

Agenda & Minutes Archive  
Board of Supervisors

City and County of San Francisco

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



AGENDA

Monday, January 18, 2000  
2:00 PM

Regular Calendar

TOM AMMIANO, PRESIDENT

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

Gloria L. Young, Clerk of the Board

<>ROLL CALL AND PLEDGE OF ALLEGIANCE

<>APPROVAL OF MEETING MINUTES

<>AGENDA CHANGES

<>COMMUNICATIONS <>

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

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

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

<>CONSENT AGENDA <>All matters listed hereunder constitute a Consent Agenda, are considered to be routine by the Board of Supervisors and will be acted upon by a single roll call vote of the Board. There will be no separate discussion of these items unless a member of the Board so requests, in which event the matter shall be removed from the Consent Agenda and considered as a separate item.

<>Items 1 through 2

<>Recommendations of the Finance and Labor Committee

Present: Supervisors Yee, Bierman, Ammiano

<>1. 992309 [Permitting non-City workers to perform work for the City because non-City workers can perform work at a lesser cost than City employees - Victim services for the District Attorney] <>Resolution concurring retroactively, with the Controller's certification that assistance to certain victims of crime and education in community anti-street violence can be practically performed for the District Attorney's Victim Witness Assistance Program by a private contract for a lower cost than similar work services performed by City and County employees. (District Attorney)

Question: Shall this Resolution be ADOPTED?

<>2. 992311 [Lease of property owned by Herbst Foundation on the second floor of 30 Van Ness Avenue for DPH-Children, Youth and Families Section for the term of 5 years at a monthly rate of <>Resolution authorizing a lease at 30 Van Ness for the Department of Health's Children Youth and Families Section. (Real Estate Department)

Question: Shall this Resolution be ADOPTED?

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

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<>REGULAR AGENDA

<>UNFINISHED BUSINESS

<>From the Finance and Labor Committee Without Recommendation

Present: Supervisors Yee, Bierman, Ammiano

<>3. 991852 [Lease and Use Agreement Modifications to allow eight (8) airlines to relocate all international flight operations from Central Terminal Building to a new International Terminal Building <>Resolution approving modifications the terms of Airline/Airport Lease and Use Agreements between the City and various airlines to allow such airlines to relocate international flight operations to the New International Terminal. (Airport Commission)

11/8/1999, MOTION to excuse Supervisor Becerril from voting on this matter because of possible conflict of interest.

11/8/1999, CONTINUED. Supervisor Bierman requested this matter be continued to November 22, 1999.

11/22/1999, MOTION to excuse Supervisor Becerril from voting at her request.

11/22/1999, CONTINUED. Supervisor Bierman requested this matter be continued to December 20,1999.

12/20/1999, MOTION to excuse Supervisor Becerril from voting on this matter.

12/20/1999, CONTINUED. Supervisor Bierman requested this matter be continued to January 18, 2000.

Question: Shall this Resolution be ADOPTED?

<>4. 991853 [New lease and operating agreements to allow eighteen (18) airlines to relocate all international flight operations from Central Terminal Building to a new International Terminal Building <>Resolution approving the terms of lease and operating agreements between the City and various airlines to allow such airlines to relocate international flight operations to the New International Terminal. (Airport Commission)

11/8/1999, MOTION to excuse Supervisor Becerril from voting on this matter because of possible conflict of interest.

11/8/1999, CONTINUED. Supervisor Bierman requested this matter be continued to November 22, 1999.

11/22/1999, MOTION to excuse Supervisor Becerril from voting at her request.

11/22/1999, CONTINUED. Supervisor Bierman requested this matter be continued to December 20,1999.

12/20/1999, MOTION to excuse Supervisor Becerril from voting on this matter.

12/20/1999, CONTINUED. Supervisor Bierman requested this matter be continued to January 18, 2000.

Question: Shall this Resolution be ADOPTED?

## <>NEW BUSINESS

### <>Recommendations of the Finance and Labor Committee

Present: Supervisors Yee, Bierman, Ammiano

<>5. 991428 [Truth in Disclosure Act] Supervisor Yee <>Ordinance amending Planning Code Sections 306.1 and 306.3 to require disclosure in a conditional use or variance application and notice for public hearing of the name under which the applicant intends to conduct business, and requiring that applications be signed under penalty of perjury; and authorizing the Zoning Administrator to reject and delay the re-filing of an application that includes material misstatements or omissions; amending Building Code Section 106.3 to require disclosure in a building permit application of the name under which the applicant intends to conduct business, requiring that applications be signed under penalty of perjury, and authorizing the Director of Building Inspection to cancel and delay the re-filing of an application that includes material misstatements or omissions. <>(Amending Planning Code Sections 306.1 and 306.3; amends Building Code Section 106.3.)

(Planning Commission Resolution No.14929 adopted November 18, 1999 recommending proposed amendment with revision disclosed in the resolution. Certification of Exemption from environmental review dated September 9, 1999.)

12/6/1999, AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW

TITLE. Supervisor Yee moved an amendment of the whole bearing new title.

12/6/1999, CONTINUED AS AMENDED ON FIRST READING. A request was made to continue this matter to December 13, 1999.

12/13/1999, RE-REFERRED to Finance and Labor Committee. Supervisor Yee, seconded by Supervisor Newsom, moved that this matter be continued to December 20, 1999.

Question: Shall this Ordinance be FINALLY PASSED?

(Supervisor Yee dissenting in committee.)

<>6. 992315 [Funds for emergency winter shelter] Supervisors Ammiano, Katz, Bierman <>Ordinance appropriating \$54,290 from the General Fund Reserve to fund an emergency winter shelter for homeless gay/lesbian/bisexual/transgender youth, at the Department of Public Health, for fiscal year 1999-2000; placing \$54,290 on reserve. <>(Supervisor Yee dissenting in Committee.)

Question: Shall this Ordinance be FINALLY PASSED?

<>7. 992209 [Sewer Replacement, Filbert/Rose Streets] <>Resolution approving the expenditure of funds for the emergency work to replace the structurally inadequate sewer in Filbert Street from Van Ness Avenue to Franklin Street and Rose Street from Gough Street to Market Street - \$256,083.00. (Public Utilities Commission) <>(Fiscal impact.)

Question: Shall this Resolution be ADOPTED?

<>8. 992269 [2000-2002 Children's Services Plan (Charter amendment enacted in November 1991) - The Mayor's Office of Children Youth and Their Families creates this plan each year to allocate the Supervisor Teng <>Resolution approving the Children's Services Plan for the San Francisco Children's Fund in accordance with Charter Section 16.108. (Mayor)

Question: Shall this Resolution be ADOPTED?

<>9. 992301 [Acquisition of 4 noise easements for religious assembly buildings (at Alida Way and Alta Vista Drive), City of South San Francisco, in order to satisfy State-mandated noise mitigation Supervisor Brown <>Resolution authorizing the acquisition of four (4) noise easements for properties in the City of South San Francisco as part of the Airport Commission's aircraft noise insulation program. (Real Estate Department)

Question: Shall this Resolution be ADOPTED?

<>10. 992302 [Acquisition of 195 additional noise easements in the cities of Millbrae and one (1) in South San Francisco for the purpose of satisfying a part of the State-mandated noise mitigation <>Resolution authorizing the acquisition of noise easements from 195 property addresses in the cities of Millbrae and South San Francisco as part of the Airport Master Plan Memorandum of Understanding between the Airport and its neighboring communities. (Real Estate Department)

Question: Shall this Resolution be ADOPTED?

<>11. 992303 [Withdrawal of 26 property owners (located in the Cities of Millbrae, San Bruno, Daly City and Pacifica) from noise insulation program for various reasons and delivery of quitclaim deeds <>Resolution authorizing the conveyance of twenty-six (26) quitclaim deeds to various property owners in San Mateo County to rescind Grants of Easement (noise easement deeds) previously acquired by San Francisco. (Real Estate Department)

Question: Shall this Resolution be ADOPTED?

<>Recommendations of the Housing and Social Policy Committee

Present: Supervisors Teng, Bierman, Becerril

<>12. 992048 [Edgehill Way Controls Findings] Supervisors Teng, Bierman, Becerril, Brown, Newsom <>Resolution adopting findings as to the local conditions requiring amendments to the State Building Code for buildings, as required by the California Health and Safety Code, in conjunction with creation of the Edgehill Mountain Slope Protection Area. <>(Companion measure to File 991768.)

Question: Shall this Resolution be ADOPTED?

<>13. 991768 [Edgehill Mountain Slope Protection Area] Supervisors Teng, Bierman, Becerril <>Ordinance amending Building Code by adding Section 106.4.1.2 to require the structural advisory committee to review and make recommendations on specified permit applications within the Edgehill Mountain Slope Protection Area, which is generally bounded by Garcia Avenue, Vasquez Avenue, Kensington Way, and Ulloa Street and traversed by Edgehill Way, and to require mandatory denial by the Director of Building Inspection under specified circumstances; amending Section 105.6.2 to specify the composition of the structural advisory committee for permit applications located within the Edgehill Mountain Slope Protection Area; amending Section 106.3.2 to require that the applicant for certain permit applications located within the Edgehill Mountain Slope Protection Area provide substantial documentation that there exists sufficient infrastructure to support the proposed residential development and that the proposed emergency access routes meet standards in effect at the time of the application; amending Section 1701.5 to require special inspections throughout the construction process for sites located within the Edgehill Mountain Slope Protection Area. <>(Amends Sections 106.4.1.2, 105.6.2, 106.3.2, 1701.5.)

(Companion measure to File 992048.)

Question: Shall this Ordinance be FINALLY PASSED?

Present: Supervisors Teng, Becerril

<>14. 992158 [Citywide Longer Pedestrian Crossing Time] Supervisors Teng, Leno, Becerril, Bierman, Katz, Brown <>Resolution urging the Department of Parking and Traffic to expand its signal re-timing programs in the Geary Boulevard, Van Ness Avenue, 19th Avenue and North of Market area by implementing traffic signal timings using a pedestrian walking speed of 2.5 feet per second curb to curb on a citywide basis and requesting the Department of Parking and Traffic to submit a report to the Board of Supervisors on the status of this implementation every six months.

Question: Shall this Resolution be ADOPTED?

<>Recommendations of the Small Business, Economic Vitality and Consumer Services Committee

Present: Supervisors Newsom, Leno, Becerril

<>15. 992177 [Liquor License Transfer, 1496 Larkin Street] <>Resolution determining that the transfer of a Type 21 off-sale general alcoholic beverage control license from 1198 Hyde Street to 1496 Larkin Street to Thoi Cong Nguyen for "Larkin Corner Market", will serve the convenience of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code; with a condition.

Question: Shall this Resolution be ADOPTED?

<>16. 992231 [Liquor License, Lucky Store No. 139 at 3132 Clement Avenue] <>Resolution determining that the issuance of a Type 21 off-sale general alcoholic beverage control license to Linda Richard for Lucky/Albertson's Store No. 139 located at 3132 Clement Avenue (new commercial center at the northwest corner of 32nd Avenue and Clement Street), will serve the convenience of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code; with a condition.

Question: Shall this Resolution be ADOPTED?

Present: Supervisors Leno, Becerril

<>17. 992271 [Liquor Licenses, 1186 Folsom Street] <>Resolution determining that the transfer of a Type 17 beer and wine wholesaler license from 848 Ashbury Street to 1186 Folsom Street and the issuance of Type 9 beer and wine importer license and a conditional Type 20 off-sale beer and wine alcoholic beverage control license to Richard Bruno for VINUM Cellars at 1186 Folsom Street, will serve the convenience of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Codes.

Question: Shall this Resolution be ADOPTED?

<>Recommendations of the Transportation and Land Use Committee

Present: Supervisors Katz, Yaki, Yee

<>18. 991366 [City Information Public Display Pilot Project] Supervisors Becerril, Brown <>Resolution establishing a pilot project within the Department of Public Works to publicly display city information for the benefit of San Francisco residents.

Question: Shall this Resolution be ADOPTED?

<>19. 991464 [Equal Treatment of Traffic Incident Reporting and Prosecution] Supervisors Katz, Bierman, Brown, Leno, Newsom <>Resolution urging City departments, the San Francisco Police Department and the San Francisco District Attorney's Office to take all necessary action to ensure equal treatment of bicyclists and motorists involved in traffic incidents.

Question: Shall this Resolution be ADOPTED?

Present: Supervisors Yaki, Yee

<>20. 992310 [Consenting to voluntary assignment of the Transit Shelter Agreement to Infinity Broadcasting Corporation as a result of Infinity acquiring Outdoor Systems, Inc. who used to provide for <>Resolution consenting to voluntary assignment of transit shelter agreement resulting from merger of Outdoor Systems, Inc. with Burma

Question: Shall this Resolution be ADOPTED?

<>SPECIAL ORDER 3:00 P.M.

<>21. 992110 [Landmark Appeal, 2750 Sloat Boulevard (Doggie Diner Sign and Site)] <>Hearing of persons interested in or objecting to the decision of the Planning Commission's decision by its Resolution No. 14915 adopted November 4, 1999, disapproving the designation of the Doggie Diner Sign and site at 2750 Sloat Boulevard, Lot 2A and 4 in Assessor's Block 2514 (containing the Carousel Restaurant building) as Landmark No. 212. <>(Filed on November 4, 1999.)

(Companion measure to Files 992111, 992112, 992218.)

(Planning Commission Resolution No. 14915 dated 11/4/99 which disapproved the landmark designation of the Doggie Diner; Landmark Preservation Advisory Board Resolution No. 515 adopted 7/7/99, initiating the landmark designation of the property; Landmark Preservation Advisory Board Resolution No. 518 adopted 11/17/99, appealing Planning Commission Resolution No. 14915 which disapproved the landmark designation of the above-referenced property.)

Action: \_\_\_\_\_

<>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.

<>From the Clerk

<>22. 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)

Question: Shall this Motion be ADOPTED?

<>23. 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.

Question: Shall this Motion be ADOPTED?

<>24. 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.

Question: Shall this Ordinance be FINALLY PASSED?

<>SPECIAL ORDER 3:00 P.M.

<>25. 992199 [Landmark Appeal, 2750 Sloat Boulevard (Doggie Diner Sign)] <>Hearing of persons interested in or objecting to the decision of the Planning Commission by its Resolution No. 14915 dated November 4, 1999, disapproving the proposal of the Landmarks Preservation Advisory Board to designate the Doggie Diner Sign as Landmark No. 212 on property located at 2750 Sloat Boulevard; Lots 2A and 4 in Assessor's Block No. 2514.

<>(Filed on November 19, 1999.)

(Companion measure to Files 992200, 992201, 992221.)

(Planning Commission Resolution No. 14915 dated 11/4/99 which disapproved the landmark designation of the Doggie Diner; Landmark Preservation Advisory Board Resolution No. 515 adopted 7/7/99, initiating the landmark designation of the property; Landmark Preservation Advisory Board Resolution No. 518 adopted 11/17/99, appealing Planning Commission Resolution No. 14915 which disapproved the landmark designation of the above-referenced property.)

Action:\_\_\_\_\_

<>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.

<>From the Clerk

<>26. 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.

Question: Shall this Motion be ADOPTED?

<>27. 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.

Question: Shall this Motion be ADOPTED?

<>28. 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.

Question: Shall this Ordinance be FINALLY PASSED?

<>29. ROLL CALL FOR INTRODUCTIONS <>Roll call for introduction of ordinances, resolutions, charter amendments, requests for hearings, letters of inquiry, and letters of request to the City Attorney.



<>30. PUBLIC COMMENT <>An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak. The President or the Board may limit the total testimony to 30 minutes.

<>FOR ADOPTION WITHOUT COMMITTEE REFERENCE <>These measures are introduced for adoption without committee reference. A unanimous vote is required for adoption of a resolution today. Any Supervisor may require any resolution to go to committee.

<>Items 31 through 45

<>31. 000047 [Revenue Bonds Public Hearing Approval for Drew College Preparatory School] Supervisors Kaufman, Bierman, Brown, Newsom <>Resolution authorizing the execution and delivery of revenue bonds by the California Statewide Communities Development authority in an aggregate principal amount not to exceed \$8,000,000 for Drew College Preparatory School. (Mayor)

1/10/2000, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE  
AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this  
Resolution be ADOPTED?

<>32. 000048 [State Legislation, AB 1607, Handgun Licensing and Registration] Supervisors Leno, Bierman, Brown, Newsom <>Resolution urging the California State Legislature and Governor Davis to approve Assembly Bill 1607 regarding handgun licensing and registration.

1/10/2000, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE  
AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this  
Resolution be ADOPTED?

<>33. 000049 [U.S. Food and Drug Administration and Congress to create new blood donor guidelines] Supervisors Leno, Katz, Bierman, Newsom <>Resolution urging Senator Barbara Boxer, Senator Dianne Feinstein and Representative Nancy Pelosi to work with the U.S. Food and Drug Administration and Congress to create new blood donor guidelines that allow HIV-negative gay men to donate blood and help alleviate the nation's chronic blood shortage.

1/10/2000, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE  
AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this  
Resolution be ADOPTED?

<>34. 000050 [Tracking criminal misconduct in the City's shelters] Supervisors Newsom, Teng, Brown <>Resolution urging the Mayor's Office on Homelessness and the Department of Human Services to create a system for tracking criminal misconduct in the City's shelter system.

1/10/2000, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE  
AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this  
Resolution be ADOPTED?

<>35. 000051 [Contract to complete an accurate count for the Census 2000] Supervisors Teng, Bierman, Becerril, Newsom <>Resolution authorizing the Department of Administrative Services to enter into an agreement with the State of California and to accept \$114,447 from the State of California to implement a plan to achieve a complete and accurate count for the Census 2000.

1/10/2000, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE  
AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this  
Resolution be ADOPTED?

<>36. 000052 [Commendation] Supervisors Ammiano, Bierman, Newsom, Kaufman, Teng, Katz <>Resolution commending Richard A. Sullivan upon his retirement as Tax Collector and for his outstanding contribution and dedicated service to the City and County of San Francisco.

1/10/2000, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE  
AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this  
Resolution be ADOPTED?

<>37. 000053 [Commendation] Supervisors Bierman, Newsom <>Resolution commending and congratulating the Pittman & Davis Company of Harlingen, Texas, for its conscientious effort to spare the environment by using 100% recycled paper as its packaging material.

1/10/2000, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE  
AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this  
Resolution be ADOPTED?

<>38. 000054 [Commendation] Supervisors Katz, Kaufman, Teng, Bierman, Leno, Newsom <>Resolution congratulating Glide Memorial United Methodist Church, San Francisco City College, Manpower, Inc. and Mission College for launching Glidetechn.

1/10/2000, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE  
AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this  
Resolution be ADOPTED?

<>39. 000055 [Commendation] Supervisors Leno, Bierman, Newsom <>Resolution commending Department of Parking and Traffic Senior Parking Control Officer Ella Mueller.

1/10/2000, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE  
AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this  
Resolution be ADOPTED?

<>40. 000056 [Commendation] Supervisors Leno, Kaufman, Katz, Bierman, Newsom, Teng <>Resolution commending the Holocaust Center of Northern California upon its 20th Anniversary.

1/10/2000, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE  
AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this  
Resolution be ADOPTED?

<>41. 000072 [Declaration of the December 14, 1999 Runoff Election Results] <>Resolution declaring the results of the Municipal Runoff Election conducted on December 14, 1999, in the City and County of San Francisco. (City Attorney)

1/12/2000, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE  
AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this  
Resolution be ADOPTED?

<>42. 000062 [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.

1/10/2000, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE  
AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion  
be ADOPTED?

<>43. 000076 [Final Map of 2501 Harrison Street, a new 15 unit live/work condominium project] <>Motion approving final map of 2501 Harrison Street, a Live/Work Condominium Project, being a subdivision of Lot 33 in Assessor's Block No. 4147, and adopting findings pursuant to Planning Code Section 101.1. (Public Works Department)

1/12/2000, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE  
AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion  
be ADOPTED?

<>44. 000077 [Final Map of 655 Fifth Street, a new 20 unit live/work condominium project] <>Motion approving final map of 655 Fifth Street, a Live/Work Condominium Project, being a subdivision of Lot 42 in Assessor's Block No. 3786, and adopting findings pursuant to Planning Code Section 101.1. (Public Works Department)

1/12/2000, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE  
AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion  
be ADOPTED?

<>45. 000078 [Final Map of 655 Tennessee Street, a new 16 unit live/work condominium project] <>Motion approving final map of 655 Tennessee Street, a Live/Work Condominium Project, being a subdivision of Lot 34 in Assessor's Block No. 3995, and adopting findings pursuant to Planning Code Section 101.1. (Public Works Department)

1/12/2000, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE  
AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion  
be ADOPTED?

Questions on the For Adoption Without Committee Reference

Agenda:\_\_\_\_\_

<>46. IMPERATIVE AGENDA <>Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding. Each motion requires 8 votes or a unanimous 6 or 7. A unanimous vote is required for the resolution(s).

<>[Serious Injury Finding]

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

<>[Purely Commendatory Finding]

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

<>[Brown Act Finding]

Motion that the Board find by roll call vote that for the resolutions being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

<>[Imperative Resolutions, if any]

<>OFF-AGENDA LEGISLATION

<>PROPOSED ORDINANCES

Proposed ordinances received from January 6 through noon on January 12, for reference by President to appropriate committee on January 18, 2000.

<>000063 [Reducing the City Attorney's Cash Revolving Fund from \$10,000 to \$8,000, consistent with the recommendations of the Controller's Audit Division] Supervisor Newsom <>Ordinance amending Administrative Code Section 10.136 to reduce the amount of money authorized to be in the City Attorney's Cash Revolving Fund from \$10,000 to \$8,000. (City Attorney) <>(Amends Section 10.136.)

1/7/2000, RECEIVED AND ASSIGNED to Finance and Labor Committee.

<>000064 [Eliminating the Cash Revolving Fund of the Bureau of Claims of the City Attorney's Office, consistent with the recommendations of the Controller's Audit Division.] Supervisor Newsom <>Ordinance repealing Administrative Code Section 10.136-1 to eliminate the Cash Revolving Fund of the Bureau of Claims of the Office of the City Attorney. (City Attorney) <>(Repeals Section 10.136-1.)

1/7/2000, RECEIVED AND ASSIGNED to Finance and Labor Committee.

<>000065 [DHS appropriation request to hire five (5) new employees to fund data base of fingerprint and photo images of persons applying/receiving benefits from CalWORKS and food stamp program to <>Ordinance appropriating \$102,155 of State and Federal Revenue to fund salaries, fringe benefits, training, other current expenses, materials and supplies, and for the creation of five (5) positions to operate the new State-mandated Statewide Fingerprint Imaging System (SFIS) for the Department of Human Services for fiscal year 1999-2000. (Controller) <>(Companion measure to File 000066)

1/10/2000, RECEIVED AND ASSIGNED to Finance and Labor Committee.

<>000066 [Amending 1999-2000 Annual Salary Ordinance to create 5 new positions (4 Class 1426 Senior Clerk Typists and 1 Class 2912 Senior Social Worker) for DHS.] <>Ordinance amending Ordinance No. 209-99 (Annual Salary Ordinance, 1999/2000) reflecting the creation of five (5) positions for the Department of Human Services. (Human Services Department) <>(Companion measure to File 000067)

1/10/2000, RECEIVED AND ASSIGNED to Finance and Labor Committee.

<>000067 [Appropriation to be used for various capital improvements as approved in the Airport's Master Plan including rail transit operating system and Five Year Capital Projects Plan] Supervisor Newsom <>Ordinance appropriating \$55,126,710 of interest income and various Bond fund balances to capital improvement projects at the Airport Commission for fiscal year 1999-2000. (Controller) <>(Fiscal impact.)

1/10/2000, RECEIVED AND ASSIGNED to 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)

1/7/2000, RECEIVED AND ASSIGNED to Finance and Labor Committee.

<>000082 [Appropriation in the amount of \$22,943,756 from Bonds proceeds and interest earnings to fund the reconstruction and relocation of the Asian Art Museum] <>Ordinance appropriating \$22,943,756 proceeds from the sale of Bonds and interest income (\$1,737,669 of 1989 Earthquake Safety Bond Interest, \$4,452,462 Asian Art Relocation Project Bond Series 1996 Interest and \$16,753,625 Asian Art Relocation Project Bond Series 1999 Bond Proceeds) for the reconstruction of the former Public Library and the relocation of the Asian Art Museum. (Controller) <>(Fiscal impact.)

1/12/2000, RECEIVED AND ASSIGNED to Finance and Labor Committee.

<>000083 [Settlement of Lawsuit] <>Ordinance authorizing settlement of litigation of Linda Kay Roberts against the City and County of San Francisco by payment of \$500,000. (City Attorney) <>(S. F. Superior Court No. 992-339; filed on January 16, 1998.)

1/12/2000, RECEIVED AND ASSIGNED to Audit and Government Efficiency Committee. A confidential letter dated September 16, 1999 is on file with the Clerk of the Board.

<>000088 [County Jail No. 3 Replacement Project] <>Ordinance authorizing the Sheriff's Department, the Department of Public Works, the City Architect, the City Attorney's Office and the Mayor's Office of Public Finance to negotiate a design-build contract with Prison Realty Trust for the County Jail No. 3 replacement project; subject to further Board of Supervisors approval. (Sheriff) <>(Fiscal impact; Companion measure to File 000087)

1/12/2000, RECEIVED AND ASSIGNED to Finance and Labor Committee.

#### <>PROPOSED RESOLUTIONS

Proposed resolutions received from January 6 through noon on January 12, for reference by President to appropriate committee on January 18, 2000.

<>000069 [Authorizing the City to accept funds as a result of the settlement of litigation against various manufacturers of tobacco products] <>Resolution authorizing withdrawal and acceptance of tobacco settlement monies pursuant to the Memorandum of Understanding. (City Attorney) <>(Companion measure to File 000068)

1/7/2000, RECEIVED AND ASSIGNED to Finance and Labor Committee.

<>000070 [New grant to be used by Public Health to develop a comprehensive evaluation plan for substance abuse prevention treatment services] <>Resolution authorizing the Department of Public Health, Population Health and Prevention, Community Mental Health Services, to accept retroactively and expend a grant in the amount of \$246,423 from the Department of Health and Human Services, SAMHSA, for the San Francisco Practice/Research Collaborative Project and to enter into an agreement which does not include patent infringement indemnification and false claims clauses; providing for ratification of action previously taken. (Public Health Department)

1/10/2000, RECEIVED AND ASSIGNED to Public Health and Environment Committee. Department requests this matter be calendared at the January 27, 2000 meeting.

<>000073 [Approving lease between Parking Authority and Azad H. Nejad, et al. as tenant for Moscone Center Garage at 247-249 Third Street, to operate a mail/shipping and Internet link center at an <>Resolution approving commercial lease for space Nos. 6 and 7 at the Moscone Center Garage (Real Estate Department)

1/11/2000, RECEIVED AND ASSIGNED to Finance and Labor Committee.

<>000074 [Federal grant to provide employment and training programs and social adjustment services to refugees who have been in the country 5 years or less] <>Resolution authorizing the Private Industry Council of San Francisco, Inc. to accept and expend approximately \$109,004 of additional federal Refugee Employment Social Services funds and approximately \$254,726 of unspent funds in line with the Refugee County Plan. (Private Industry Council)

1/11/2000, RECEIVED AND ASSIGNED to Housing and Social Policy Committee.

<>000079 [Grant to be used by the Airport to purchase medium duty compressed natural gas vehicles to reduce emissions and improve the air on terminal roadways and Bay Area cities] Supervisor Newsom <>Resolution

authorizing the Airport Commission to accept and expend a grant in the amount of \$109,200 from the Bay Area Air Quality Management District (Air District) for the acquisition of medium duty Compressed Natural Gas (CNG) vehicles. (Airport Commission)

1/12/2000, RECEIVED AND ASSIGNED to Finance and Labor Committee.

<>000080 [Grant to be used by the Airport to purchase heavy duty compressed natural gas vehicles to reduce emissions and improve the air on terminal roadways and Bay Area cities] Supervisor Newsom <>Resolution authorizing the Airport Commission to accept and expend a grant in the amount of \$90,000 from the Bay Area Air Quality Management District (Air District) for acquisition of heavy duty Compressed Natural Gas (CNG) vehicles. (Airport Commission)

1/12/2000, RECEIVED AND ASSIGNED to Finance and Labor Committee.

<>000081 [Grant to be used by the Airport to purchase compressed natural gas shuttle vehicles to reduce emissions and improve the air on terminal roadways and Bay Area cities] Supervisor Newsom <>Resolution authorizing the Airport Commission to accept and expend a grant in the amount of \$810,000 from the Bay Area Air Quality Management District (Air District) for acquisition of Compressed Natural Gas (CNG) shuttle vehicles. (Airport Commission)

1/12/2000, RECEIVED AND ASSIGNED to Finance and Labor Committee.

<>000084 [Lease of property owned by Herbst Foundation at 30 Van Ness Avenue to relocate and provide expansion space for the Dept. of Human Resources' Workers Compensation Division currently <>Resolution authorizing a lease at 30 Van Ness Avenue for the Department of Human Resources (Real Estate Department)

1/12/2000, RECEIVED AND ASSIGNED to Finance and Labor Committee.

<>000085 [Appointment, San Francisco Health Authority] <>Resolution appointing Reece Fawley, Dale Butler, and Randall Low, M.D., to serve as Governing Body Members of the San Francisco Health Authority. (Clerk of the Board)

1/12/2000, RECEIVED AND ASSIGNED to Rules Committee.

<>000086 [Transfer of State General Funds to the County Mental Health Directors Association to provide early periodic screening, diagnosis and treatment services in fiscal year 1999-2000] Supervisor Newsom <>Resolution endorsing the transfer of State General Funds from the State to the California Mental Health Directors Association for a contract to provide services to foster care and other Medi-Cal eligible children placed outside of San Francisco. (Public Health Department)

1/12/2000, RECEIVED AND ASSIGNED to Public Health and Environment Committee.

<>000087 [CEQA Findings - San Bruno Jail No. 3 Replacement Project] <>Resolution endorsing the Planning Commission's certification of the Final Environmental Impact Report and adopting environmental findings (and a statement of overriding considerations) pursuant to the California Environmental Quality Act and State Guidelines in connection with the approval of a design-build/finance contract and various other approvals related to the County Jail No. 3 replacement project. (Sheriff) <>(Fiscal impact; Environmental Impact Report Addendum dated January 3, 2000; draft EIR published February 28, 1998; companion measure to File 000088.)

1/12/2000, RECEIVED AND ASSIGNED to Finance and Labor Committee.

<>000089 [Petitions and Communications] <>Petitions and Communications received from January 6 through noon on January 12, for reference by the President to the Committee considering related matters or to be ordered filed by the Clerk on January 18, 2000.

From various departments, regarding services provided to San Francisco residents with limited English proficiency.

Copy: Supervisor Teng (1)

Public Library, (Reference No. 19991115-053);

Department of Human Resources, (Reference No. 19991115-012);

Fine Arts Museums, (Reference No. 19991115-047);

San Francisco Unified School District, (Reference No. 19991115-062);

Department of Building Inspection, (Reference No. 19991115-009);

Sheriff, (Reference No. 19991115-025).

From Office of the Treasurer, submitting report on the Cash Difference and Overage Funds for the period ending November 30, 1999 and December 31, 1999. 2 Letters (2)

From Thayer & Greer Hopkins, submitting opposition to the Department of Corrections proposed new facility for a parole and community services division at 1501 Vermont Street. File 99-2206, Finance and Labor Committee (3)

From various departments, regarding services provided to the homeless population in San Francisco. Copy: Supervisor Newsom (4)

Department of Parking and Traffic, (Reference No. 19991213-010);

Civil Service Commission, (Reference No. 19991213-018);

Purchasing Department, (Reference No. 19991213-058);

Public Administrator/Public Guardian, (Reference No. 1999-1213-048);

Solid Waste Management Program, (Reference No. 19991213-036).

From concerned citizens, submitting opposition to the proposed homeless shelter for gay, lesbian, transgender and questioning youth in Noe Valley at 1508 Church Street. File 99-2315, Finance and Labor Committee 12 Letters (5)

From Department of Public Health, submitting Hazardous Waste Release Report for December 1999 (Proposition 65). Public Health and Environment Committee (6)

From Budget Analyst, submitting Budget Analyst Activity Status Report for the quarter ending December 31, 1999. (7)

From Department of Parking and Traffic, regarding holiday security provisions at San Francisco Parking Authority garages. (Reference No. 19991206-012). Copy: Supervisor Newsom (8)

From Office of the City Administrator, submitting request for appointment of Carl Hedleston as member of the Single Room Occupancy (SRO) Hotel Fire Prevention and Stabilization Task Force. Rules Committee (9)

From Planning Department, submitting copy of proposed amended ordinance regarding the Child-Care Option Amendment including a developers option to satisfy the child-care requirement by entering into an arrangement pursuant to which a nonprofit organization would provide a child-care facility at a site within the city. File 99-1877, Transportation and Land Use Committee (10)

From Department of Parking and Traffic, submitting information related to plans to develop sidewalk bulbs along Van Ness Avenue. (Reference No. 19991115-003). Copy: Supervisor Leno (11)

From David Benfell, submitting suggestions for pedestrian safety. File 99-2158, Housing and Social Policy Committee 2 Letters (12)

From Global Garden Projects, Inc., concerning the development of Pier 30-32 and Sea Wall Lot 330. (13)



From Department of Human Resources, submitting quarterly report of economic settlements between October 1, 1999 and December 31, 1999. (14)

From Don L. Whitney, submitting support for the proposed homeless shelter for gay, lesbian, transgender and questioning youth in Noe Valley at 1508 Church Street. File 99-2315, Finance and Labor Committee. Copy: Each Supervisor (15)

From Office of the Controller Audits Division, submitting report concerning the audit of Andre-Boudin Bakeries, Inc. (16)

From Tax Collector, submitting request for waiver of the requirements of Chapter 12B of the Administrative Code for Litigation Lot Book Reports Contract. (17)

From Mark O'Connor, regarding disruption from construction project at Pets Unlimited, 2343 Fillmore Street. (18)

From Department of Elections, submitting Certification of Election Results for the Municipal Run-Off Election held on Tuesday, December 14, 1999 in San Francisco. (19)

From Airport's Commission, submitting report on employee overtime. (20)

From Rod Stewart, submitting opposition to the proposed Federal Aviation Administration (FAA) rule change regarding action to classify routine aircraft operation above 3000 feet AGL as a Categorical Exclusion, shielding such operations, or the addition of such operations from normal environmental review. Copy: Each Supervisor (21)

From Stuart Werner, regarding confusion with his legally parked car being reported as abandoned and towed at the owner's expense. Copy: Department of Parking and Traffic (22)

From Joseph C. Boyle, regarding being relieved from duties by Muni for several inappropriate reasons. Copy: Muni (23)

From Fine Arts Museums, submitting public notice regarding the proposed closure of the M.H. de Young Memorial Museum as of December 31, 2000. (24)

From Department of Human Resources, submitting Administrative Change Nos. 14-99/00, 15-99/00 to the Annual Salary Ordinance for fiscal year 99/00. File 991086 (25)

From various signators, submitting Form 700 Statement of Economic Interests: (26)  
Janet Michaelson, Legislative Assistant to Supervisor Katz.

From Public Utilities Commission, regarding expenditure of funds for the emergency work to replace the structurally inadequate sewer on Filbert Street from Van Ness Avenue to Franklin Street and Rose Street from Gough to Market Streets. Finance and Labor Committee (27)

From Samer Hamtini, submitting request for a Type 20 On-Sale Beer and Wine liquor license for "U-Save Discount" at 2401 Irving Street. Small Business, Economic Development and Consumer Services Committee (28)

From Department of Public Health, submitting request to release \$50,000 in funds held on reserve for methadone access physician training. (29)

From US Army Corps of Engineers, submitting public notice regarding the installation of a fiber optic cable offshore from San Luis Obispo to San Diego, four onshore landings, and onshore routes from San Francisco to Monterey and from the four landings to a location where the cable would be connected to the public switched telephone network. (30)

From Global Garden Projects, Inc., regarding the hazardous toxic substances contaminating Piers 28-30 (site) as they relate to the proposed development at Piers 30-32 (31)

From State Department of Health Services, regarding Child Health and Disability Prevention (CHDP) Program Plan and Budget for fiscal year 1999-2000. (32)

From Mayor's Office of Community Development, submitting request to release funds placed on reserve and allocate \$100,000 to the San Francisco Housing Authority for its Census 2000/TURF project. (33)

From Richard C. Millet, submitting opposition to request for "extended hours premises" entertainment dance hall keeper, after hours establishment for "Cargo Restaurant" at 1830 3rd Street. Small Business, Economic Development and Consumer Services Committee Copy: Each Supervisor (34)

From Mr. & Mrs. Chen Orgel, submitting opposition to the proposed residential care facility for senior citizens at 851 Head Street. (35)

<>ADJOURNMENT

## Meeting Procedures

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

Board procedures do not permit persons in the audience to vocally express support or opposition to statements by Supervisors or by other persons testifying. Thus applause and booing are both contrary to Board requirements. The Board does not permit signs to be brought into the meeting or displayed in the room.

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

Agenda are available on the internet at [www.ci.sf.ca.us/bdsupvrs.bos.htm](http://www.ci.sf.ca.us/bdsupvrs.bos.htm).

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

Board meetings are televised on channel 26. For video tape copies and scheduling call (415) 557-4293.

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

Requests for foreign language translation at a meeting must be received by the Clerk of the Board of Supervisors at least 48 hours before the meeting. For meetings on a Monday or a Tuesday, the request must be made by noon of the last business day of the preceding week.

## Disability access

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

The closest accessible BART Station is Civic Center, three blocks from City Hall. Accessible MUNI lines serving this location are: #42 Downtown Loop, and the #71 Haight/Noriega and the F Line to Market and Van Ness and the Metro stations at Van Ness and Market and at Civic Center. For more information about MUNI accessible services, call 923-6142.

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

The following services are available when requests are made by 4:00 p.m. of the Friday before the Board meeting: For American Sign Language interpreters, use of a reader during a meeting, or sound enhancement system, contact

Violeta Mosuela at (415) 554-7704.

For a large print copy of agenda or minutes in alternative formats, contact Annette Lonich at (415) 554-7706. In order to assist the City's efforts to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to various chemical based products. Please help the City to accommodate these individuals.

### Know Your Rights Under the Sunshine Ordinance

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

For more information on your rights under the Sunshine Ordinance (Chapter 67 of the San Francisco Administrative Code) or to report a violation of the ordinance, contact Donna Hall by mail to Clerk of the Board of Supervisors, 1 Dr. Carlton B. Goodlett Place, Room 244, by phone at (415) 554-7724, by fax at (415) 554-5163 or by email at [Donna\\_Hall@ci.sf.ca.us](mailto:Donna_Hall@ci.sf.ca.us)

Citizens interested in obtaining a free copy of the Sunshine Ordinance can request a copy from Ms. Hall or by printing Chapter 67 of the San Francisco Administrative Code on the Internet, at <http://www.ci.sf.ca.us/bdsupvrs/sunshine.htm>