

BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

City Hall, 401 Van Ness Ave.
San Francisco, Ca. 94102-4532

MEETING MINUTES

DOCUMENTS DEPT.

Monday, November 2, 1998

2:00 PM

Legislative Chamber - Room 404
Veterans Building, 401 Van Ness Avenue
San Francisco, CA 94102

Regular Meeting

MAR 24 1999

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BARBARA KAUFMAN, PRESIDENT
TOM AMMIANO, SUE BIERMAN, AMOS BROWN, LESLIE KATZ,
MARK LENO, JOSE MEDINA, GAVIN NEWSOM, MABEL TENG,
MICHAEL YAKI, LELAND Y. YEE
Gloria L. Young, Clerk of the Board

BOARD COMMITTEES

Committee Membership

Meeting Days

Economic Development, Transportation, and Technology Committee Supervisors Yaki, Katz, Leno	1st & 3rd Tuesday 10:00 AM
Finance Committee Supervisors Teng, Kaufman, Newsom	Each Wednesday 1:00 PM
Health, Family, and Environment Committee Supervisors Bierman, Katz, Ammiano	2nd & 4th Thursday 10:00 AM
Housing and Neighborhood Services Committee Supervisors Medina, Yee, Leno	1st & 3rd Thursday 10:00 AM
Parks and Recreation Committee Supervisors Brown, Newsom, Bierman	1st Tuesday 2:00 PM
Rules Committee Supervisors Ammiano, Yee, Brown	2nd & 4th Tuesday 10:00 AM

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

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

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 Barbara Kaufman presiding.

The meeting was called to order at 2:00 p.m. On call of the roll, the following Supervisors were noted absent:

Supervisors Brown, Leno - 2.

Quorum present.

Supervisor Brown was noted present at 2:04 p.m.

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

APPROVAL OF MEETING MINUTES

Supervisor Ammiano, seconded by Supervisor Leno, moved to approve the July 6, 1998 Special Meeting Minutes and the July 6, 1998 Regular Meeting Minutes. The motion carried by the following vote:

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

Privilege of the Floor

Supervisor Ammiano, seconded by Supervisor Teng, moved to suspend Rule 4.25 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to Victor May. The motion carried by the following vote:

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

Introduction of Guests

Supervisor Ammiano introduced and welcomed Mr. Victor May. Mr. May stated the purpose of his visit to the United States is to gather support for the Gays and Lesbians of Zimbabwe (GALZ) in their struggle for equality for gays and lesbians in Zimbabwe and to condemn the homophobic and repressive government of Zimbabwe.

Supervisor Ammiano presented Certificates of Honor to Frank Silverstein (who was present) and Delmar Neal in recognition for their civic pride and volunteerism in keeping the area around 2300 Market Street clean, free of graffiti and safe.

CONSENT AGENDA

Recommendations of the Health, Family, and Environment Committee

981642 [Grant - State Funds]

Resolution authorizing the Department of Public Health, Division of Population Health and Prevention, Community Health and Safety, to retroactively accept and expend a grant in the amount of \$22,695 from the California Integrated Waste Management Board for the solid waste facilities permit and inspection program and to enter into an agreement which includes an indemnification clause and does not include patent infringement indemnification and false claims clauses; waiving indirect costs. (Department of Public Health)

Resolution No. 915-98

ADOPTED

981702 [Grant - State]

Resolution authorizing the Department of Public Health, Population Health and Prevention Division, Emergency Medical Services, to accept retroactively and expend a grant in the amount of \$20,000 from the State EMS Authority to complete the local EMS Plan and to enter into an agreement which includes a rights in data clause and which does not include patent infringement indemnification and false claims clauses. (Department of Public Health)

Resolution No. 916-98

ADOPTED

981703 [Grant - Private]

Resolution authorizing the Department of Public Health, Population Health and Prevention Division, HIV Research Section, to accept retroactively and expend a grant in the amount of \$321,317 from Public Health Foundation Enterprises, Inc. to conduct a preventive HIV vaccine Phase III efficacy trial and to enter into an agreement which includes indemnification and rights in data clauses and which does not include patent infringement indemnification and false claims clauses. (Department of Public Health)

Resolution No. 917-98

ADOPTED

Recommendations of the Rules Committee

981650 [Theodore Philibosian v. CCSF]

Ordinance authorizing settlement of litigation of Theodore Philibosian against the City and County of San Francisco by payment of \$30,000. (City Attorney)

(S.F. Superior Court No. 985-604.)

PASSED, ON FIRST READING

981467 [Appointment]

Resolution appointing member to the Lead Poisoning Prevention Citizens Advisory Committee. (Rules Committee)

(Appointing Tan Dieu Chow to succeed Nikkie Ho, Seat 4, must represent a tenant organization, unexpired four-year term ending August 20, 2001.)

Resolution No. 919-98

ADOPTED

981614 [Appointment]
Resolution appointing member of the Board of Supervisors to the California State Association of Counties (CSAC) Board of Directors for 1999. (Clerk of the Board)

(Appointing Supervisor Michael Yaki to succeed himself, Seat 1, must be a member of the Board of Supervisors, new one year term ending at the 2000 annual conference meeting of the Association.)

Resolution No. 920-98

ADOPTED

981649 [Settlement of Claim, Abram Katz]
Resolution approving the settlement of the unlitigated claim of Abram Katz by payment of \$30,000. (City Attorney)

Resolution No. 921-98

ADOPTED

981690 [Unlitigated Claim, GE Medical Systems, Inc./PDC Facilities, Inc.]
Resolution approving settlement of unlitigated claim of GE Medical Systems, Inc. and PDC Facilities, Inc. by payment of \$362,186. (City Attorney)

Resolution No. 922-98

ADOPTED

981822 [Appointment]
Resolution appointing member to the Advisory Council to the Commission on the Aging. (Rules Committee)

(Appointing Mario Lim to succeed John Horak, Seat 2, must be nominee of Supervisor Brown)

Resolution No. 934-98

ADOPTED

981824 [Appointments]
Resolution appointing members to the Maternal Child Adolescent Health Board. (Rules Committee)

(Appointing Dr. Harry Coren to succeed himself, Seat 10, must be health professional, new three year term ending August 31, 2001;

Appointing Charlene Clemens to succeed herself, Seat 11, must be health professional, new three year term ending August 31, 2001.)

Resolution No. 935-98

ADOPTED

981838 [Appointment]

Resolution appointing members to the Delinquency Prevention Commission; and making findings waiving residency requirement. (Rules Committee)

(Appointing Ollie Bryant, Jr., to succeed Melanie DewBerry, Seat 5, must have interest in/be knowledgeable of juvenile delinquency, unexpired portion of term ending December 31, 1998, new four year term ending December 31, 2002;

Appointing Ernest Lira, to succeed James Howard, Seat 6, must have interest in/be knowledgeable of juvenile delinquency, unexpired portion of term ending December 31, 1998, new four year term ending December 31, 2002;

Appointing Benson Wong, to succeed Andante Higgins, Seat 12, must be nominee of Supervisor Ammiano, unexpired portion of term ending December 31, 2000;

Appointing Vin Courtney, to succeed Eric Quezada, Seat 14, must be nominee of Supervisor Medina, unexpired portion of term ending December 31, 2000.)

Resolution No. 936-98

ADOPTED

The foregoing items were acted upon by the following vote:

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

REGULAR AGENDA

UNFINISHED BUSINESS

Appointment of President Pro Tempore

The Clerk announced that Supervisor Medina will assume the chair during consideration of the Mission Bay items.

From Committee of the Whole

Supervisor Kaufman excused from voting on all Mission Bay items. (See Meeting Minutes of October 19, 1998.)

981441 [Mission Bay South Redevelopment Plan]

Supervisors Yaki, Teng, Newsom, Bierman, Medina, Brown, Ammiano, Katz, Leno, Yee

Ordinance approving and adopting Redevelopment Plan for the Mission Bay South Plan Area, which is generally bounded by the south embankment of the China Basin Channel and Seventh Street, Interstate 280, Mariposa Street, Terry Francois Boulevard and Third Street and contains approximately 238 acres of land; approving and authorizing an Interagency Cooperation Agreement between the City and County of San Francisco and the Redevelopment Agency of the City and County of San Francisco, in furtherance of the adoption and implementation of the Redevelopment Plan; adopting findings pursuant to the California Environmental Quality Act; adopting findings that the Plan and related cooperation agreement are consistent with the City's General Plan and Eight Priority Policies of Planning Code Section 101.1; and adopting findings pursuant to the California Community Redevelopment Law.

Ordinance No. 335-98

FINALLY PASSED by the following vote:

Ayes: 10 - Ammiano, Bierman, Brown, Katz, Leno, Medina, Newsom, Teng, Yaki, Yee

Excused: 1 - Kaufman

From Special Finance Committee/Economic Development , Transportation and Technology Committee

981433 [Mission Bay South Tax Allocation Agreement]

Supervisors Yaki, Teng, Bierman,
Medina, Brown, Ammiano, Katz,
Leno, Yee

Resolution approving and authorizing a tax increment allocation pledge agreement between the City and County of San Francisco and the Redevelopment Agency of the City and County of San Francisco, concerning the pledge of net available tax increment from the Mission Bay South Plan Area for the purpose of financing public infrastructure in furtherance of the implementation of the Redevelopment Plan for the Mission Bay South project and for the development of affordable housing in the Mission Bay North and South Plan Areas; authorizing and approving the incurrence of bonded indebtedness by the Redevelopment Agency not to exceed \$450,000,000 for such purposes; approving the use of all available housing increment produced in the Mission Bay South Plan Area for the development of affordable housing on parcels to be contributed to the Redevelopment Agency; adopting findings pursuant to the California Environmental Quality Act; and adopting findings that the agreement is consistent with the City's General Plan and Eight Priority Policies of the Planning Code Section 101.1.

(Fiscal impact.)

Resolution No. 887-98

Supervisor Yaki, seconded by Supervisor Teng, moved to excuse Supervisor Newsom, at his request, from voting on this item. The motion carried by the following vote:

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

ADOPTED by the following vote:

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

President Kaufman resumed the chair.

Recommendations of the Economic Development, Transportation, and Technology Committee

980564 [Bicycle Transit Enhancement Plan]

Supervisors Katz, Bierman,
Medina, Ammiano, Yaki, Leno,
Newsom, Brown

Ordinance amending Traffic Code by adding Article 5B, Section 110 to protect the integrity of existing bicycle facilities and Section 38N to prohibit parking in bicycle lanes, by amending Section 3.14 to conform to the State Vehicle Code definition of bicycle and Section 4 to conform to State Vehicle Code provisions regarding the rights and duties of bicycle riders; amending Administrative Code by adding Section 2.76 to authorize monitored bicycle parking at large public events; amending Planning Code Section 155 to clarify that any bicycle parking requirements under that section will not conflict with Sections 155.1 and 155.2, amending Planning Code Section 155.1 to clarify definition and obligations of responsible City official and landlord and deleting obsolete implementation schedule provisions, by adding Section 155.2 to require bicycle parking in city-owned parking facilities and privately-owned parking garages and adding Section 155.3 to require shower and locker facilities in new buildings and buildings undergoing major renovations, and by making findings of consistency with the priority policies of Planning Code Section 101.1; and repealing Traffic Code Sections 97 and 99.

(Adds Traffic Code Article 5B, Sections 110, 38N; amends Sections 3.14, 4; repeals Sections 97 and 99; adds Administrative Code Section 2.76; amends Planning Code Sections 155, 155.1; adds Sections 155.2 and 155.3.) (General Rule exclusion from environmental review.)

Supervisor Katz moved to amend page three, Section 38N, lines 11 through 14, by deleting "All fines collected for violations of this Section shall be deposited with the Department of Parking and Traffic for expenditure by and for the Department's Bicycle Program."

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

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

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

PASSED ON FIRST READING AS AMENDED by the following vote:

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

980944 [Advertising on Fixed Pedestal Newsracks]

Supervisors Kaufman, Brown

Ordinance amending Section 603 of the Planning Code to exempt advertising on fixed pedestal newsracks from Planning Code requirements regulating signs.

(Amends Section 603.)

Supervisor Brown requested to be added as co-sponsor.

Ordinance No. 340-98

FINALLY PASSED by the following vote:

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

981038 [Excavation in the Public Right-of-Way] Supervisors Katz, Bierman

Ordinance amending Public Works Code by repealing Article 8 (Excavations in Streets), repealing Sections 672 and 673 of Article 14 (Underground Pipes, Wires and Conduits), and adding Article 2.4 (Excavation in the Public Right-of-Way), including Section 2.4.44 to impose a new street damage restoration fee; authorizing establishment of the Street Construction Coordination Center and requesting other official actions in connection therewith; making findings for these amendments; and amending Article XIII of Chapter 10 of the Administrative Code by adding Section 10.117-119 to create a fund for collection of street damage restoration fees and adding Section 10.117-120 to reestablish the excavation fund for the collection of other deposits, fees, and penalties imposed by Article 2.4.

(Repeals Public Works Sections 672, 673, adds Section 2.4.44; adds Administrative Code Sections 10.117-119, and 10.117-120. July 17, 1998 - Certificate of Determination of Exemption/Exclusion from Environmental Review.)

Ordinance No. 341-98

FINALLY PASSED by the following vote:

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

981086 [Public Right-of-Way] Supervisors Medina, Newsom

Ordinance amending Public Works Code Sections 400, 706.3, 706.4 and 706.8 and adding Section 709 to authorize the Director of the Department of Public Works to require and perform remediation on unaccepted public right-of-way and to enforce obligations to pay for such remediation; to delete the Director's authority to undertake emergency remediation of dangerous conditions on a sidewalk without notice, to allow for administrative review of specified determinations of the Director, and to expand the scope of the fund available for repairs and remediation undertaken by the Department of Public Works; and to authorize the Director to issue and enforce emergency orders for the remediation of accepted or unaccepted public right-of-way in conjunction with or separate from other City departments.

(Amends Sections 400, 706.3, 706.4, 706.8; adds Section 709.)

Ordinance No. 342-98

FINALLY PASSED by the following vote:

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

NEW BUSINESS

Recommendations of the Health, Family, and Environment Committee

981337 [Families in City Shelter System] Supervisors Bierman, Ammiano,
Brown, Katz, Medina, Leno,
Newsom, Yee

Resolution supporting a policy of giving high priority to homeless families in the City shelter system, such that no family seeking emergency shelter should be turned away or kept on the connecting point waiting list because the system is full but should instead be given emergency accommodations until shelter placement is available.

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

Resolution No. 918-98

ADOPTED by the following vote:

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

Recommendations of the Rules Committee

981379 [Purchaser's Solicitation Request] Supervisor Katz
Ordinance amending Administrative Code by adding Section 21.55 to allow the purchaser to use requests for proposals to solicit contracts for combined commodities and services, and for general services.

(Adds Section 21.55.)

PASSED ON FIRST READING by the following vote:

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

981486 [Conflict of Interest Code]
Ordinance amending Chapter 58 of the San Francisco Administrative Code by amending various sections; to add, delete, and change titles of designated officials and employees to reflect organizational and staffing changes not previously reflected in the Code, including changes made by the City since the last biennial review of the Conflict of Interest Code; to refine the disclosure requirements applicable to some designated officials and employees; to clearly identify the filing officer for department heads, and to make nonsubstantive technical changes. (City Attorney)

(Amends Sections 58.4, 58.115, 58.125, 58.130, 58.135, 58.145, 58.150, 58.165, 58.180, 58.195, 58.202, 58.207, 58.210, 58.215, 58.220, 58.235, 58.240, 58.255, 58.260, 58.265, 58.270, 58.272, 58.280, 58.285, 58.290, 58.300, 58.310, 58.315, 58.320, 58.323, 58.325, 58.330, 58.340, 58.345, 58.350, 58.370, 58.375, 58.382, 58.383, 58.385, 58.390, and 58.600.)

PASSED ON FIRST READING by the following vote:

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

SPECIAL ORDER 3:00 P.M.

981633 [Appeal, 2826-2828 Octavia St. Subdivision Map]
Hearing of persons interested in or objecting to the decision of the Public Works Director dated September 14, 1998, approving Tentative Subdivision Map (subject to certain conditions and Building Inspection Code requirements), to legalize the proposed subdivision creating two substandard-sized lots in Assessor's Block 529, Lot 16, at 2826-2828 Octavia Street.

(See Files 981634, 981635, 981636.)

Supervisor Medina indicated he received communication from project sponsor requesting this matter be continued for two months to January 4, 1999 in order to work on efforts to resolve this matter.

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

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

981634 [Appeal, 2826-2828 Octavia St. Subdivision Map]
Motion approving decision of the Director of Public Works, approving Tentative Subdivision Map to legalize the proposed subdivision creating two substandard-sized lots in Assessor's Block 529, Lot 16, at 2826-2828 Octavia Street. (Clerk of the Board)

(See Files 981633, 981635, 981636.)

Supervisor Medina requested this matter be continued to January 4, 1999.

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

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

981635 [Appeal , 2826-2828 Octavia St. Subdivision Map]

Motion disapproving decision of the Director of Public Works, approving Tentative Subdivision Map to legalize the proposed subdivision creating two substandard-sized lots in Assessor's Block 529, Lot 16, at 2826-2828 Octavia Street. (Clerk of the Board)

(See Files 981633, 981634, 981636.)

Supervisor Medina requested this matter be continued to January 4, 1999.

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

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

981636 [Findings - 2826-2828 Octavia St. Subdivision Map]

Motion directing the Clerk of the Board to prepare findings relating to Tentative Subdivision Map to legalize the proposed subdivision creating two substandard-sized lots in Assessor's Block 529, Lot 16, at 2826-2828 Octavia Street, for consideration by the Board at its next meeting. (Clerk of the Board)

(See Files 981633, 981634, 981635.)

Supervisor Medina requested this matter be continued to January 4, 1999.

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

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

PUBLIC COMMENT

Bob Planthold, disability access at Airport;

Louis Calabro, request establishment of employee association for European American;

Jesus Gumban, employee relations court case;

Rita, offensive political signs removal; by city employee;

Daniel Pieste, politicians;

Jakkee Bryson, shelter hell weekly report;

Alex Bagwell, support naming school after Kathleen Robinson Munson;

Genevieve Bayan, support naming school after Kathleen Robinson Munson;

Charlotte Mayfield, Board of Supervisors conduct;

Abdalla Megahed, support Mid East peace. Arab American;

Rodney, quality of life issues;

Tate, AIDS funding distribution.

Appointment of President Pro Tempore

At the request of the President, Supervisor Katz assumed the Chair.

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.

981801 [Taxi Detail]**Supervisor Newsom**

Resolution urging the San Francisco Taxi Detail to use all due diligence in vigorously enforcing prohibitions against limousines and towncars operating unlawfully and to place this enforcement on a top priority basis.

Resolution No. 924-98

ADOPTED

- 981802 [Joint Meeting]** **Supervisors Newsom, Katz**
Resolution urging the San Francisco School Board to meet with the San Francisco Board of Supervisors for a joint meeting in the beginning of the first quarter of 1999 as a test pilot for future such joint meetings.
Supervisor Katz requested to be added as co-sponsor.
Resolution No. 925-98
ADOPTED
- 981803 [Wherry Housing]** **Supervisors Bierman, Katz, Yee**
Resolution supporting and urging the Mayor's Office of Housing to submit a proposal to the Presidio Trust for a substantial portion of Wherry Housing to be leased by the City and County of San Francisco or made available to the City and County through employment programs or other agreements that will provide housing for low income San Franciscans and San Franciscans at risk of homelessness.
Supervisor Yee requested to be added as co-sponsor.
Resolution No. 926-98
ADOPTED
- 981804 [Rename School]** **Supervisors Brown, Katz**
Resolution urging the San Francisco Unified School District to rename Golden Gate Elementary School to Kathleen Robinson Munson Elementary School.
Supervisor Katz requested to be added as co-sponsor.
Resolution No. 927-98
ADOPTED
- 981805 [Commendation]** **Supervisors Ammiano, Bierman, Yaki, Medina, Katz**
Resolution commending Dorothy M. Erlich's 20th anniversary as Executive Director, American Civil Liberties Union of Northern California.
Supervisors Yaki, Medina, Katz requested to be added as co-sponsors.
Resolution No. 928-98
ADOPTED
- 981806 [Yerba Buena Gardens Roof Top]** **Supervisors Bierman, Katz, Newsom, Yaki**
Resolution celebrating the official opening of the Rooftop at Yerba Buena Gardens and thanking the past and present commissioners, directors and staff of the San Francisco Redevelopment agency, particularly Helen Sause, the Board of Directors of Zeum and the Friends of Yerba Buena Gardens for their vision and dedication in bringing this project to fruition.
Supervisors Newsom, Yaki requested to be added as co-sponsors.
Resolution No. 929-98
ADOPTED
- 981814 [Serbian Genocide]** **Supervisors Katz, Yaki**
Resolution condemning Serbian genocide.
Supervisor Yaki requested to be added as co-sponsor.
Resolution No. 930-98
ADOPTED
- 981815 [Smart Card Technology]** **Supervisors Leno, Medina, Katz**
Resolution urging the City and County of San Francisco Department of Administrative Services to implement smart card technology in conjunction with the San Francisco Affinity Card programs.
Supervisors Medina, Katz requested to be added as co-sponsors.
Resolution No. 931-98
ADOPTED

981816 [Commendation]

Supervisors Kaufman, Newsom,
Medina, Katz

Resolution commending Norma Hotling and Standing Against Global Exploitation (SAGE) for the Innovations in Government Award won by the First Offender Prostitution Program.

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

Resolution No. 932-98

ADOPTED

981817 [Commendation]

Supervisors Leno, Ammiano, Katz,
Bierman, Yaki, Medina

Resolution commending the Department of Human Services for its efforts to promote the best interests of children by considering non-married individuals, including those in committed same-sex relationships, for long-term adoption placement; and commending Assemblypersons Carole Migden, Sheila Kuehl, and Kevin Shelley for their efforts to secure statewide joint adoption protections for non-married couples, including same-sex couples.

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

Resolution No. 933-98

ADOPTED

981789 [Privatizing San Francisco's Golf Courses]

Supervisor Brown

Motion directing the Legislative Analyst to prepare a report on the impact of privatizing the operation and maintenance of the City and County of San Francisco's golf courses.

Motion No. M98-144

APPROVED

981818 [Appointment Correction]

Supervisor Kaufman

Motion correcting the appointment of Gloria Young as the Clerk of the Board of Supervisors, Legislative Administrator and City Clerk of the City and County of San Francisco.

Motion No. M98-145

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 8 - Ammiano, Bierman, Brown, Katz, Leno, Medina, Teng, Yee

Absent: 3 - Kaufman, Newsom, Yaki

OFF-CALENDAR LEGISLATION

Introduced by the President at the Request of Departments

Ordinances

981847 [Antimicrobial Agents]

Supervisor Katz

Ordinance amending Administrative Code Sections 39.2 and 39.8 by revising the definition of antimicrobial agents and extending the existing exemption for such antimicrobial agents.

(Amends Sections 39.2 and 39.8.)

11/2/98, RECEIVED AND ASSIGNED to Health, Family, and Environment Committee.

- 981848 [Assessment Appeals Board Membership] Supervisor Kaufman**
 Ordinance amending Administrative Code Sections 2B.1 through 2B.8 and 2B.10 through 2B.14 to increase the number of Assessment Appeals Board members, to establish eligibility requirements for Assessment Appeals Board members, to establish criteria for selection of Assessment Appeals Board panels and hearing officers, to establish guidelines for joint meetings of the Assessment Appeals Boards, and to make nonsubstantive clarifying revisions.
 (Amends Sections 2B.1 through 2B.8 and 2B.10 through 2B.14.)
 11/2/98, ASSIGNED UNDER 30 DAY RULE to Finance Committee, expires on 12/2/1998.
- 981849 [Appropriation, Public Library] Mayor**
 Ordinance appropriating \$250,000 of 1988 Public Library improvement bond interest earnings to capital improvement projects for the Public Library for fiscal year 1988-1999
 (Fiscal impact.)
 11/2/98, RECEIVED AND ASSIGNED to Finance Committee.
- 981850 [Membership in Organizations] Mayor**
 Ordinance amending Administrative Code Section 16.6-47-1 relating to Police Department memberships by adding specified organizations.
 (Amends Section 16.6-47-1.)
 11/2/98, RECEIVED AND ASSIGNED to Finance Committee.

Resolutions

- 981844 [Union Square Business Improvement District] Supervisor Kaufman**
 Resolution declaring the intention of the Board of Supervisors to establish a property and business improvement district to be known as the "Union Square Business Improvement District," to order the levy and collection of a multi-year assessment, and setting a time and place for a public hearing thereon (January 25, 1999 at 3:00 p.m. or as soon thereafter as the matter may be heard).
 11/2/98, ASSIGNED UNDER 30 DAY RULE to Finance Committee, expires on 12/2/1998.
- 981845 [Business Improvement District Ballot Procedures] Supervisor Kaufman**
 Resolution establishing ballot procedures governing ballots cast by property owners of property located within the boundaries of a proposed business improvement district to be known as the "Union Square Business Improvement District."
 11/2/98, ASSIGNED UNDER 30 DAY RULE to Finance Committee, expires on 12/2/1998.
- 981851 [Push-Polling] Supervisors Ammiano, Newsom, Bierman, Leno**
 Resolution expressing San Francisco's opposition to the practice of push-polling in political campaigns and urging the San Francisco Ethics Commission to investigate the practice and recommend potential remedies to the Board of Supervisors.
 11/2/98, RECEIVED AND ASSIGNED to Rules Committee.

- 981852 [CalTrain Electrification and Essential Rehabilitation]** Supervisors Bierman, Katz, Ammiano, Yaki
- Resolution recommending that the Peninsula Corridor Joint Powers Board declare electrification and system rehabilitation of the entire CalTrain system a top priority of the region and urging the Peninsula Corridor Joint Powers Board to seek prompt and cost effective implementation of this priority.
- 11/2/98, RECEIVED AND ASSIGNED to Economic Development, Transportation, and Technology Committee.
- 981853 [Golden Gate Transit Bicycle Racks-on-Buses Program]** Supervisors Newsom, Katz, Leno, Medina
- Resolution urging the Golden Gate Bridge, Highway and Transportation District to immediately fund its Bicycle Racks-on-Buses Program.
- 11/2/98, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 981854 [Anti-Semitic Graffiti]** Supervisors Teng, Katz, Leno, Brown, Yaki, Bierman, Ammiano, Yee, Newsom
- Resolution condemning the anti-semitic graffiti directed against Marin County Assembly candidate Russ Weiner and commending and supporting the efforts of the Anti-Defamation League in search of information leading to the arrest and conviction of the perpetrators.
- 11/2/98, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 981855 [Zimbabwe Homophobia]** Supervisors Ammiano, Brown, Yaki, Katz, Leno, Medina, Bierman
- Resolution condemning the homophobic and repressive government of President Robert Mugabe in Zimbabwe and expressing San Francisco's support for the Gays and Lesbians of Zimbabwe (GALZ) and their drop-in center.
- 11/2/98, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 981856 [Headwaters Redwood Forest Pepper Spray Incident]** Supervisors Leno, Katz, Medina, Newsom, Bierman
- Resolution deploring the United States District Court ruling that the dabbing of pepper spray directly into the eyes of nonviolent protesters constitutes reasonable force.
- 11/2/98, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 981857 [Commendation]** Supervisors Yee, Yaki, Medina
- Resolution commending Tomasita Medal for her commitment to keeping the indigenous sacred ceremonial and burial objects which are housed at the de Young Museum in their current Golden Gate Park location.
- 11/2/98, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 981858 [Commendation] Supervisor Yee**
 Resolution commending the Knights of Columbus Golden Gate Council No. 2507, for celebrating its 75th Anniversary.
 11/2/98, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 981859 [Commendation] Supervisor Yee**
 Resolution commending William Theodore Brantz on being awarded the honor of Eagle Scout.
 11/2/98, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 981860 [Proclamation] Supervisors Ammiano, Yaki, Katz, Medina, Bierman**
 Resolution declaring October 30, 1998, Fran and Gil Bagot Day.
 11/2/98, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 981861 [Commendation] Supervisors Brown, Katz, Teng, Medina, Bierman**
 Resolution commending the Interfaith Council and the United Educators.
 11/2/98, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING
- 981862 [Proclamation] Supervisor Katz**
 Resolution proclaiming December 3, 1998 Cyberfest '98 Day.
 11/2/98, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 981863 [Commendation] Supervisors Leno, Brown, Katz, Ammiano, Yaki, Teng, Medina, Newsom, Bierman**
 Resolution commending the Clinton Administration for launching a \$156 million program to fight AIDS among African Americans and Hispanics.
 11/2/98, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

- 981864 [Bay Bridge Alignment] Supervisors Yaki, Bierman, Katz**
 Hearing to consider the proposals for the Bay Bridge alignment.
 11/2/98, RECEIVED AND ASSIGNED to Economic Development, Transportation, and Technology Committee.
- 981865 [911 Emergency Call Response Time] Supervisor Yee**
 Hearing to consider the 911 emergency call made on behalf of Angelique Chan, where the response time was 20 minutes and where translation services were not utilized to facilitate communication between the 911 dispatcher and Ms. Chan's Chinese speaking husband.
 11/2/98, RECEIVED AND ASSIGNED to Housing and Neighborhood Services Committee.

981866 [Sutro Tower]

Supervisors Yee, Ammiano,
Bierman

Hearing to consider the permitting process and oversight of work at Sutro Tower.

11/2/98, RECEIVED AND ASSIGNED to Economic Development, Transportation, and Technology Committee.

Motions

981867 [Needle Exchange Program]

Supervisors Bierman, Teng,
Ammiano, Yaki, Kaufman, Katz,
Brown, Newsom, Medina, Yee,
Leno

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

11/2/98, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Introduced by the President at the Request of Departments

PROPOSED ORDINANCES

981785 [Traffic Regulations, Guerrero Street]

Ordinance amending Traffic Code by repealing Section 175.14 and adding Section 174.08, changing the speed limit on Guerrero Street from 30 MPH to 25 MPH. (Department of Parking and Traffic)

(Repeals Section 175.14; adds Section 174.08.)

10/27/98, RECEIVED AND ASSIGNED to Housing and Neighborhood Services Committee.

981821 [Appropriation, Sheriff]

Ordinance appropriating \$298,271, Sheriff's Department, of State Grant Revenue for professional services, purchase of computer equipment, software upgrades, laundry equipment, and other miscellaneous improvements to jail facilities for fiscal year 1998-1999. (Sheriff)

(Fiscal impact.)

10/28/98, RECEIVED AND ASSIGNED to Finance Committee.

981825 [Donna and Kenneth Ballan v. CCSF]

Ordinance authorizing settlement of litigation of Donna and Kenneth Ballan against the City and County of San Francisco by payment of \$92,500. (City Attorney)

(S.F. Superior Court No. 981-417.)

2/28/98, RECEIVED AND ASSIGNED to Rules Committee.

981826 [Siu Shek Au Yeung, et al. v. CCSF]

Ordinance authorizing settlement of litigation of Siu Shek Au Yeung against the City and County of San Francisco by payment of \$120,000. (City Attorney)

(S.F. Superior Court No. 989-501.)

10/28/98, RECEIVED AND ASSIGNED to Rules Committee.

- 981827 [Lois Fenske v. CCSF]**
Ordinance authorizing settlement of litigation of Lois Fenske against the City and County of San Francisco by payment of \$65,000. (City Attorney)
- (S.F. Superior Court No. 987-514.)
10/28/98, RECEIVED AND ASSIGNED to Rules Committee.
- 981828 [Appropriation, PUC-Clean Water]**
Ordinance appropriating \$590,000, PUC-Cleanwater, from Clean Water Program Fund Balance to claims and judgments for fiscal year 1998-1999 and authorizing settlement of litigation of Peter and Barbara Winkelstein for a total settlement of \$590,000. (Controller)
- (Fiscal impact.)
10/28/98, RECEIVED AND ASSIGNED to Finance Committee.

PROPOSED RESOLUTIONS

- 981784 [Interconnection and Service Agreement - CCSF and Port of Oakland]**
Resolution approving the contract between the City and County of San Francisco and the Port of Oakland for interconnection with Davis Substation on file with the Clerk of the Board of Supervisors in File No. 981784; and approving the ten year initial term of the agreement and the continuation of the agreement after ten years unless terminated by one of the parties. (Public Utilities Commission)
- 10/22/98, RECEIVED AND ASSIGNED to Economic Development, Transportation, and Technology Committee.
- 981790 [Airport Concession Lease]**
Resolution approving Boarding Areas "B" and "C" Principal Concessions Retail Lease between Pacific Gateway Concessions, LLC and the City and County of San Francisco, acting by and through its Airport Commission. (Airport Commission)
- 10/26/98, RECEIVED AND ASSIGNED to Finance Committee.
- 981791 [Airport Lease Agreement, Nippon Cargo Airlines]**
Resolution approving lease agreements for cargo warehouse space in the North Field Cargo Facility between Nippon Cargo Airlines Company, Inc. and the City and County of San Francisco, acting by and through its Airport Commission. (Airport Commission)
- 10/26/98, RECEIVED AND ASSIGNED to Finance Committee.
- 981834 [Lease of Property at 1570 Mission Street]**
Resolution authorizing the lease of real property of a portion of the second floor at 1570 Mission Street, San Francisco, California, for the Department of Human Services. (Real Estate Department)
- 10/28/98, RECEIVED AND ASSIGNED to Finance Committee.

981835 [Information System Contract]

Resolution authorizing the Director of Public Health and the Purchaser to execute two agreements which include mutual indemnification language between the City and County of San Francisco and Shared Medical Systems Corporation. (Department of Public Health)

(Companion measure to File 981836.)

10/28/98, RECEIVED AND ASSIGNED to Health, Family, and Environment Committee.

981836 [Information Systems Contract]

Resolution authorizing the Director of Public Health and the Purchaser to execute an agreement between the City and County of San Francisco and Shared Medical Systems Corporation: remote computing option. (Department of Public Health)

(Companion measure to File 981835.)

10/28/98, RECEIVED AND ASSIGNED to Health, Family, and Environment Committee.

Requests Granted

By Supervisors Newsom, Bierman, that City Attorney draft legislation to designate a portion of taxis to be operated as natural gas vehicles.

By Supervisors Yuki, Bierman, that letter be sent to Fire Chief, requesting a review of training procedures for 911 operators fielding asthma-related emergency calls.

By Supervisors Ammiano, Bierman, that letter be sent to Director of Public Health requesting an analysis of the potential public health benefits of a Living Wage ordinance, including, but not limited to, decreased mortality rates, decreased reliance on emergency care services, and potentially decreased City contributions to a multi-payer health care insurance buyer's pool (if enacted).

By Supervisor Medina, that City Attorney draft legislation to require that the Department of Elections print all candidate names for citywide office in English, Spanish, Chinese, and Tagalog as a matter of policy.

In Memoriams

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

Gennady Penskov (By the entire Board)

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 19, 1999.

I, Gloria L. Young, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Minutes of said Board on the date stated and was approved as recited.

Gloria L. Young
Clerk of the Board