

# 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, November 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

**City and School District Committee**  
Commissioner Owens, Commissioner Chong, Supervisor Ammiano, Supervisor Yee

**Finance and Labor Committee**  
Supervisors Yee, Bierman, Ammiano

**Housing and Social Policy Committee**  
Supervisors Teng, Bierman, Becerril

**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

Quarterly, 4th Wednesday  
3:00 PM

Wednesday  
10:00 AM

1st and 3rd Tuesday  
10:00 AM

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, Leslie Katz, Barbara Kaufman, Mark Leno, Gavin Newsom, Mabel Teng, Michael Yaki.

**Members Absent:** Leland Y. Yee.

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## 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 Katz, Yee - 2.*

*Quorum present.*

*Supervisor Katz was noted present at 2:14 p.m.*

*Supervisor Yee was excused. (See infra.)*

### Supervisor Yee Excused from Attendance

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

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

### Privilege of the Floor

Supervisor Teng, seconded by Supervisor Yaki, moved to suspend Rule 4.28 of the Rules of Order of the Board of Supervisors to present a commendation and grant privilege of the floor to the following guests. The motion carried by the following vote:

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

### Introduction of Guests

*Supervisor Teng introduced, welcomed and presented a commendation to Mr. Min Sheng Su for his leadership, contributions and dedication to public service and to the field of journalism.*

*In recognition of the fifth anniversary of passage of Proposition P, which created the San Francisco Youth Commission, Supervisor Bierman introduced and welcomed Mari Villaluna and Anthony Valdez, members of the San Francisco Youth Commission, who addressed the Board briefly on the purpose of the commission.*

## AGENDA CHANGES

*The President inquired if there were any changes to the agenda members were aware of which needed to be acted upon differently.*

*Supervisor Ammiano indicated the matter relating to Visitacion Valley Interim Controls, File 001557 and the matter relating to calling lease of land in Sunol matter from committee, File 001949. (See infra.)*

*Supervisor Kaufman indicated the matter relating to annual inspections of residential buildings, File 001933 and the matter relating to parcel map for a 2 lot subdivision, Mission Bay, File 001786. (See infra.)*

*Supervisor Becerril indicated the matter relating to suspending the thirty day rule, lease to Mission Valley Rock, File 01948 and the matter relating to calling lease of land in Sunol matter from committee, File 001949. (See infra.)*

*Supervisor Newsom indicated the matter relating to repealing regulations prohibiting the City from doing business with Burma, File 001355. (See infra.)*

*Supervisor Teng indicated the matter relating to notice of permit applications for Sutro Tower, File 001762. (See infra.)*

## CONSENT AGENDA

### Recommendations of the Finance and Labor Committee

**001723 [Government Funding, \$29,605,000, Educational Facility Bond Proceeds]  
Mayor**

Ordinance appropriating \$29,605,000 of Educational Facility Bond proceeds for general renovation of City College structures, adding health and safety features that bring structures into ADA compliance, and telecommunications facilities, for fiscal year 2000-2001.

(Fiscal impact.)

**Ordinance No. 265-00  
FINALLY PASSED**

**001849 [Lease of property at 30 Van Ness Avenue for the Sheriff's Department Backgrounds Unit currently located at 555-7th Street]  
Supervisor Becerril**

Resolution authorizing the lease of 1439 sq. ft. at 30 Van Ness Avenue for the Sheriff's Department. (Real Estate Department)

*Supervisor Becerril requested to be added as sponsor.*

**Resolution No. 969-00  
ADOPTED**

**Recommendations of the Public Health and Environment Committee****001751 [Federal grant funds for Laguna Honda Hospital Power Replacement Project]  
Supervisor Becerril**

Resolution authorizing the Department of Public Health, Community Health Network, Laguna Honda Hospital, to accept and expend grant funds of \$453,098 from the Health Resources and Services Administration (HRSA) for the Laguna Honda Hospital power plant replacement project and to enter into an agreement for the use of those funds. (Public Health Department)

*Supervisor Becerril requested to be added as sponsor.*

Resolution No. 965-00

**ADOPTED**

**Recommendations of the Rules Committee****001768 [Appointment, San Francisco Redevelopment Agency]  
Mayor**

Resolution confirming the appointment of Michal Settles to the San Francisco Redevelopment Agency, succeeding Lynette Sweet, to complete the remainder of a four year term ending September 3, 2003.

Resolution No. 966-00

**ADOPTED**

**001814 [Appointment, San Francisco Redevelopment Agency]  
Mayor**

Resolution confirming the reappointment of Mark Dunlop to the San Francisco Redevelopment Agency, succeeding himself, for a four year term ending September 3, 2004. (Mayor)

Resolution No. 968-00

**ADOPTED**

**Recommendation of the Small Business, Economic Vitality and Consumer Services Committee****001546 [Police Code - Liquor License]  
Supervisor Newsom**

Ordinance amending Part II, Chapter VIII, of the San Francisco Municipal Code (Police Code), by adding Section 1298 to Article 17 to authorize the Chief of Police, on behalf of the City and County of San Francisco, to make recommendations to the California Department of Alcoholic Beverage Control regarding the imposition, removal or modification of liquor license conditions.

Ordinance No. 263-00

**FINALLY PASSED**

**Recommendations of the Transportation and Land Use Committee****001422 [Additional Conditional Use Criteria for Certain Uses in Neighborhood Commercial Districts]**

Ordinance amending Part II, Chapter II, of the San Francisco Municipal Code (Planning Code) by amending Section 303(c)(5)(A) to require consideration of the conditional use findings of Section 303(c)(1-4) in addition to those of Section 303(c)(5)(A) when making findings on a conditional use application for movie theaters, adult entertainment and other entertainment uses in Neighborhood Commercial Districts, adopting findings pursuant to Planning Code Section 101.1. (Planning Department)

(Exempt from environmental review, not a project per CEQA Statutes, Public Resources Code Section 21065; Planning Commission Resolution No. 15906 adopted July 6, 2000, recommending approval of the proposed amendments to the Planning Code associated with the above Ordinance; Planning Case No. 2000.379T.)

**Ordinance No.** 259-00

**FINALLY PASSED**

**001424 [Liquor Store Use Category]**

**Supervisor Leno**

Ordinance amending Part II, Chapter II, of the San Francisco Municipal Code (Planning Code) by amending Article Seven to create "Liquor Store" as a new use category in the Neighborhood Commercial Districts, by adding Section 790.55 to define the use and designating the new use as either a permitted use, a conditional use or not permitted in the various Neighborhood Commercial Districts by amending Section 703.2 and each of the Neighborhood Commercial District Zoning Control Tables in Article 7; adopting findings pursuant to Planning Code Section 101.1. (Planning Department)

(Exempt from environmental review, not a project per CEQA Statutes, Public Resources Code Section 21065; Planning Commission Resolution No. 15920 adopted July 13, 2000, recommending approval of the proposed amendments to the Planning Code associated with the above Ordinance; Planning Case No. 2000.426ET.)

**Ordinance No.** 260-00

**FINALLY PASSED**

**001425 [Zoning Map Amendment, Inner Sunset Neighborhood Commercial District Controls - Use Property Description]**

**Supervisor Becerril**

Ordinance adopting changes in property use classification by amending the Zoning Map of the City and County of San Francisco for the area generally bounded by Fifth Avenue, Nineteenth Avenue, Kirkham Street and Lincoln Way. (Planning Department)

(Exempt from environmental review; Planning Commission Resolution No. 15921 adopted July 13, 2000, recommending approval of the proposed amendments to the Planning Code; Planning Case No. 2000.407ETZ.)

*Supervisor Becerril requested to be added as sponsor.*

**Ordinance No.** 261-00

**FINALLY PASSED**

**001426 [Zoning - Inner Sunset Neighborhood Commercial District]**

Ordinance amending Part II, Chapter II, of the San Francisco Municipal Code (Planning Code) by adding Section 730.1 to create the Inner Sunset Neighborhood Commercial District, consisting of the NC-2 District bounded by Fifth Avenue, Nineteenth Avenue, Kirkham Street and Lincoln Way; by amending Section 121.1 (Development of Large Lots), Section 121.2 (Use Size Limits), Section 124 (Basic Floor Area Ratio), Section 135 (Usable Open Space), Section 201 (Classes of Use Districts), Section 207.4 (Density of Dwelling Units), Section 208 (Density Limitation for Group Housing), Section 607.1 (Neighborhood Commercial Districts) and Section 702.1 (Neighborhood Commercial Districts); adopting findings pursuant to Planning Code Section 101.1. (Planning Commission)

(Certificate of Determination of Exemption/Exclusion from Environmental Review dated June 29, 2000; Planning Commission Resolution No. 15921 adopted July 13, 2000, recommending approval of the proposed amendments to the Planning Code; Planning Case No. 2000.407ETZ.)

**Ordinance No.** 262-00

**FINALLY PASSED**

**001621 [Zoning Map Amendment, Inner Sunset Neighborhood Commercial District]**

Ordinance adopting changes in property use classification by amending the Zoning Map of the City and County of San Francisco for three Neighborhood Commercial District parcels in the area of 10th Avenue and Irving Street. (Planning Department)

(Categorically exempt from Environmental Review; Planning Commission Resolution No. 15972 adopted September 7, 2000, recommending approval of the proposed amendments to the Zoning Maps; Planning Department Case No. 2000.742Z; companion measure to Files 001425 and 001426.)

**Ordinance No.** 264-00

**FINALLY PASSED**

**The foregoing items were acted upon by the following vote:**

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

**Severed from the Consent Agenda****001791 [Grant funds will be used to support the first year of a 2-year study of health care among homeless HIV-infected persons]**

Resolution authorizing the Department of Public Health, Central Administration, to accept retroactively and expend a grant in the amount of \$101,976 from the University of California Universitywide Aids Research Program (UARP) to study the impact of care coordination on health care access and health status in San Francisco and to enter into an agreement for the use of these funds; providing for ratification of action previously taken. (Public Health Department)

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

**SEVERED FROM CONSENT AGENDA.**

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

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

Resolution No. 967-00

ADOPTED by the following vote:

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

## REGULAR AGENDA

## UNFINISHED BUSINESS

### Recommendation of the Audit and Government Efficiency Committee

001355 [Suspend the enforcement of Burma Ordinance]  
Supervisor Newsom

Ordinance amending Part I of the San Francisco Municipal Code (Administrative Code), by repealing Chapter 12J (Sections 12J.1 through 12J.9), regarding doing business with Burma.

(Amends Chapter 12J, Sections 12J.1 through 12J.9.)

*Supervisor Newsom requested this matter be continued to December 4, 2000.*

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

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

### Recommendations of the Finance and Labor Committee

001810 [Government funding for rent subsidies to non-profit arts organizations that are in immediate danger of being evicted or displaced by rent increases]  
Supervisors Ammiano, Bierman, Leno, Newsom

Ordinance appropriating \$1,500,000 from the General Fund Reserve to provide rent subsidies to non-profit art organizations that are in immediate danger of being evicted or displaced by rent increases, through the Art Commission for fiscal year 2000-2001.

(Fiscal impact; Companion measure to File 001811.)

*Supervisor Newsom requested to be added as co-sponsor.*

Ordinance No. 266-00

FINALLY PASSED by the following vote:

Ayes: 8 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Yaki  
Absent: 3 - Newsom, Teng, Yee

**001811 [Providing rent subsidies to nonprofit arts organizations]**  
**Supervisors Ammiano, Bierman, Leno, Newsom**

Ordinance establishing terms and conditions for the expenditure of an appropriation of 1.5 million dollars from the general fund to provide a grant to California Lawyers for the Arts to give rent subsidies to nonprofit arts organizations that are in immediate danger of being evicted or displaced by rent increases.

(Fiscal impact.)

*Supervisor Newsom requested to be added as co-sponsor.*

**Ordinance No. 267-00**

**FINALLY PASSED by the following vote:**

Ayes: 8 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Yaki

Absent: 3 - Newsom, Teng, Yee

## **NEW BUSINESS**

### **Recommendations of the Finance and Labor Committee**

**001851 [Sheriff's Cash Revolving Fund]**

Ordinance amending Section 10.164 of the San Francisco Administrative Code to increase the Sheriff's Cash Revolving Fund from \$3,000 to \$8,000. (Sheriff)

**PASSED, ON FIRST READING by the following vote:**

Ayes: 8 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Yaki

Absent: 3 - Newsom, Teng, Yee

**001852 [Sheriff Inmate Welfare Fund]**

Ordinance amending Section 10.164-1 of the San Francisco Administrative Code to decrease the Sheriff Inmate Welfare Fund from \$10,000 to \$5,000. (Sheriff)

**PASSED, ON FIRST READING by the following vote:**

Ayes: 8 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Yaki

Absent: 3 - Newsom, Teng, Yee

**001853 [Sheriff Transportation Funds]**

Ordinance amending Section 10.164-2 of the San Francisco Administrative Code, thereby eliminating the Cash Revolving Fund of \$20,000 for Sheriff Transportation. (Sheriff)

**PASSED, ON FIRST READING by the following vote:**

Ayes: 8 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Yaki

Absent: 3 - Newsom, Teng, Yee



**001854 [MOU, Amendment No. 1 - Building Inspectors Association, Local 22]**

Ordinance implementing Amendment No. 1 to the 1997-2001 Memorandum of Understanding between the Building Inspectors Association, Local 22 and the City and County of San Francisco by appending the following list of past practices pursuant to Article V.C. of the Memorandum of Understanding. (Human Resources Department)

**PASSED, ON FIRST READING by the following vote:**

Ayes: 8 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Yaki  
Absent: 3 - Newsom, Teng, Yee

**001855 [MOU, Amendment No. 1 - Pile Drivers, Divers, Carpenters, Bridge Wharf & Dock Buildings, Local Union No. 34]**

Ordinance implementing Amendment No. 1 to the 1997-2001 Memorandum of Understanding between the Pile Drivers, Divers, Carpenters, Bridge, Wharf & Dock Builders, Local Union No. 34 and the City and County of San Francisco by appending the following list of past practices pursuant to Article V.C. of the Memorandum of Understanding. (Human Resources Department)

**PASSED, ON FIRST READING by the following vote:**

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

**001856 [MOU, Amendment No. 1 - United Union of Roofers, Waterproofers and Allied Workers, Local No. 40]**

Ordinance implementing Amendment No. 1 to the 1997-2001 Memorandum of Understanding between the United Union of Roofers, Waterproofers and Allied Workers, Local Union No. 40 and the City and County of San Francisco by appending the following list of past practices pursuant to Article V.C. of the Memorandum of Understanding. (Human Resources Department)

**PASSED, ON FIRST READING by the following vote:**

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

**001857 [MOU, Amendment No. 2 - Glaziers, Local Union No. 718]**

Ordinance implementing Amendment No. 2 to the 1997-2001 Memorandum of Understanding between the Glaziers, Local Union No. 718 and the City and County of San Francisco by appending the following list of past practices pursuant to Article V.C. of the Memorandum of Understanding. (Human Resources Department)

**PASSED, ON FIRST READING by the following vote:**

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

**001858 [MOU, Amendment No. 1 - Supervising Probation Officers, Local Union No. 3]**

Ordinance implementing Amendment No. 1 to the 1997-2001 Memorandum of Understanding between the Supervising Probation Officers, Local Union No. 3 and the City and County of San Francisco by appending the following list of past practices pursuant to Article V.C. of the Memorandum of Understanding. (Human Resources Department)

**PASSED, ON FIRST READING by the following vote:**

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

**001859 [MOU, Amendment No. 2 - Automotive Machinists, Local 1414]**

Ordinance implementing Amendment No. 2 to the 1997-2001 Memorandum of Understanding between the Automotive Machinists, Local 1414 and the City and County of San Francisco by appending the following list of past practices pursuant to Article V.C. of the Memorandum of Understanding. (Human Resources Department)

**PASSED, ON FIRST READING** by the following vote:

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

**001860 [MOU, Amendment No. 3 - Laborers, Local Union No. 261]**

Ordinance implementing Amendment No. 3 to the 1997-2001 Memorandum of Understanding between the Laborers, Local Union No. 261 and the City and County of San Francisco by appending the following list of past practices pursuant to Article V.C. of the Memorandum of Understanding. (Human Resources Department)

**PASSED, ON FIRST READING** by the following vote:

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

**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 item.*

*The President resumed the Chair shortly thereafter.*

**001557 [Visitacion Valley Interim Controls]**

**Supervisors Ammiano, Bierman, Yee**

Resolution imposing Interim Zoning Controls for a period of twelve months (12) by applying the zoning controls applicable in NC-3 Districts that are contained in Municipal Code Part II, Chapter II (Planning Code) Section 712 to Assessor's Blocks 5087, 5100, and 5101, and Block 5099, Lot 14, by limiting the maximum non-residential use size to sixty-five thousand (65,000) square feet on Assessor's Blocks 5087, 5100 and 5101 and Block 5099, Lot 14, and in the adjacent NC-3 District located on Bayshore Boulevard and bounded by Arleta Avenue on the north and the terminus of the City and County of San Francisco to the south; and adopting findings pursuant to Planning Code Section 101.1

*Supervisor Ammiano requested this matter be continued to December 4, 2000.*

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

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

**001850 [Establishing trial parking rates as permanent parking rates for City administered garages and metered facilities]**

Resolution approving trial parking rates as permanent parking rates at the Civic Center Garage, the Fifth & Mission Garage, the Golden Gateway Garage, the Moscone Center Garage, the Performing Arts Garage, the Polk-Bush Garage, the St. Mary's Square Garage, the Sutter-Stockton Garage, the Union Square Garage, the Pierce Street Garage, the California & Steiner Lot and the 22nd & Geary Lot (the "Garages"). (Parking and Traffic Department)

**Resolution No.** 970-00

**ADOPTED** by the following vote:

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

**Recommendation of the Housing and Social Policy Committee****001762 [Notice of Permit Applications for Sutro Tower]  
Supervisors Teng, Bierman, Becerril**

Ordinance amending Part II, Chapter II, of the San Francisco Municipal Code (Planning Code) by adding Section 306.9 thereto, requiring notice of applications for building permits for Sutro Tower to be sent to all property owners within a 1,000 foot radius of the Tower's site.

(Planning Commission Resolution No. 16045 adopted December 7, 2000 recommending approval of the above Ordinance; Certificate of Determination of Exemption/Exclusion from Environmental Review dated November 30, 2000.)

*Supervisor Teng requested this matter be continued to December 4, 2000.*

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

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

**Recommendation of the Public Health and Environment Committee****001440 [Plastic Beverage Bottles]  
Supervisors Bierman, Becerril**

Resolution urging the City and County of San Francisco to increase the recycling of plastic beverage bottles and promote the use of recycled content in order to meet state mandate AB 939.

*Supervisor Becerril requested to be added as co-sponsor.*

**Resolution No. 962-00**

**ADOPTED by the following vote:**

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

**Recommendations of the Rules Committee****001701 [Appointment - California State Association of Counties (CSAC)]**

Resolution appointing Supervisor Michael Yaki, term ending November 28, 2001, as member to the California State Association of Counties (CSAC) for the year 2001. (Clerk of the Board)

Supervisor Michael Yaki, Seat 1, succeeding himself, must be a member of the Board of Supervisors, new one-year term ending November 28, 2001.

**Resolution No. 963-00**

**ADOPTED by the following vote:**

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

**001705 [Appointment - California State Association of Counties (CSAC)]**

Resolution appointing Supervisor Leland Yee, term ending November 28, 2001, as alternate member to the California State Association of Counties (CSAC) for the year 2001. (Clerk of the Board)

Supervisor Leland Yee, Seat 2, vacant seat, must be a member of the Board of Supervisors who will be an alternate member, new one-year term ending November 28, 2001.

**Resolution No.** 964-00

**ADOPTED by the following vote:**

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

**001377 [Certificates of Honor]**

Motion amending Rule 2.21.2 of the Rules of Order of the Board of Supervisors to allow the Board of Supervisors more discretion in issuing Certificates of Honor. (Clerk of the Board)

**Motion No.** M00-120

**APPROVED by the following vote:**

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

**001837 [Rules of Order Amendment, Land Use Appeal Hearings]**

Motion amending Rule 1.9 of the Rules of Order of the Board of Supervisors of the City and County of San Francisco to provide time limits for testimony that are "up to" a specified number of minutes. (Clerk of the Board)

**Motion No.** M00-123

**APPROVED by the following vote:**

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

**001838 [Rules of Order Amendment, Bonding Requirements and Election Fees]**

Motion amending the Rules of Order of the Board of Supervisors of the City and County of San Francisco to delete Rules 2.23 (Bonding Requirements) and 2.27 (Election Fees), which are no longer necessary. (Clerk of the Board)

**Motion No.** M00-124

**APPROVED by the following vote:**

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

**001839 [Rules of Order Amendment, Introducing Charter Amendments]**

Motion amending the Rules of Order of the Board of Supervisors of the City and County of San Francisco by amending Rule 2.28.1 to require that a proposed charter amendment be introduced by a Supervisor at a regular meeting held not less than 169 days prior to the election, rather than the current requirement of 168 days prior to the election. (Clerk of the Board)

**Motion No.** M00-125

**APPROVED by the following vote:**

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

**001840 [Rules of Order Amendment, Election of Board President]**

Motion amending the Rules of Order of the Board of Supervisors of the City and County of San Francisco by amending Rule 6.1 to provide that, beginning in 2001, the President of the Board of Supervisors shall be elected for a two-year term by a majority vote of the Board of Supervisors on the eighth day of January in odd-numbered years. (Clerk of the Board)

Motion No. M00-126

APPROVED by the following vote:

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

**001841 [Rules of Order Amendment, Board Seniority]**

Motion amending the Rules of Order of the Board of Supervisors of the City and County of San Francisco by adding Rule 6.21, which will establish a seniority system to be used in determining priority among Supervisors in the selection of City Hall office space, City Hall parking, seating in the Board Chamber; and the appointment of Supervisors to compensated commission positions. (Clerk of the Board)

Motion No. M00-127

APPROVED by the following vote:

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

**Appointment of President Pro Tempore**

*At the request of the President, Supervisor Teng assumed the Chair.*

**SPECIAL ORDER 3:00 P.M.****001702 [Public Hearing - Appeal, 66-68 Fountain Street Subdivision Map]**

Hearing of persons interested in or objecting to the decision the Department of Public Works dated September 22, 2000, affirming approval of Tentative/Parcel Map to create two (2) unit new condominiums in Lot 11, Assessor's Block 6501 at 66-68 Fountain Street.

(Companion measure to Files 001703, 001704, 001705; filed September 27, 2000.)

*Appellant: Jerry Regan.*

*Respondents: Joe Pelayo, representing Department of Public Works; William Wong, representing Bureau of Building Inspection; project sponsor; male speaker.*

*A rebuttal period was granted.*

**HEARD AT PUBLIC HEARING.**

**From Clerk of the Board**

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

**001703 [Appeal, 66-68 Fountain Street Subdivision Map]**

Motion approving the decision of the Department of Public Works, approving Tentative/Parcel Map to create two unit new condominiums in Lot 11, Assessor's Block 6501, at 66-68 Fountain Street. (Clerk of the Board)

**Motion No.** M00-121

Supervisor Kaufman, seconded by Supervisor Becerril, moved that this Motion be **APPROVED**. The motion carried by the following vote:

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

Absent: 3 - Ammiano, Yaki, Yee

**001704 [Appeal, 66-68 Fountain Street Subdivision Map]**

Motion disapproving the decision of the Department of Public Works, approving Tentative/Parcel Map to create two unit new condominiums in Lot 11, Assessor's Block 6501, at 66-68 Fountain Street. (Clerk of the Board)

Supervisor Kaufman, seconded by Supervisor Becerril, moved that this Motion be **TABLED**. The motion carried by the following vote:

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

Absent: 3 - Ammiano, Yaki, Yee

**001706 [Findings - 66-68 Fountain Street Subdivision Map]**

Motion directing the Clerk of the Board to prepare findings relating to Tentative/Parcel Map to create two unit new condominiums in Lot 11, Assessor's Block 6501, at 66-68 Fountain Street, for consideration by the Board at its next meeting. (Clerk of the Board)

**Motion No.** M00-122

**APPROVED** by the following vote:

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

Absent: 3 - Ammiano, Yaki, Yee

*Pursuant to Government Code Section 65009, notice is hereby given: If you challenge the above matter in court, you may be limited to raising only those issues you or someone else raised at the public hearing described above, or in written correspondence delivered to the Board of Supervisors, (1 Dr. Carlton B. Goodlett Place, Room 244; San Francisco, CA 94102-4689) at, or prior to, the public hearing.*

*The President resumed the Chair.*

## **Appointment of President Pro Tempore**

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

*The President resumed the Chair.*

**PUBLIC COMMENT**

*Abdalla Megahed, urge people to vote tomorrow;*  
*Ernestine Weiss, opposes Butterfly Museum, supports Paul Sedway report;*  
*Daniel Pieste, due process to permit a supervisor to question the appointment by the Mayor to a city commission;*  
*Edmund,*  
*Bree James, Bob Frillman, Patricia Stillman, Garret Johnson, Steve Bloom, oppose calling lease regarding Sunol from committee and request matter be considered at the Finance and Labor Committee.*

**CALLED FROM FINANCE COMMITTEE BY THE BOARD**

**001809 [Government funding for rent subsidies to non-profit arts organizations at risk of being evicted or displaced by rent increases]**

**Supervisor Yaki**

Ordinance appropriating \$3,000,000 from the General Fund Reserve to fund a grant program in the amount of \$500,000 for rent subsidies to non-profit arts organizations at risk of being evicted or displaced by rent increases, and a capital project in the amount of \$2,500,000 to acquire or develop rental space for arts organizations, through the Mayor's Office of Community Development and the Department of Economic Development, for fiscal year 2000-2001; placing \$500,000 on reserve.

(Fiscal impact.)

*Supervisor Yaki moved an amendment of the whole bearing new title.*

**Supervisor Yaki, seconded by Supervisor Leno, 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, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki  
Absent: 1 - Yee

Ordinance appropriating \$3,000,000 from the General Fund Reserve to fund a grant program in the amount of \$500,000 for rent subsidies to non-profit service and advocacy organizations at risk of being evicted or displaced by rent increases, and appropriating \$2,500,000 to fund capital improvements and real property acquisitions by nonprofit organizations, through the Mayor's Office of Community Development, for fiscal year 2000-2001.

(Fiscal impact.)

*Supervisor Newsom requested to be added as co-sponsor.*

*Supervisor Yaki requested this matter be continued to November 13, 2000.*

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

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

**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.*

**001928 [Fort Funston Closures]  
Supervisor Yee**

Resolution requesting the City Attorney to contact the National Park Service reminding the National Park Service of its obligation to submit its construction plans to the City for review, seeking an explanation of how the past and proposed closures serve a recreation or park purpose and inquiring how the National Park Service will provide disability access in light of its removal of a paved path.

**Resolution No. 971-00  
ADOPTED**

**001931 [Transbay Terminal]  
Supervisors Katz, Bierman**

Resolution declaring that it is the policy of the City and County of San Francisco to develop housing as a key component of any redevelopment of the Transbay Terminal area.

*Supervisor Bierman requested to be added as co-sponsor.*

**Resolution No. 972-00  
ADOPTED**

**001932 [Amicus Letter]  
Supervisors Leno, Bierman**

Resolution urging the San Francisco City Attorney's Office to file an amicus letter with the California State Supreme Court urging the court not to review the decisions of the California Public Utilities Commission as requested by PG&E and urging the California State Supreme Court to respect the decisions of the California Public Utilities Commission.

**Resolution No. 973-00  
ADOPTED**

**001937 [Chinatown Community and Visitors Center]  
Supervisors Teng, Ammiano, Becerril, Bierman, Brown, Leno, Katz, Kaufman, Newsom, Yaki**

Resolution commending the joint efforts of the Mayor's Office and the Chinatown Economic Development Group to work toward establishing a Chinatown Community and Visitors Center.

**Resolution No. 974-00  
ADOPTED**



**001938 [Commendation]**  
**Supervisors Katz, Brown, Bierman**

Resolution commending the Department of Public Health for reducing the use of pesticides and toxic chemicals on City property.

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

**Resolution No. 975-00**

**ADOPTED**

**001939 [Commendation]**  
**Supervisors Katz, Brown, Bierman**

Resolution commending the Airport Commission at San Francisco International Airport for reducing the use of pesticides and toxic chemicals on City property.

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

**Resolution No. 976-00**

**ADOPTED**

**001940 [Commendation]**  
**Supervisors Leno, Bierman**

Resolution commending the Utility Reform Network for petitioning the California Public Utilities Commission to require utilities to change their accounting methods and commending the California Public Utilities Commission for requiring PG&E and Southern California Edison to review the TURN proposal.

**Resolution No. 977-00**

**ADOPTED**

**001946 [Storm Water Management Measures for Fish Handling and Processing Operations]**  
**Supervisors Ammiano, Newsom**

Resolution urging the Port of San Francisco to submit, by November 15, 2000, a preliminary report to the Executive Officer of the California Regional Water Quality Control Board (RWQCB) regarding storm water management measures for fish handling and processing operations on Port property and further urging the Port to submit, by July 31, 2000, a final comprehensive survey and proposed storm water management measures.

*Supervisor Newsom requested to be added as co-sponsor.*

**Resolution No. 980-00**

**ADOPTED**

**001950 [Bay Area Discovery Museum]**  
**Supervisors Newsom, Bierman**

Resolution endorsing the Bay Area Discovery Museum's plans to complete site improvements, add new facilities to house the Centers for Creative Arts and Early Learning and improve amenities for families.

*Supervisor Bierman requested to be added as co-sponsor.*

**Resolution No. 978-00**

**ADOPTED**

The foregoing items were acted upon by the following vote:

Ayes: 9 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng

Absent: 2 - Yaki, Yee

### Severed From For Adoption Without Committee Reference Agenda

**001933 [Annual Inspections of Residential Buildings]  
Supervisors Becerril, Brown**

Resolution urging the San Francisco Department of Building Inspection to perform annual routine inspections of SROs and all residential buildings with six or more units built prior to 1960 and to prioritize inspections in the Chinatown, Mission, Tenderloin and South of Market neighborhoods.

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

**SEVERED FROM FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA.**

*Supervisor Brown requested to be added as co-sponsor.*

*Supervisor Kaufman requested this matter be sent to committee.*

**REFERRED to the Housing and Social Policy Committee.**

**001786 [Parcel map for a 2 lot subdivision, Mission Bay]**

Motion approving Parcel Map, Planned Unit Development, Mission Bay (Blocks S26a and S28), a 2 Lot Subdivision Project, being Phase I of a subdivision of Lot 1 in Assessor's Block 8721, and adopting findings pursuant to the General Plan and City Planning Code Section 101.1 and the Mission Bay South Redevelopment Plan and Plan Documents. (Public Works Department)

(DPW Order No. 172,629.)

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

**SEVERED FROM FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA.**

*Supervisor Kaufman requested this matter be tabled.*

**Supervisor Kaufman, seconded by Supervisor Katz, moved that this Motion be TABLED. The motion carried by the following vote:**

Ayes: 9 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng

Absent: 2 - Yaki, Yee

**001948 [Suspend Thirty Day Rule - Lease to Mission Valley Rock]  
Supervisors Becerril, Bierman**

Motion suspending Rule 5.43 of the Rules of Order of the Board of Supervisors to allow the Board of Supervisors to consider, without waiting 30 days after its introduction, a resolution adopting findings pursuant to the California Environmental Quality Act and authorizing the Public Utilities Commission to enter into a forty-year lease with Mission Rock Valley Rock Company for mining certain real property located in Alameda County, California.

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

**SEVERED FROM FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA.**

*Supervisor Bierman requested to be added as co-sponsor.*

*Supervisor Becerril requested this matter be tabled.*

**Supervisor Becerril, seconded by Supervisor Leno, moved that this Motion be TABLED. The motion carried by the following vote:**

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

**001949 [Calling lease of land in Sunol matter from committee]  
Supervisors Becerril, Bierman**

Motion to call from the Finance and Labor Committee File Number 001890 a resolution adopting findings pursuant to the California Environmental Quality Act and authorizing the Public Utilities Commission to enter into a forty-year lease with Mission Valley Rock Company for mining certain real property located in Alameda County, California.

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

**SEVERED FROM FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA.**

*Supervisor Becerril requested this matter be continued to November 20, 2000.*

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

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

## **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 Teng, seconded by Supervisor Leno, moved ADOPTION of the serious injury finding. The motion carried by the following vote:**

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

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

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

## Imperative Resolution

001962 [Flu Vaccine]  
Supervisors Teng, Becerril

Resolution urging private companies that received flu vaccines to loan their remaining supplies to the Department of Public Health to distribute to clinics and hospitals serving the most vulnerable populations, including the elderly, chronically ill, pregnant women, people living with AIDS and others with compromised immune systems.

Resolution No. 979-00

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

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

## OFF-AGENDA LEGISLATION

### Introduced by Supervisors or Mayor

### Ordinances

**001486 [Prohibiting Misuse of City and County Resources]  
Supervisor Kaufman**

Ordinance amending Article III of the San Francisco Campaign and Governmental Conduct Code by adding Chapter Seven, Sections 3.700, 3.710, 3.720, 3.730, and 3.740 to authorize limited personal use of City and County Resources, and provide civil and administrative penalties for misuse of City and County resources. (Ethics Commission)

8/10/00, ASSIGNED UNDER 30 DAY RULE to Audit and Government Efficiency Committee, expires on 9/20/2000.

11/6/00, SUBSTITUTED. Supervisor Kaufman submitted a substitute ordinance bearing new title.

11/6/00, RECEIVED AND ASSIGNED to Audit and Government Efficiency Committee. 11/08/00 - Transmitted to Employee Relations Division for meet and confer.

**001547 [Hours of operation, amusement enterprises, bars, eating establishments]  
Supervisor Becerril**

Ordinance amending Part II, Chapter II of the San Francisco Municipal Code (Planning Code), by amending Sections 206.3, 209.8, 210.3, 221 and 303 to require conditional use authorization to operate amusement enterprises, adult entertainment enterprises, bars and various eating establishments in RC-3 and RC-4 Districts between the hours of 2 A.M. to 6 A.M., and to require conditional use authorization to operate amusement enterprises and adult entertainment enterprises in C-3-R and C-3-G Districts between the hours of 2 A.M. to 6 A.M.

8/28/00, ASSIGNED UNDER 30 DAY RULE to Transportation and Land Use Committee, expires on 9/27/2000. 9/6/00 Transmitted to Planning Commission for public hearing and recommendation.

11/6/00, SUBSTITUTED. Supervisor Becerril submitted a substitute ordinance bearing new title.

11/6/00, ASSIGNED to Transportation and Land Use Committee. 11/09/00 - Substitute ordinance transmitted to Planning Commission for public hearing and recommendation.

**001963 [Administrative Code Revision, Section 3.7-1, Budget Process]  
Supervisors Kaufman, Newsom**

Ordinance amending Chapter 3 of Part I of the San Francisco Municipal Code (Administrative Code), by adding Section 3.7-1, to require that the Mayor's proposed budget identify all positions that were funded by grants during the previous fiscal year, where the grant has since expired and the department proposes to fund the position or provide the same services with general fund monies for the upcoming fiscal year.

11/6/00, ASSIGNED UNDER 30 DAY RULE to Audit and Government Efficiency Committee, expires on 12/6/2000.

**001964 [Administrative Code Revision, Obsolete Law Books]  
Supervisors Kaufman, Newsom**

Ordinance amending Chapter 8 of the San Francisco Administrative Code by amending Section 8.8 to authorize the City Attorney to dispose of obsolete law books and other published materials once such materials are obsolete.

11/6/00, ASSIGNED UNDER 30 DAY RULE to Audit and Government Efficiency Committee, expires on 12/6/2000.

**001965 [Administrative Code Revision, Chapter 23, Real Property]  
Supervisor Kaufman**

Ordinance amending Articles I, II, III, IV, V, VI, and VII of Chapter 23 of the San Francisco Municipal Code by amending, repealing, and renumbering various sections regarding real property transactions.

11/6/00, ASSIGNED UNDER 30 DAY RULE to Audit and Government Efficiency Committee, expires on 12/6/2000.

**001967 [Administrative Code Revision, Chapter 57, Film Commission]  
Supervisors Kaufman, Newsom**

Ordinance amending Part I of the San Francisco Municipal Code (Administrative Code) by amending each of the provisions of Chapter 57 and adding a provision to Chapter 10, Article XIII, relating to the Film and Video Arts Commission, to update out-dated provisions, eliminate obsolete and redundant provisions, correct references, authorize sidewalk closures by the Film Commission with the consent of the Department of Public Works, and authorize sign-posting requirements by the Film Commission.

11/6/00, ASSIGNED UNDER 30 DAY RULE to Audit and Government Efficiency Committee, expires on 12/6/2000.

**001968 [Administrative Code Revision, Chapter 66, Seismic Safety Retrofit Program]  
Supervisor Kaufman**

Ordinance amending Chapter 66 of the Administrative Code to conform to current practices and make technical corrections.

11/6/00, ASSIGNED UNDER 30 DAY RULE to Audit and Government Efficiency Committee, expires on 12/6/2000.

**001969 [Administrative Code Revision, Chapter 66A, Seismic Safety Loan Program]  
Supervisor Kaufman**

Ordinance amending Chapter 66A of the Administrative Code to conform to current practices and make technical corrections.

11/6/00, ASSIGNED UNDER 30 DAY RULE to Audit and Government Efficiency Committee, expires on 12/6/2000.

**001970 [Government Funding, Diesel Fuel for MUNI Vehicles]  
Supervisor Newsom**

Ordinance approving an increase to the Municipal Transportation Agency's FY2001 budget by \$833,296 for the purchase of diesel fuel for Municipal Railway vehicles.

(Fiscal impact.)

11/6/00, RECEIVED AND ASSIGNED to Finance and Labor Committee.

**001971 [Extend fine for double parking on certain MUNI bus routes]  
Supervisor Newsom**

Ordinance amending Section 53 of the Traffic Code, which imposes a fine of \$100 upon persons who double park on Municipal Railway bus routes on Chestnut Street, Union Street, Clay Street, Stockton Street, Mission Street, Geary Street, Polk Street, Sacramento Street, Clement Street, Fillmore Street, Haight Street, Irving Street, 9th Avenue, 16th Street, and 24th Street by extending the sunset clause of the ordinance for one year from March 31, 2001, to March 31, 2002.

11/6/00, ASSIGNED UNDER 30 DAY RULE to Transportation and Land Use Committee, expires on 12/6/2000.

**001972 [Zoning, Tobacco Retail Uses]  
Supervisor Ammiano**

Ordinance amending Part II, Chapter II of the San Francisco Municipal Code (Planning Code) by adding Section 230 to define the sale of tobacco products as a "Tobacco Retail Use," to prohibit tobacco retail use as a primary use in all City zoning districts, to allow tobacco retail use only as an accessory use subject to various operational restrictions and space limitations, to require existing tobacco retail uses to come into compliance with the new accessory uses standards within two years, to declare noncompliance with these standards to be a public nuisance, and to provide administrative and judicial remedies for such noncompliance; and by amending Sections 204.3, 213, 703.2, 790.12, 803.2, 803.3, 803.4, 890.12 and 903 to reflect and cross-reference the provisions of Section 230.

11/6/00, ASSIGNED UNDER 30 DAY RULE to Housing and Social Policy Committee, expires on 12/6/2000.

### **Resolutions**

**001698 [Lease of 242 acres of land located in Sunol, California (under the jurisdiction of PUC) to Mission Valley Rock Company for mining purposes]  
Supervisor Becerril**

Resolution adopting findings pursuant to the California Environmental Quality Act; and authorizing the Public Utilities Commission to enter into a forty-year lease with Mission Valley Rock Company for mining certain real property located in Alameda County, California. (Public Utilities Commission)

9/27/00, ASSIGNED UNDER 30 DAY RULE to Finance and Labor Committee, expires on 11/1/2000.

11/6/00, SUBSTITUTED. Supervisor Becerril submitted a substitute resolution bearing same title.

11/6/00, ASSIGNED to Finance and Labor Committee.

**001973 [Rename Phelan Avenue to Marasigan Avenue]  
Supervisors Katz, Ammiano**

Resolution renaming Phelan Avenue, from Flood Avenue to Ocean Avenue, Violeta Marasigan Avenue.

11/6/00, RECEIVED AND ASSIGNED to Transportation and Land Use Committee. 11/09/00 - Transmitted to Public Works, Parking and Traffic, Police and Fire Departments for review and comments.

11/15/00 - Letter dated 11/13/00 received from Fire Department stating they have no objection to the proposed name change and support the position of changing the name.

**001974 [Internet monitoring, Sunnydale Housing Center Childcare Center]  
Supervisors Katz, Brown**

Resolution urging the Housing Authority and the Department of Telecommunications and Information Services to develop a strategy to obtain technology - including, but not limited to, cameras, computers, wiring, and high-speed Internet connections - to enable the childcare center at the Sunnydale Housing Center to offer Internet monitoring to parents of children at the center.

11/6/00, RECEIVED AND ASSIGNED to Housing and Social Policy Committee.

**001975 [Federal Funds, Local Law Enforcement Block Grant]  
Supervisors Brown, Teng, Bierman, Becerril**

Resolution authorizing the Mayor of the City and County of San Francisco to retroactively accept and expend a grant in the amount for \$2,259,329 from the U.S. Department of Justice to administer the Local Law enforcement Block Grant Program.

11/6/00, RECEIVED AND ASSIGNED to Housing and Social Policy Committee.

**001976 [Domestic Violence Investigation]  
Supervisors Yaki, Newsom**

Resolution urging the City and County of San Francisco Departments to fully cooperate with the investigation by the Commission and the Department on the Status of Women into the causes and responses of City Departments leading up and following the death of Claire Joyce Tempongko.

11/6/00, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**001977 [Public hearing approval for California Academy of Sciences Improvement Bonds, 2000]  
Supervisors Yaki, Newsom**

Resolution authorizing the execution and delivery of tax-exempt bonds by the City and County of San Francisco (California Academy of Sciences Improvement Bonds, 2000) in an aggregate principal amount not to exceed \$15,000,000 for the acquisition, construction and/or reconstruction of certain improvements to the California Academy of Sciences.

11/6/00, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**001978 [Waiver of Police Fees]  
Supervisors Ammiano, Newsom**

Resolution waiving the \$2,668.17 fee for services and permits for the San Francisco Late Night Coalition's free event, the "Million Band March", retroactive to November 5, 2000.

11/6/00, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.



**001979 [San Francisco Superior Court employees]  
Supervisor Brown**

Resolution urging San Francisco Superior Court judges to remove the "at-will" employment condition and give a meaningful salary increase to San Francisco Superior Court employees.

11/6/00, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**001980 [Commendation]  
Supervisors Leno, Newsom**

Resolution commending Officer Daryl Deen for over 18 years of outstanding service with the San Francisco Police Department and for bravery in helping to apprehend a burglar in the Castro district.

11/6/00, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**001981 [Commendation]  
Supervisors Katz, Newsom**

Resolution commending the California State Board of Equalization for extending certain tax benefits to gay and lesbian parents.

11/6/00, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**001982 [Commendation]  
Supervisors Leno, Newsom**

Resolution commending the San Francisco Department of Consumer Assurance for winning a gold award, Best Design, Best Use of Technology and Animation, and People's Choice Award at the 2000 California State Fair.

11/6/00, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**001983 [Commendation]  
Supervisors Leno, Katz, Bierman, Newsom**

Resolution commending Bill Musick for his achievements as Executive Director of Maitri.

11/6/00, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**001984 [Commendation]  
Supervisors Leno, Katz, Bierman, Kaufman, Newsom**

Resolution commending Rabbi Camille Shira Angel for her installment as Rabbi of Congregation Sha'ar Zahav on Friday, November 10, 2000.

11/6/00, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**001985 [Commendation]**  
**Supervisors Leno, Katz, Bierman, Kaufman, Newsom**

Resolution commending Tracy Salkowitz for her achievements as Executive Director of the American Jewish Congress.

11/6/00, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**001986 [Commendation]**  
**Supervisors Leno, Katz, Bierman, Newsom**

Resolution commending Under One Roof upon its 10th anniversary and declaring November 15, 2000 "Under One Roof Day" in the City and County of San Francisco.

11/6/00, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**001987 [Commendation]**  
**Supervisor Newsom**

Resolution congratulating McAvoy O'Hara Company for 150 years of operation and commending its long-history and contributions to the San Francisco community.

11/6/00, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**001988 [Commendation]**  
**Supervisors Teng, Newsom**

Resolution commending Mr. Min Sheng Su for his leadership, contributions and dedication to public service and the field of journalism, and declaring November 1, 2000, to be "Min Sheng Su Day" in San Francisco.

11/6/00, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**001989 [Commendation]**  
**Supervisors Becerril, Newsom**

Resolution commending the 34 students of 6 San Francisco Unified School District Middle Schools for being chosen as winners of the annual La Raza Lawyers Association essay contest.

11/6/00, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**001990 [Commendation]**  
**Supervisors Bierman, Ammiano, Becerril, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee**

Resolution marking the 5th year anniversary of the passage of Proposition F, creating the San Francisco Youth Commission.

11/6/00, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**Requests for Hearing**

001991 [Pier 35]  
Supervisors Newsom, Yaki

Hearing to review the proposal to the San Francisco Port to dock a five-deck hotel at Pier 35.  
11/6/00, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.

001992 [Health Net Seniority Plus Plan]  
Supervisor Bierman

Hearing to discuss recent changes in the Health Net Seniority Plus Plan regarding primary health care providers.  
11/6/00, RECEIVED AND ASSIGNED to Public Health and Environment Committee.

**Motions**

001993 [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.  
11/6/00, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**Introduced by the President at the Request of Departments****PROPOSED ORDINANCES**

001901 [Speed limit reduction, portion of Brazil and Persia Avenues]  
Supervisor Newsom

Ordinance amending the San Francisco Traffic Code, lowering the speed limit on portions of Brazil and Persia Avenue, from 30 MPH to 25 MPH. (Parking and Traffic Department)

(DPT Order No. 2096.)

10/27/00, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.

*Supervisor Newsom requested to be added as sponsor.*

001902 [Parking Regulations, portions of Jones, McAllister and Eddy Streets]

Ordinance amending the Traffic Code by amending Section 32.6.7 and adding Section 32.6.28, regarding parking regulations on portions of Jones, McAllister and Eddy Streets. (Parking and Traffic Department)

(DPT Order No. 2097.)

10/27/00, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.

**001903 [Commercial vehicle weight restriction on portion of Mendell Street]  
Supervisor Newsom**

Ordinance adding Section 28.5.52 to the San Francisco Traffic Code, establishing a commercial vehicle weight restriction on a portion of Mendell Street. (Parking and Traffic Department)

(DPT Order No. 2095.)

10/27/00, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.

*Supervisor Newsom requested to be added as sponsor.*

**001936 [Settlement of Lawsuit]**

Ordinance authorizing settlement of litigation of Pacific Gas & Electric Company against all persons, filed July 12, 1999, \$553,783.58. (City Attorney)

(McEnerney action entitled "Pacific Gas & Electric Company v. All Persons," S.F. Superior Court No. 44536.)

10/30/00, RECEIVED AND ASSIGNED to Audit and Government Efficiency Committee. Confidential letter dated October 25, 2000 is on file with the Clerk of the Board.

**001951 [Proposed Conflict of Interest Code Amendments]  
Supervisor Newsom**

Ordinance amending Article II, Chapter 1 of the San Francisco Campaign and Government Conduct Code by adding Sections 3.1-109, 3.1-242, 3.1-252, 3.1-268, and 3.1-422, and amending Sections 3.1-120, 3.1-150, 3.1-155, 3.1-170, 3.1-175, 3.1-190, 3.1-195, 3.1-205, 3.1-215, 3.1-230, 3.1-235, 3.1-245, 3.1-250, 3.1-270, 3.1-275, 3.1-280, 3.1-285, 3.1-310, 3.1-320, 3.1-335, 3.1-345, 3.1-350, 3.1-355, 3.1-365, 3.1-375, 3.1-395, 3.1-410, 3.1-430, 3.1-440, and 3.1-445, and repealing Sections 3.1-115, 3.1-125, 3.1-200, 3.1-225, 3.1-370, 3.1-380, and 3.1-385 to update the list of designated employees who must file financial disclosure statements and to modify the applicable disclosure requirements. (City Attorney)

10/31/00, RECEIVED AND ASSIGNED to Rules Committee.

*Supervisor Newsom requested to be added as sponsor.*

**001958 [Government funding, Public Utilities Commission, for water pollution control plant remediation projects]**

Ordinance appropriating a total of \$5,000,000 from the Mission Bay project and the San Francisco Clean Water Department fund balance to fund the construction of odor control remediation projects at the southeast water pollution control plant, for the Public Utilities Commission, for fiscal year 2000-01. (Controller)

(Fiscal impact.)

11/1/00, RECEIVED AND ASSIGNED to Finance and Labor Committee.

**001959 [Government funding, Airport capital improvement projects]  
Supervisor Newsom**

Ordinance appropriating \$671,165,000 of San Francisco International Airport infrastructure Bond proceeds to fund various capital improvement projects for fiscal year 2000-2001. (Controller)

11/1/00, RECEIVED AND ASSIGNED to Finance and Labor Committee.

*Supervisor Newsom requested to be added as sponsor.*

**001960 [Government funding, Airport capital improvement projects]  
Supervisor Newsom**

Ordinance appropriating \$39,690,612 of various Bond fund balances to capital improvement projects at the Airport Commission for fiscal year 2000-2001. (Controller)

(Fiscal impact.)

11/1/00, RECEIVED AND ASSIGNED to Finance and Labor Committee.

*Supervisor Newsom requested to be added as sponsor.*

**PROPOSED RESOLUTIONS**

**001904 [Parking Regulations, Various Locations]**

Resolution enacting and rescinding parking regulations at various locations.

**UNMETERED MOTORCYCLE PARKING - ESTABLISH**

Jackson Street, north side, between driveways for #3003 and #3005 Jackson Street (13-foot zone, accommodating 2 motorcycles)

**TOW-AWAY, NO PARKING ANYTIME - ESTABLISH**

3rd Street, east side, from Jerrold Avenue to 145 feet southerly (145-foot zone) (Parking and Traffic Department)

(DPT Order No. 2098.)

11/1/00, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.

**001905 [Parking Regulations, Various Streets]**

Resolution enacting and rescinding traffic regulations on various streets.

**TOW-AWAY, NO STOPPING ANYTIME - RESCIND**

Lucky Street, west side, from 171.5 feet to 404 feet north of 26th Street (232.5-foot zone)

Lucky Street, west side, from 59 feet to 151.5 feet north of 26th Street (92.5-foot zone)

**TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH**

Lucky Street, west side, from 198 feet to 445 feet north of 26th Street (247-foot zone)

Lucky Street, west side, from 75 feet to 178 feet north of 26th Street (103-foot zone)

**NO LEFT TURN - ESTABLISH**

3rd Street, both directions, at Custer Avenue

3rd Street, both directions, at Fairfax Avenue

3rd Street, both directions, at Galvez Avenue

3rd Street, both directions, at Innes Avenue

3rd Street, both directions, at Kirkwood Avenue

3rd Street, northbound, at Arthur Avenue / Cargo Way

3rd Street, northbound, at Burke Avenue

3rd Street, northbound, at Davidson Avenue

3rd Street, northbound, at Hudson Avenue

**TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH**

3rd Street, east side, between Burke and Evans Avenues

3rd Street, east side, between Cargo Way and Burke Avenue

3rd Street, east side, between Hudson and Innes Avenues

3rd Street, east side, from Fairfax Avenue to 90 feet southerly (90-foot zone)

3rd Street, east side, from Hudson Avenue to 80 feet northerly (80-foot zone)

3rd Street, east side, from Jerrold Avenue to 35 feet northerly (35-foot zone)

3rd Street, west side, between Evans and Davidson Avenues

3rd Street, west side, between Fairfax and Galvez Avenues

3rd Street, west side, between Galvez and Hudson Avenues

3rd Street, west side, between Innes and Jerrold Avenues

3rd Street, west side, from Hudson Avenue to 75 feet southerly (75-foot zone)

3rd Street, west side, from Innes Avenue to 60 feet northerly (60-foot zone) (Parking and Traffic Department)

(DPT Order No. 2098.)

11/1/00, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.

**001935 [Establishing penalty for violating Tour Bus Loading Zones]****Supervisor Newsom**

Resolution establishing a \$100 penalty for violating Traffic Code Section 66 (Tour Bus Loading Zones).

(Parking and Traffic Department)

(DPT Order No. 2096.)

10/30/00, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.

*Supervisor Newsom requested to be added as sponsor.*

**001953 [Grant funds for surveillance cameras on Municipal Railway vehicles]  
Supervisor Newsom**

Resolution authorizing the Municipal Transportation Agency to accept and expend \$1,800,000 of State assistance for surveillance cameras on Municipal Railway transit vehicles. (Public Transportation Commission) 11/1/00, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.

*Supervisor Newsom requested to be added as sponsor.*

**001954 [Grant funds for replacing aged motor coaches serving the Municipal Railway]  
Supervisors Katz, Becerril**

Resolution authorizing the Municipal Transportation Agency to accept and expend \$3,203,169 of regional assistance for one Municipal Railway transit project. (Public Transportation Commission) 10/30/00, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.

*Supervisor Newsom requested to be added as co-sponsor.*

**001955 [Grant funds for the construction of the K-Ingleside light rail line and Ocean Avenue serving the  
Municipal Railway]  
Supervisor Newsom**

Resolution authorizing the Municipal Transportation Agency to accept and expend \$7,000,000 of State assistance for Ocean Avenue and K-Ingleside Street, sidewalk, and transit improvements. (Public Transportation Commission)

11/1/00, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.

*Supervisor Newsom requested to be added as sponsor.*

**001956 [Gift acceptance of a red carpet]**

Resolution authorizing the Director of Administrative Services to accept, on behalf of the Department Administrative Services ("Department"), a gift of a red carpet from Brian and Dolores Stein for use in connection with the Department's administration of City Hall. (Administrative Services Department) 10/31/00, RECEIVED AND ASSIGNED to Audit and Government Efficiency Committee.

**001957 [Healthcare for Indigents Program]  
Supervisors Newsom, Becerril**

Resolution authorizing adoption of the County description of proposed expenditure of California Healthcare for Indigents Program (CHIP) funds for fiscal year 2000-01 and that the President or duly authorized representative of the Board of Supervisors of the City and County of San Francisco can certify the County Description of Proposed Expenditure of CHIP funds for fiscal year 2000-01. (Public Health Department) 11/1/00, RECEIVED AND ASSIGNED to Finance and Labor Committee. Department requests this item be calendared at the November 15, 2000 meeting.

**Requests Granted**

*From: Supervisors Leno, Katz, Bierman*

*To: City Attorney*

*Requesting/Inquiring: To draft an ordinance establishing specific penalties for discrimination in public accommodation against transgender individuals.*

*From: Supervisor Ammiano*

*To: General Manager of Municipal Railway and Chief of Police*

*Requesting/Inquiring: That General Manager of Municipal Railway and Chief of Police investigate and report on a gang-related assault of three MUNI riders which occurred at approximately 7:00 PM on October 30th on the 14-Mission line.*

*The information that is provided to the Board of Supervisors should include the following:*

- 1. Corroborate an incident which occurred on October 30th at approximately 7:00 PM in which 15 youth were suspected to be affiliated with Mission District gangs. The San Francisco Police reported that two teenage girls were physically assaulted and a young man, age 20, was slashed with a knife on his neck and arms.*
- 2. Corroborate eyewitness accounts which indicate that the MUNI driver fled when the youths boarded the bus.*
- 3. Identify who the MUNI driver was.*
- 4. Explain why the MUNI driver did not report this incident to MUNI operations, Police Department and other law enforcement agencies.*
- 5. What actions are MUNI taking to better inform drivers of the need to report crimes that occur on MUNI?*
- 6. How many of the assailants have been apprehended and charged?*
- 7. What is the health status of the victims?*

*From: Supervisor Ammiano*

*To: Directors of Planning and Parking and Traffic*

*Requesting/Inquiring: That the Directors of Planning and Parking and Traffic prepare a supplemental appropriation and proposed scope of work for a Visitacion Valley Transportation Study for introduction at the Board of Supervisors on Monday, November 13, 2000. The study should analyze traffic and transit impacts of a variety of development types (i.e., mixed use office, retail, light manufacturing, and/or residential, etc.) in the area bounded by the proposed Visitacion Valley Interim Zoning Controls, including the revised development proposal from Home Depot. Taking into account current and potential development in the area (including Executive Park and potential development in Brisbane and Daly City) the study should, at a minimum, analyze level of service impacts on intersections for each development scenario, potential delays to the operation of 3rd Street Light Rail and the projected transportation mode split for workers, residents and shoppers traveling to and from the site.*

*From: Supervisor Becerril*

*To: City Attorney*

*Requesting/Inquiring: To draft legislation to allow City employees reasonable time off, not to exceed one hour of paid leave every eight weeks, to donate blood.*

*From: Supervisor Bierman*

*To: Director of Planning*

*Requesting/Inquiring: To investigate and report why the Planning Department has allowed owners to lease ground floor office space in C-3-R retail districts and other C-3 Districts.*

*From: Supervisor Katz*

*To: City Attorney*

*Requesting/Inquiring: To draft legislation appropriating the sum of \$500,000 from the General Fund Reserve to complete the Transbay Terminal/Joint Development/Caltrain Downtown Extension environmental documents (EIS/EIR) with any remainder monies for additional and further studies necessary for the projects.*



*The Supervisor requests this item to be referred to Deputy City Attorney John Cooper, and that it be given top priority in order to expedite the drafting of the legislation.*

### **In Memoriams**

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

*Virginia Baker (Supervisor Kaufman)*

*Ring Lardner, Jr. (Supervisor Bierman)*

*Bert Diamond (Supervisors Katz, Leno)*

*Paul McVetty (Supervisor Katz)*

*Marcus Kalb (Supervisors Leno, Teng)*

*Grayce Regan (Supervisors Leno, Ammiano, Yee)*

*David Brower (By the entire Board)*

*Harry Stern (Supervisors Ammiano, Leno, Yee)*

## ADJOURNMENT

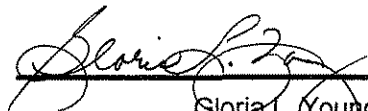
*There being no further business, the Board at the hour of 3:59 p.m adjourned.*

*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 January 2, 2001.*

*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.*



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Gloria L. Young  
Clerk of the Board