 10 of the Planning Code.

Supervisor Yaki requested this matter be continued to February 28, 2000.

Supervisor Yaki, seconded by Supervisor Brown, moved that this Motion be CONTINUED. The motion carried by the following vote:

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

Noes: 1 - Ammiano

Absent: 1 - Katz

992201 [Landmark Appeal, 2750 Sloat Boulevard (Doggie Diner Sign)]

Motion disapproving decision of the Planning Commission by its Resolution No. 14915, disapproving the proposal of the Landmarks Preservation Advisory Board to designate the Doggie Diner Sign at 2750 Sloat Boulevard as a landmark pursuant to Article 10 of the Planning Code.

Motion failed adoption.

Supervisor Yee, seconded by Supervisor Newsom, moved that this Motion be APPROVED. The motion FAILED by the following vote:

Ayes: 5 - Ammiano, Bierman, Leno, Newsom, Yee
Noes: 5 - Becerril, Brown, Kaufman, Teng, Yaki
Absent: 1 - Katz

992221 [Landmark Designation, Doggie Diner Sign at 2750 Sloat Boulevard]

Ordinance designating the Doggie Diner Sign at 2750 Sloat Boulevard, as Landmark No. 212 pursuant to Article 10, Sections 1004 and 1004.4 of the Planning Code.

Supervisor Yaki requested this matter be continued to February 28, 2000.

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

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

Recommendation of the Small Business, Economic Vitality and Consumer Services Committee**991878 [Regulations for Rodeo Exhibits and Shows]**

Supervisors Leno, Bierman

Ordinance amending Police Code Section 1020 to require that a qualified veterinarian be present at all times during rodeo exhibitions and shows, animals be used in humane events only, and notification be sent to the Commission on Animal Control and Welfare of proposed events.

(Amends Section 1020.)

Supervisor Becerril dissenting in Committee.

Supervisor Leno moved to amend page two, lines 10 and 11 by deleting "steer wrestling, calf roping,"

Supervisor Leno, seconded by Supervisor Brown, moved that this Ordinance be AMENDED. The motion carried by the following vote:

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

PASSED ON FIRST READING AS AMENDED by the following vote:

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

NEW BUSINESS**Recommendations of the Finance and Labor Committee**

000068 [Authorizing the creation of a new account in the City Treasury for the deposit of Tobacco Settlement Revenue]

Ordinance amending Administrative Code by adding Section 10.117-90 establishing the Tobacco Settlement Revenue Account. (City Attorney)

(Adds Section 10.117-90. Companion measure to File 000069)

PASSED, ON FIRST READING by the following vote:

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

000144 [Selling of tax-defaulted (longer than 5 years) real property at public auction]

Resolution authorizing the Tax Collector to sell at public auction certain parcels of tax-defaulted real property. (Treasurer-Tax Collector)

Resolution No. 160-00

ADOPTED by the following vote:

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

From Housing and Social Policy Committee Without Recommendation

000151 [Pedestrian Decoy Program]
Supervisors Katz, Leno

Resolution urging the San Francisco Police Department and the Department of Parking and Traffic to establish a pedestrian decoy program to reduce the number of violations of pedestrian's right-of-way and decrease the number of pedestrian injuries and fatalities.

At the request of Supervisor Katz, Supervisor Leno moved to continue this matter to February 28, 2000.

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

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

Recommendation of the Public Health and Environment Committee

000176 [Authorizing DPH to enter into a subcontract agreement with UC Berkeley to provide data and consultation in connection with mental health services research]

Resolution authorizing the Department of Public Health, Population Health and Prevention, Community Mental Health Services, to enter retroactively into a subcontract in the amount of \$4,652 with the University of California (Berkeley), the primary contractor, to provide data and consultation for a study of the cultural appropriateness of the instruments and approaches being used by community mental health services to measure performance indicators, client outcomes, and satisfaction which does not include patent infringement indemnification and false claims clauses; waiving indirect costs. (Department of Public Health)

Resolution No. 162-00

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

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

ADOPTED by the following vote:

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

Recommendation of the Rules Committee

000112 [Board Meeting Schedule]
Supervisor Ammiano

Resolution revising the regular meeting schedule of the Board of Supervisors by canceling the July 3, 2000, November 27, 2000 and December 26, 2000 meetings and by canceling all Board and Committee meetings from August 29 through September 17, 2000.

Resolution No. 158-00

ADOPTED by the following vote:

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

Appointment of President Pro Tempore

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

The President resumed the Chair shortly thereafter.

Supervisor Kaufman, seconded by Supervisor Becerril, moved that the Board of Supervisors vote on the six appointments by a single roll call vote.

The motion carried by the following vote:

Ayes: 6 - Becerril, Bierman, Brown, Kaufman, Teng, Yaki.

Noes: 4 - Ammiano, Leno, Newsom, Yee.

Absent: 1 - Katz

Supervisor Newsom requested the matters be considered seriatim.

From Rules Committee Without Recommendation

000190 [Appointment - Municipal Transportation Agency]

Resolution confirming the appointment of Michael Casey to the Board of Directors of the Municipal Transportation Agency for a term commencing March 1, 2000. (Mayor)

Resolution No. 164-00

ADOPTED by the following vote:

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

Noes: 1 - Ammiano

Absent: 1 - Katz

000191 [Appointment - Municipal Transportation Agency]

Resolution confirming the appointment of H. Welton Flynn to the Board of Directors of the Municipal Transportation Agency for a term commencing March 1, 2000. (Mayor)

Resolution No. 165-00

ADOPTED by the following vote:

Ayes: 7 - Becerril, Bierman, Brown, Kaufman, Leno, Teng, Yaki

Noes: 3 - Ammiano, Newsom, Yee

Absent: 1 - Katz

000192 [Appointment - Municipal Transportation Agency]

Resolution confirming the appointment of Shirley Breyer Black to the Board of Directors of the Municipal Transportation Agency for a term commencing March 1, 2000. (Mayor)

Resolution No. 166-00

ADOPTED by the following vote:

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

Noes: 1 - Ammiano

Absent: 1 - Katz

000193 [Appointment - Municipal Transportation Agency]
Resolution confirming the appointment of James Bourgart to the Board of Directors of the Municipal Transportation Agency for a term commencing March 1, 2000. (Mayor)

Resolution No. 167-00

ADOPTED by the following vote:

Ayes: 8 - Becerril, Bierman, Brown, Kaufman, Newsom, Teng, Yaki, Yee

Noes: 2 - Ammiano, Leno

Absent: 1 - Katz

000194 [Appointment - Municipal Transportation Agency]
Resolution confirming the appointment of Jose Cisneros to the Board of Directors of the Municipal Transportation Agency for a term commencing March 1, 2000. (Mayor)

Resolution No. 168-00

ADOPTED by the following vote:

Ayes: 8 - Becerril, Bierman, Brown, Kaufman, Leno, Newsom, Teng, Yaki

Noes: 2 - Yee, Ammiano

Absent: 1 - Katz

000195 [Appointment - Municipal Transportation Agency]
Resolution confirming the appointment of Enid Ng Lim to the Board of Directors of the Municipal Transportation Agency for a term commencing March 1, 2000. (Mayor)

Resolution No. 169-00

ADOPTED by the following vote:

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

Noes: 1 - Ammiano

Absent: 1 - Katz

000196 [Appointment - Municipal Transportation Agency]
Resolution confirming the appointment of Cleopatra Vaughns to the Board of Directors of the Municipal Transportation Agency for a term commencing March 1, 2000. (Mayor)

Resolution No. 170-00

ADOPTED by the following vote:

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

Noes: 1 - Ammiano

Absent: 1 - Katz

PUBLIC COMMENT

Abdalla Megahed, grand opening of Red Sea Cafe, to donate \$1 for every \$5 earned to the City to help the homeless;

Shirley Berily, Richard Ow, filed ballot initiative to limit the number of tenancy in common conversion to maintain affordable housing;

Edward Evans, request consideration of closed or open caption of all Board and committee hearings;

Betty McGovern, oppose the one block extension of Davis Street for traffic access, useless, disruptive and offensive;

Semere Mesfun, owner, Red Sea Cafe;

Tate Swendell, AIDS is over, HIV is not the cause for AIDS, India is questioning the use of ATZ for pregnant women, City statistics indicates AIDS cases are down;

Gordan Reynolds, lack of news rack space for neighborhood publications (written statement submitted);

Alex Popovich, concerning reduction in half the allocation of news rack space to publications that publish less often, urge historical preservation consideration.

Note: Written statements presented during public comment are on file in the Office of the Clerk of the Board of Supervisors and are available for review in File 000020.

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.

**000314 [Legislative Analyst Request]
Supervisor Yaki**

Motion asking the Legislative Analyst to analyze and compare the two legislation concerning massage establishments and massage services and delineate the technical and substantive differences between the two ordinances (Files 991965 and 991109). The analysis should be completed by March 1, 2000 or prior to the committee hearing if either ordinance is calendared, whichever occurs first.

APPROVED by the following vote:

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

Absent: 1 - 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.

**000302 [Sustainable Funding for School Arts and Music Task Force]
Supervisors Teng, Leno, Bierman, Brown**

Resolution adding two seats to the Sustainable Funding for School Arts and Music Task Force: an at-large seat who shall be a teacher in the San Francisco Unified School District and an at-large seat who shall be a member of an arts advocacy organization.

Supervisors Bierman, Brown requested to be added as co-sponsors.

Resolution No. 175-00

ADOPTED

**000303 [A Day of Love and Sorrow]
Supervisors Leno, Bierman, Newsom, Teng, Yee, Brown, Yaki, Ammiano, Katz, Becerril**

Resolution being aware of the hundred of individuals who died homeless in our community over the years and declaring February 27, 2000 "A Day of Love and Sorrow, Remembering the 169 Men, Women and Children Who Died Homeless in San Francisco in 1999".

Resolution No. 181-00

ADOPTED

**000304 [Commendation]
Supervisors Brown, Newsom, Teng, Yaki, Bierman**

Resolution commending the Bay Area Urban League, Inc. on its 54 year anniversary.

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

Resolution No. 176-00

ADOPTED

**000305 [Commendation]
Supervisors Brown, Bierman**

Resolution commending the Center for California Studies for its Capital Fellowship Program.

Supervisor Bierman requested to be added as co-sponsor.

Resolution No. 177-00

ADOPTED

**000306 [Commendation]
Supervisors Leno, Bierman, Newsom, Yaki**

Resolution commending the Harvey Milk Institute on its fifth anniversary for the important work it accomplishes in education and community empowerment.

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

Resolution No. 178-00

ADOPTED

000307 [Commendation]
Supervisors Newsom, Yaki, Bierman, Brown

Resolution commending Susan Kim, departing Director of the San Francisco Youth Commission.

Supervisors Yaki, Bierman, Brown requested to be added as co-sponsors.

Resolution No. 179-00

ADOPTED

The foregoing items were acted upon by the following vote:

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

Absent: 1 - Katz

Severed From For Adoption Without Committee Reference Agenda

000308 [Commendation]
Supervisors Becerril, Newsom, Leno

Resolution commending Pathways for Kids for providing mentorship to at risk youth.

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

Resolution No. 180-00

SEVERED FROM FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA.

Supervisor Becerril moved an amendment of the whole bearing same title.

Supervisor Becerril, seconded by Supervisor Kaufman, 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, Bierman, Brown, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Absent: 1 - Katz

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

ADOPTED AS AMENDED by the following vote:

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

Absent: 1 - Katz

000317 [Appointment - Peninsula Corridor Study Joint Powers Board]

Resolution appointing Supervisor Tom Ammiano as a member to the Peninsula Corridor Study Joint Powers Board. (Clerk of the Board)

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

Resolution No. 182-00

SEVERED FROM FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA.

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

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

Absent: 1 - Katz

ADOPTED by the following vote:

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

OFF-AGENDA LEGISLATION**Introduced by Supervisors or Mayor****Ordinances****990252 [Living Wage Ordinance]
Supervisors Ammiano, Bierman**

Ordinance amending the Administrative Code by adding Chapter 12N (Sections 12N.1 through 12N.13) to provide that a prescribed minimum level of compensation (A "Living Wage") be paid to certain employees of parties who enter into contracts for the exclusive use of property owned by the City and County and to certain employees of parties who enter into contracts for the exclusive use of property owned by the City and County; adds Section 20.58.6 to provide that the number of hours of services required of general assistance recipients who are performing services in order to maintain eligibility shall be calculated using the living wage; adds Section 20.77.6 to provide that the maximum number of hours of services required of persons who are performing services in order to maintain eligibility for the monthly PAES stipend shall be calculated using the living wage; and adding Section 70.11 to provide that employees of the In-home Supportive Services Public Authority be paid the living wage.

(Fiscal impact; Adds Sections 12N.1 through 12N.13, 20.58.6 and 20.77.6.)

2/17/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.

5/3/99, SUBSTITUTED. Supervisor Ammiano presented a living wage ordinance.

5/3/99, ASSIGNED UNDER 30 DAY RULE to Finance and Labor Committee, expires on 6/2/1999.

2/22/00, SUBSTITUTED. Submitted by Supervisor Ammiano in Board.

2/22/00, RECEIVED AND ASSIGNED to Finance and Labor Committee.

**000333 [Settlement of Lawsuit, Eminent Domain for Moscone Convention Center Expansion Project]
Supervisor Kaufman**

Ordinance authorizing settlement of litigation of City and County of San Francisco against Main Street California, Inc., dba TGI Friday's for \$1,694,647.

(Fiscal impact; City and County of San Francisco v. WCB More II Limited Partnership, San Francisco Superior Court No. 997-764; filed September 10, 1998.)

2/22/00, RECEIVED AND ASSIGNED to Audit and Government Efficiency Committee. Sponsor requests this item be scheduled for the March 7, 2000 meeting.

**000334 [Settlement of Lawsuit, Eminent Domain for Moscone Convention Center Expansion Project]
Supervisor Kaufman**

Ordinance authorizing settlement of litigation of City and County of San Francisco against Chelsea Development Company, LLC et al. for \$7,840,667.

(Fiscal impact; City and County of San Francisco v. Chelsea Development Co., LLC et al., San Francisco Superior Court No. 997-765; filed September 10, 1998.)

2/22/00, RECEIVED AND ASSIGNED to Audit and Government Efficiency Committee. Sponsor requests this item be scheduled for the March 7, 2000 meeting.

**000335 [Feeding of Wild Birds]
Supervisor Leno**

Ordinance amending Health Code Section 37 to permit the feeding of wild birds.

(Amends Section 37.)

2/22/00, ASSIGNED UNDER 30 DAY RULE to Public Health and Environment Committee, expires on 3/23/2000.

Resolutions

**000329 [Asthma epidemic in Bayview Hunter's Point Community]
Supervisors Brown, Bierman**

Resolution calling for a study of the asthma epidemic in the Bayview Hunter's Point community.

2/22/00, RECEIVED AND ASSIGNED to Public Health and Environment Committee.

**000336 [Grant funds to support the Juvenile Justice Action Plan]
Supervisor Yaki**

Resolution authorizing the Mayor's Criminal Justice Council to accept and expend a grant in the amount of \$474,961 from the U.S. Department of Justice, Office of Juvenile Justice and Delinquency Prevention (OJJDP), to support the implementation of the comprehensive effort to reform the City and County of San Francisco's Juvenile Justice System.

2/22/00, RECEIVED AND ASSIGNED to Housing and Social Policy Committee.

**000337 [Bill and Melinda Gates Grant Funds]
Supervisor Becerril**

Resolution authorizing the Public Library to retroactively accept and expend grants in the amount of \$262,900 from the Bill and Melinda Gates Foundation to purchase computer equipment for 15 neighborhood branch libraries and to equip a public access training lab in the main library.

2/22/00, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.

000338 [San Francisco Junior Tennis League]
Supervisors Teng, Bierman, Brown, Katz, Becerril

Resolution endorsing the establishment and development of a citywide San Francisco Junior Tennis League and urging the Department of Recreation and Parks to work collaboratively with the U. S. Tennis Association, the Youth Tennis Association, the National Junior Tennis League, the Professional Tennis Association, the San Francisco Unified School District, and other national and local organizations to bring tennis to San Francisco's children.

2/22/00, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

000339 [John McCain]
Supervisors Teng, Bierman, Ammiano, Leno, Brown, Katz

Resolution urging Senator John McCain to apologize to the American people for using the offensive epithet "gooks" and to cease immediately from repeating it, and urging government leaders and all Americans to condemn Senator McCain's use of the racial slur.

2/22/00, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

000340 [24 Willie Mays Plaza]
Supervisors Yaki, Bierman, Brown, Katz, Becerril

Resolution urging the Port Commission to officially rename the south side of King Street bounded by Second and Third Streets to 24 Willie Mays Plaza, and requesting the Department of Public Works to erect double signage at this location.

2/22/00, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

000341 [Michael Bernick Appointment]
Supervisor Becerril

Resolution urging the President Pro Tem of the California State Senate to appoint Michael Bernick to be Director of the State Employment Development Department.

2/22/00, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

000342 [Commendation]
Supervisors Teng, Brown, Katz, Becerril

Resolution commending the Chinese American Voters Education Committee on the occasion of their Chinese New Year celebration and declaring February 17, 2000 to be "Chinese American Voters Education Committee Day" in San Francisco.

2/22/00, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing**000325 [Hetch Hetchy Water System Renovation and Repair Plan]
Supervisor Brown**

Hearing to consider the major renovation and repairs needed on the Hetch Hetchy water system that supplies water for approximately 2.4 million Bay Area residents, including drinking water to San Francisco residents.
2/22/00, RECEIVED AND ASSIGNED to Public Utilities and Deregulation Committee.

**000343 [Single screen movie theaters]
Supervisor Newsom**

Hearing to consider the status of San Francisco's single screen movie theaters.
2/22/00, RECEIVED AND ASSIGNED to Small Business, Economic Vitality and Consumer Services Committee.

**000344 [Sale of KRON-TV (Channel 4) and BayTV (Channel 35)]
Supervisor Yaki**

Hearing to evaluate the impact of the sale of KRON-TV and BayTV to Young Broadcasting on San Francisco citizens and station employees.
2/22/00, RECEIVED AND ASSIGNED to Small Business, Economic Vitality and Consumer Services Committee.

Motions**000345 [Transfer of File]
Supervisors Becerril, Brown**

Motion transferring File No. 000260, a hearing to consider the Environmental Impact Report on the Reuse of Hunters Point Shipyard from the Finance and Labor Committee to the Transportation and Land Use Committee.
2/22/00, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**000346 [Needle Exchange Emergency]
Supervisors Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee**

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program.
2/22/00, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Introduced by the President at the Request of Departments**PROPOSED ORDINANCES****000288 [Settlement of Lawsuit]**

Ordinance authorizing settlement of litigation of Gina Balestrieri against the City and County of San Francisco by payment of \$65,000. (City Attorney)

(S. F. Superior Court No. 985-591; filed on March 26, 1997.)

2/14/00, RECEIVED AND ASSIGNED to Audit and Government Efficiency Committee. Confidential letter dated 1/05/00 is on file with the Clerk of the Board.

000300 [Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Caryn Lamp (\$110,000), Leland Lamp (\$1,000), and Mariah Lamp (\$4,000) by and through her Guardian Ad Litem against the City and County of San Francisco for a total amount of \$115,000. (City Attorney)

(S.F. Superior Court No. 301.009; filed on February 5, 1999.)

2/16/00, RECEIVED AND ASSIGNED to Audit and Government Efficiency Committee. Confidential letter dated 12/21/99 is on file with the Clerk of the Board.

000319 [Repealing Traffic Code regarding parking regulations on both sides of Plum Street from South Van Ness Avenue to a point approximately 100 feet westerly]

Ordinance repealing Traffic Code Section 32.1.8, regarding parking regulations on a portion of Plum Street. (Department of Parking and Traffic)

(Repeals Section 32.1.8.)

2/16/00, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.

PROPOSED RESOLUTIONS**000279 [Grant funds to implement clean air vehicle projects of MUNI Railway and Department of Administrative Services, to reduce air pollution from motor vehicles]**

Resolution authorizing the Director of Administrative Services to accept and expend \$1,986,000 from the Bay Area Air Quality Management District's Transportation fund for clean air for various projects including one to be developed by the San Francisco Municipal Railway, and authorizing the Directors of Administrative Services and San Francisco Municipal Railway to execute agreements with the Bay Area Air Quality Management District, whereby, the City would indemnify the District from claims resulting from the City's performance of said agreements. (Administrative Services Department)

2/10/00, RECEIVED AND ASSIGNED to Public Health and Environment Committee.

000287 [Settlement of Claim]

Resolution approving the settlement of unlitigated claim of Patterson Environment Response Trust by payment of \$42,989.00. (City Attorney)

(U.S. Environmental Protection Agency's Unilateral Administrative Order No. 98-12A; Claim No. 99-03838; filed on November 30, 1999.)

2/14/00, RECEIVED AND ASSIGNED to Audit and Government Efficiency Committee. Confidential letter dated January 12, 2000 is on file with the Clerk of the Board.

000291 [Authorizing DPH to enter into an agreement with UCSF Stanford Health Care to provide administrative services for UCSF pursuant to its contract with S.F. Health Plan for providing services to Medi-Cal beneficiaries]

Resolution authorizing the Department of Public Health, Community Health Network (CHN), to enter into an agreement with UCSF Stanford Health Care (UCSF) which does not include intellectual property indemnification and false claims clauses to provide administrative services for UCSF pursuant to its contract with the San Francisco Health Plan for the provision of services to Medi-Cal beneficiaries; retroactive to January 1, 2000. (Department of Public Health)

2/16/00, RECEIVED AND ASSIGNED to Public Health and Environment Committee. Department requests this matter be calendared at the March 9, 2000 meeting.

000318 [Approving award of New International Terminal Fine Dining Restaurant Lease to GQC Holdings, Inc. at a minimum annual rent of \$134,300 for the first year.]

Resolution approving New International Terminal Fine Dining Restaurant Lease to GQC Holdings, Inc., a certified disadvantaged business enterprise, and the City and County of San Francisco, acting by and through its Airport Commission. (Airport Commission)

2/16/00, RECEIVED AND ASSIGNED to Finance and Labor Committee.

000320 [Stop Intersections]

Resolution designating certain intersections as "STOP" intersections:

STOP SIGNS - ESTABLISH

24th and Rhode Island Streets, northeast and southwest corners, stopping 24th Street (makes this uncontrolled intersection a two-way STOP)

Curtis and Morse Streets (east intersection), northeast and northwest corners, stopping westbound Morse Street and southbound Curtis Street

Curtis and Morse Streets (west intersection), southeast and southwest corners, stopping eastbound Morse Street and northbound Curtis Street

Joost and Ridgewood Avenues, northeast and southwest corners, stopping Joost Street (makes this uncontrolled intersection a two-way STOP)

Newton and Morse Streets, northwest and southeast corners, stopping Newton Street (makes this an all-way STOP) (Department of Parking and Traffic)

(DPT Order No. 1926.)

2/16/00, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.

000321 [Parking Regulations, Various Locations]

Resolution enacting and rescinding parking regulations at various locations:

NO PARKING ANYTIME - RESCIND

Buchanan Street, east side, between Eddy and Willow Streets

Willow Street, south side, between Buchanan and Laguna Streets

PARKING METER AREA NO. 3 (1-HOUR PARKING TIME LIMIT, 9 AM - 6 PM, MONDAY THROUGH SATURDAY) - ESTABLISH

Haight Street, south side, from Gough Street to 195 feet westerly (195-foot zone)

NO PARKING ANYTIME - RESCIND

TOW-AWAY, NO PARKING ANYTIME - ESTABLISH

19th Street, south side, from Seward Street to the east property line of 4555-19th Street

TOW-AWAY, NO PARKING ANYTIME - ESTABLISH

Vallejo Street, along west terminus west of Mason Street, from the south curb to 33 feet northerly (33-foot zone)

Vallejo Street, south side, from 24 feet to 30 feet east of the west terminus west of Mason Street (6-foot zone)

UNMETERED MOTORCYCLE PARKING - ESTABLISH

Townsend Street, south side, from east 5th Street crosswalk to 35 feet westerly (35-foot zone, accommodating 10 motorcycle spaces) (Department of Parking and Traffic)

(DPT Order No. 1926.)

2/16/00, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.

000322 [Traffic Regulations, Various Streets]

Resolution enacting and rescinding traffic regulations on various streets:

BICYCLE LANES - ESTABLISH

Market Street, eastbound, between 12th Street and South Van Ness Avenue

Market Street, westbound, from Gough Street to 150 feet easterly

Market Street, westbound, from Van Ness Avenue to 150 feet easterly

TOW-AWAY, NO STOPPING, 7 AM - 9 AM, MONDAY THROUGH FRIDAY - ESTABLISH

Market Street, south side, from Valencia Street to 151 feet westerly (151-foot zone)

TOW-AWAY, NO STOPPING, 4 PM - 7 PM, MONDAY THROUGH FRIDAY - ESTABLISH

Market Street, north side, from Gough Street to 370 feet westerly (370-foot zone)

NO LEFT TURN - ESTABLISH

The Embarcadero, southbound, at Washington Street

NO LEFT TURN, 7 AM - 9 AM, EXCEPT SATURDAY AND SUNDAY - ESTABLISH

Masonic Avenue, southbound, at Grove Street

NO LEFT TURN, 4 PM - 7 PM, EXCEPT SATURDAY AND SUNDAY - ESTABLISH

Masonic Avenue, northbound, at Grove Street

NO LEFT TURN, 7 AM - 9 AM AND 4 PM - 6 PM, EXCEPT SUNDAY - RESCIND

Masonic Avenue, northbound and southbound, at Hayes Street

NO LEFT TURN, 7 AM - 9 AM AND 4 PM - 7 PM, EXCEPT SUNDAY - ESTABLISH

Masonic Avenue, northbound, at Hayes Street

ONE-WAY STREET - RESCIND

Willow Street, westbound, between Buchanan and Laguna Streets (direction of traffic to be reversed)

ONE-WAY STREET - ESTABLISH

Willow Street, eastbound, between Buchanan and Laguna Streets (reverses direction of traffic)

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH

Townsend Street, south side, from 3rd Street to 325 feet westerly (325-foot zone)

TOW-AWAY, NO STOPPING ANYTIME, EXCEPT TOUR BUSES - RESCIND

Mint Street, east side, from Mission Street to 165 feet northerly (165-foot zone)

TOW-AWAY, NO STOPPING ANYTIME, EXCEPT TOUR BUSES - ESTABLISH

Mint Street, east side, between Mission and Jessie Streets (Department of Parking and Traffic)

(DPT Order No. 1926.)

2/16/00, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.

Requests Granted

From: Supervisor Leno

To: City Attorney

Requesting/Inquiring: To draft an ordinance amending zoning requirements to promote the development of housing in the downtown core of the City.

From: Supervisor Leno

To: City Attorney

Requesting/Inquiring: To draft an ordinance amending parking regulations in ways that reduce the cost of developing new housing units.

From: Supervisor Leno

To: Mayor; Director, Department of Telecommunications and Information Services; Clerk of the Board

Requesting/Inquiring: To report on whether there are plans to create an internet forum on the Cityspan website to solicit public input regarding municipal issues.

From: Supervisor Leno

To: Director, Department of Parking and Traffic

Requesting/Inquiring: To report on whether there are federal funds available to install illuminated crosswalks and ladder striping at relevant crosswalks in the City.

From: Supervisor Yaki

To: City Attorney; Director, Department of Telecommunications and Information Services

Requesting/Inquiring: To evaluate the FCC sale-review process and determine the avenues for the City and County of San Francisco to submit its position concerning the sale of KRON-TV and BayTV to Young Broadcasting on San Francisco citizens and station employees.

From: Supervisor Yee

To: City Attorney

Requesting/Inquiring: To draft legislation requiring the Board of Supervisors to return 10 percent to the Public Utilities Commission of any Hetch Hetchy surplus funds transferred by the Public Utilities Commission to the City's General Fund. The first 10 percent return should apply to the next Hetch Hetchy surplus which comes to the Board of Supervisors for transfer approval and increase annually by 10 percent, so that in ten years 100 percent of the funds will be returned to the Public Utilities Commission.

In Memoriams

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

Joe Benton (By the entire Board)

Gus Derdevanis (Supervisor Ammiano)

Michael Goddard (Supervisor Kaufman)

Alice Morse (By the entire Board)

Irene Papan (By the entire Board)

Gary Swan (By the entire Board)

ADJOURNMENT

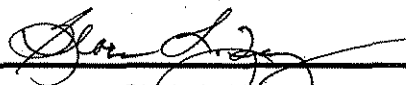
There being no further business, the Board at the hour of 4:04 p.m adjourned.

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 March 20, 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