

# 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, August 23, 1999 2:00 PM

NOV 15 1999

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

SAN FRANCISCO  
PUBLIC LIBRARY

Regular Meeting

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

## BOARD COMMITTEES

<u>Committee Membership</u>	<u>Meeting Days</u>
<b>Audit and Government Efficiency Committee</b> Supervisors Kaufman, Newsom, Katz	1st Tuesday 1:00 PM
<b>Finance and Labor Committee</b> Supervisors Yee, Bierman, Ammiano	Wednesday 10:00 AM
<b>Housing and Social Policy Committee</b> Supervisors Teng, Bierman, Becerril	1st and 3rd Tuesday 10:00 AM
<b>Parks and Recreation Committee</b> Supervisors Brown, Newsom, Leno	2nd Tuesday 1:00 PM
<b>Public Health and Environment Committee</b> Supervisors Bierman, Brown, Yaki	2nd & 4th Thursday 1:00 PM
<b>Public Utilities and Deregulation Committee</b> Supervisors Ammiano, Yee, Becerril	3rd Tuesday 1:00 PM
<b>Rules Committee</b> Supervisors Leno, Teng, Kaufman	2nd & 4th Thursday 10:00 AM
<b>Small Business, Economic Vitality and Consumer Services Committee</b> Supervisors Newsom, Leno, Becerril	1st and 3rd Thursday 10:00 AM
<b>Transportation and Land Use Committee</b> Supervisors Katz, Yaki, Yee	2nd and 4th Tuesday 10:00 AM

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



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

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## ROLL CALL AND PLEDGE OF ALLEGIANCE

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

*The meeting was called to order at 2:06 p.m. On call of the roll, the following Supervisors were noted absent:*

*Supervisors Leno, Newsom, Teng - 3.*

*Quorum present.*

*Supervisor Leno was noted present at 2:08 p.m.*

*Supervisor Newsom was noted present at 2:11 p.m.*

*Supervisor Teng was noted present at 2:08 p.m.*

## APPROVAL OF MEETING MINUTES

Supervisor Yaki, seconded by Supervisor Teng, moved to APPROVE the July 12, July 19, and July 26, 1999 Meeting Minutes. The motion carried by the following vote:

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

**SPECIAL ORDER 2:00 P.M.**

**COMMITTEE REPORTS**

**Recommendations of Rules Committee**

**991407 [Rebuttal Argument]  
Supervisor Ammiano**

Motion authorizing a rebuttal to opponent's ballot argument against Proposition A, a bond measure regarding Laguna Honda Hospital. (Clerk of the Board)

Motion No. M99-120

**APPROVED** by the following vote:

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

**991411 [Rebuttal Argument]  
Supervisors Katz, Yaki, Ammiano, Bierman, Leno, Becerril, Teng, Newsom, Kaufman, Brown, Yee**

Motion authorizing a rebuttal to opponent's ballot argument against Proposition B, a charter amendment regarding retirement benefits, safety employees. (Clerk of the Board)

Motion No. M99-124

**APPROVED** by the following vote:

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

**991409 [Rebuttal Argument]  
Supervisor Ammiano**

Motion authorizing a rebuttal to opponent's ballot argument against Proposition C, a charter amendment regarding district boundaries of the Sixth and Eleventh Districts. (Clerk of the Board)

Motion No. M99-122

**APPROVED** by the following vote:

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

991410 [Rebuttal Argument]  
Supervisors Ammiano, Katz, Bierman, Leno

Motion authorizing a rebuttal to opponent's ballot argument against Proposition D, a charter amendment regarding catastrophic sick leave program. (Clerk of the Board)

Motion No. M99-123

APPROVED by the following vote:

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

991408 [Rebuttal Argument]  
Supervisors Newsom, Ammiano, Yaki, Kaufman, Katz, Becerril, Leno, Teng

Motion authorizing a rebuttal to opponent's ballot argument against Proposition E, a charter amendment regarding Municipal Railway. (Clerk of the Board)

Motion No. M99-121

APPROVED by the following vote:

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

## CONSENT AGENDA

### Recommendations of the Finance and Labor Committee

991463 [1996-2000 Memorandum of Understanding, Transit Workers' Union Local 250-A]  
Mayor

Ordinance implementing Amendment No. 3 to the 1996-2000 Memorandum of Understanding between the City and County of San Francisco and Transit Workers' Union Local 250-A for Classification 9163 and related trainee classifications.

(Fiscal impact.)

Ordinance No. 242-99

FINALLY PASSED

991524 [State grant funds for the City Administrator-Solid Waste Management to establish the compost (converting plant debris to fertilizer), recycling and market development program at the St. Mary's Urban Youth Farm]

Resolution authorizing the Solid Waste Management Program of the City and County of San Francisco to accept and expend \$25,000 from the California Integrated Waste Management Board for an urban compost, recycling and market development pilot program. (Administrative Services Department)

Resolution No. 799-99

ADOPTED



## Recommendations of the Housing and Social Policy Committee

- 991525 [State grant in the amount of \$55,000 to purchase equipment for SFPD Marine Unit at Treasure Island, to provide law enforcement services including search and rescue operations]  
Resolution authorizing the Chief of Police of the City and County of San Francisco to apply for retroactively, accept and expend funds made available through the "California Department of Boating and Waterways Safety and Enforcement Equipment Grant" for the San Francisco Police Department's Marine Unit. (Police Department)

Resolution No. 800-99

**ADOPTED**

- 991526 [State grant in the amount of \$55,000 to purchase a vessel and trailer to replace the current 1989 Sea Ark vessel for SFPD Marine Unit at Treasure Island, to provide law enforcement services including search and rescue operations]  
Resolution authorizing the Chief of Police of the City and County of San Francisco to apply for retroactively, accept and expend funds made available through the "California Department of Boating and Waterways Safety and Enforcement Vessel Replacement Grant" for the San Francisco Police Department's Marine Unit. (Police Department)

Resolution No. 801-99

**ADOPTED**

- 991527 [Continuous grant of \$300,000 for Police Department in coordination with City, State and local community organizations to combat crime, reduce drug dealing and drug related violence at the Ocean View/Merced Heights/Ingleside districts]  
Resolution authorizing the Chief of Police of the City and County of San Francisco to accept and expend funds made available through the California Office of Criminal Justice Planning for a project designated "Operation Revitalization - Ocean View/Merced Heights/Ingleside", and waiving indirect costs due to funding constraints. (Police Department)

Resolution No. 802-99

**ADOPTED**

## Recommendations of the Public Health and Environment Committee

- 991451 [State Grant: Funds to be used for recycling cans and bottles at San Francisco's public and private schools to comply with Assembly Bill 939.]

Resolution authorizing the Solid Waste Management Program to accept and expend \$41,650 from the California Department of Conservation; waiving indirect costs. (Administrative Services Department)

Resolution No. 795-99

**ADOPTED**

- 991530** [State grant funds to reimburse the Public Health Department for indigent health care services to San Francisco residents]  
Resolution authorizing the Department of Public Health to accept and expend retroactively a grant allocation of up to \$4,860,674 for fiscal year 1999-2000 funding from the State Department of Health Services for California Healthcare for Indigents Program (CHIP) funds for medical services to indigent persons, professional services, medical services contracts, materials and supplies, facilities rental, personal services and indirect costs in the amount of \$60,541, based on 11.3% of administrative and fiscal intermediary costs.  
(Department of Public Health)  
Resolution No. 803-99  
**ADOPTED**

### Recommendations of the Rules Committee

- 990133** [Appointments]  
Resolution appointing one member to the Delinquency Prevention Commission. (Clerk of the Board)  
  
(Appointing Cynthia Seymour, Seat 2, Must have interest in and be knowledgeable regarding juvenile delinquency, new four year term ending December 31, 2002.)  
  
Resolution No. 790-99  
**ADOPTED**
- 991361** [Appointments]  
Resolution appointing one member to the Delinquency Prevention Commission.  
  
(Appointing Joann Yee, Seat 6, Must have an interest in and be knowledgeable of juvenile delinquency prevention, unexpired portion of four-year term ending December 31, 2002.)  
  
Resolution No. 792-99  
**ADOPTED**

**991577 [Appointments]**

Resolution appointing ten members to the Child Care Planning Council; waiving residency requirement.

(Appointing Ellen Dektar, Seat 12, Must be nominee of the Mayor and represent the Department of Children, Youth, and Their Families, new three-year term ending April 1, 2002;

Appointing Carol Tatum, Seat 13, Must be nominee of the Mayor and represent the Recreation and Park Department, unexpired portion of three-year term ending April 1, 2001;

Appointing Gwen Henry, Seat 16, Must be nominee of the Mayor and represent the public at large, unexpired portion of three-year term ending April 1, 2000;

Appointing Edna Hazard, Seat 20, Must be nominee of the Board of Education and a client of publicly-subsidized child care program, new three-year term ending April 1, 2002;

Appointing Maria Luz Torre, Seat 21, Must be nominee of the Board of Education and a consumer of Department of Human Services child care program services, new three-year term ending April 1, 2002;

Appointing Sue Humbert-Rico, Seat 23, Must be nominee of the Board of Education and represent the local district office of Community Care Licensing, new three-year term ending April 1, 2002;

Appointing Marie Salgado, Seat 24, Must be nominee of the Board of Education and represent organized educators, new three-year term ending April 1, 2002;

Appointing Stephen Santos Rico, Seat 25, Must be nominee of the Board of Education and represent local public educational training institution, new three-year term ending April 1, 2002, waiving residency requirement;

Michele Rutherford, Seat 30, Must be nominee of the Mayor and representative of the Department of Human Services, new three-year term ending April 1, 2002.)

Resolution No. 807-99

**ADOPTED**

**991578 [Appointment]**

Resolution appointing two members to the Delinquency Prevention Commission.

(Appointing Alan Oliver, Seat 18, Must have interest in and be knowledgeable of juvenile delinquency prevention, for a new 4 year term ending June 30, 2003;

Appointing Maria Navarro, Seat 19, Must have interest in and be knowledgeable of juvenile delinquency prevention, for a new 4 year term ending June 30, 2003.)

Resolution No. 808-99

**ADOPTED**

**Recommendations of the Transportation and Land Use Committee****991177 [Public Works Code, Administrative Penalties for Excavation]**

**Supervisors Katz, Brown**

Ordinance amending Public Works Code Sections 2.4.80 and 2.4.81 to allow the Director of Public Works to charge municipal excavators that violate Article 2.4 with administrative penalties and to increase the administrative penalty assessed for excavation work without a permit.

Ordinance No. 239-99

**FINALLY PASSED**



**991276 [Weight Restriction on a portion of Albion Street]**

Ordinance amending Traffic Code by adding Section 28.1.106, establishing a weight restriction on a portion of Albion Street, between 15th and 17th Streets. (Department of Parking and Traffic)

(Adds Section 28.1.106.)

Ordinance No. 241-99

**FINALLY PASSED**

**From Transportation and Land Use Committee Without Recommendation****991193 [Street Vacation - Holland Court and a portion of Minna Street to accommodate the proposed expansion of the Moscone Convention Center Project with retail uses at 800-860 Howard St.]**

Ordinance ordering the vacation of the public street easement over Holland Court northwesterly of Howard Street between 4th Street and 5th Street and a portion of the south side of Minna Street between 4th Street and 5th Street, adopting findings pursuant to Planning Code Section 101.1, and incorporating findings relating to the issuance of a negative declaration. (Real Estate Department)

(Planning Commission Motion No. 14557 adopted March 12, 1998 affirming the decision to issue a Negative Declaration as prepared by the Planning Department; Planning Commission Resolution No. 14559 dated March 12, 1998 adopting findings of conformity with the General Plan; incorporating each and every finding contained in Motion No. 14458 authorizing the Project under Planning Code Section 309.)

Ordinance No. 240-99

**FINALLY PASSED**

The foregoing items were acted upon by the following vote:

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

## REGULAR AGENDA

## UNFINISHED BUSINESS

### From Committee of the Whole

**991317 [Prompt Review of Fixed Pedestal Permit Denials]  
Supervisor Kaufman**

Ordinance amending the Public Works Code by amending Section 184.12, regulating the placement and maintenance of newsracks on public sidewalks, streets and rights-of-way, to provide for prompt administrative and judicial review of decisions to grant, deny or revoke fixed pedestal permits, to clarify the grounds and procedures to grant, deny or revoke fixed pedestal permits, to clarify that free-standing newsracks may continue to be placed on public sidewalks, streets and rights-of-way in areas of the city that are not within fixed pedestal zones and that publications may continue to be distributed by other authorized means within fixed pedestal zones, and to make other miscellaneous technical revisions.

(Amends Section 184.12.)

Ordinance No. 234-99

**FINALLY PASSED** by the following vote:

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

Noes: 3 - Ammiano, Bierman, Yee

### Recommendation of the Parks and Recreation Committee

**990682 [Park Code, Alcoholic Beverages]  
Supervisor Brown**

Ordinance amending Park Code Section 4.10 to add Buena Vista Park and Jose Coronado and Crocker Amazon Playgrounds to the locations in which alcohol consumption is prohibited without a permit.

(Amends Section 4.10.)

Ordinance No. 238-99

**FINALLY PASSED** by the following vote:

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

### Appointment of President Pro Tempore

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

Called from Transportation and Land Use Committee by Supervisor Bierman

990998 [Zoning - Live/Work Moratorium: Imposing Interim Zoning Controls]  
Supervisors Bierman, Ammiano

Resolution imposing Interim Zoning Controls to prohibit construction of new Live/Work Developments, as defined in Planning Code Section 102.13, in the City and County of San Francisco, for a six (6) month period, and making a determination of consistency with the priority policies of Planning Code Section 101.1.

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

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

*The roll was then called on the pending resolution and it failed adoption.*

**NOT ADOPTED** by the following vote:

Ayes: 4 - Ammiano, Bierman, Katz, Leno

Noes: 6 - Becerril, Brown, Kaufman, Teng, Yaki, Yee

Excused: 1 - Newsom

*The President resumed the Chair.*

## NEW BUSINESS

### Recommendations of the Finance and Labor Committee

- 991266 [Amending Public Works Code relating to liens on delinquent water and sewer charges affecting individually metered tenant occupied single family homes and amending late payment and utility lien collection procedures]

Ordinance amending Public Works Code Chapter X concerning the imposition of liens to recover revenues from delinquent water and sewer service accounts, by amending Section 150.1 to comport with organizational changes in the 1996 Charter, amending Section 150.2 to exempt the owners of tenant occupied single family dwellings from the imposition of water and sewer service liens; amending Section 150.3 for grammatical consistency; amending Section 150.4 to exempt the owners of tenant occupied single family dwellings from the imposition of water and sewer service liens, and deleting the phrase "special assessment"; amending Section 150.5 to exempt the owners of tenant occupied single family dwellings from the imposition of water and sewer service liens, for provision of written notice to other customers, and to permit the collection of administrative fees for overdue water and sewer service accounts; amending Section 150.6 to comport with organizational changes in the 1996 Charter; amending Section 150.7 regarding noticed hearings; amending Section 150.8 to eliminate the tax priority of liens filed under the existing ordinance; amending Section 150.9 to establish a late payment penalty fee for unpaid closed accounts; amending Section 150.10 to create a process for transfer of liens and other overdue accounts to the Tax Collector and Bureau of Delinquent Revenue Collection and authorizing the recovery of attorney's fees and costs by the Bureau; amending Section 150.11 regarding release of liens upon payment and disposition of funds collected; and amending Section 150.12 increasing debt writeoff authority from \$50 to \$200 and authorizing the Bureau of Delinquent Revenue to compromise or abandon claims submitted to it by the Public Utilities Department. (Public Utilities Commission)

(Amends Public Works Code Section 150.1 - 150.12 inclusive.)

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

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

- 991392 [Authorizing agreements and acceptance of assets related to the dissolution of Western Addition Parking Corporation and the lease of the Japan Center Garages at 1660 Geary Boulevard and 1680 Fillmore Street]

Ordinance authorizing the Department of Public Works to accept a gift of \$550,000 from the City of San Francisco Western Addition Parking Corporation for the renovation of the Peace Plaza at the Japanese Cultural and Trade Center; approving the dissolution of the City of San Francisco Western Addition Parking Corporation and accepting the remaining assets and liabilities of said corporation; approving the transfer of said assets and liabilities to the Japan Center Garage Corporation; approving the form of lease of the Japantown Garage to the Japan Center Garage Corporation; ratifying previous actions taken in connection with the foregoing matters; and authorizing the taking of appropriate action in connection therewith. (Department of Parking and Traffic)

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

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



991489 [1999 Asian Art Museum Bond Sale - Issuance of the second and final series of bonds out of the total \$41,730,000 approved by the voters on November 8, 1994]

Resolution authorizing and directing the sale of not to exceed \$16,730,000 City and County of San Francisco General Obligation Bonds (Asian Art Museum Relocation Project) Series 1999D; prescribing the form and terms of said Bonds; authorizing the execution, authentication and registration of said Bonds; providing for the appointment of depositories and other agents for said Bonds; providing for the establishment of funds related thereto; approving the forms of official notice of sale of Bonds; directing the publication of the notice of sale and notice of intention to sell bonds; approving the form and execution of the official statement relating thereto; approving the form of the continuing disclosure certificate; approving modifications to documents; ratifying certain actions previously taken; and granting general authority to City officials to take necessary actions in connection with the authorization, issuance, sale and delivery of said Bonds. (Mayor)

Resolution No. 796-99

ADOPTED by the following vote:

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

991496 [Authorizing the PTC General Manager to execute an agreement with BART to pay MUNI \$2,066,513 for transferring riders to BART stations]

Resolution approving an agreement between the City and County of San Francisco and the Bay Area Rapid Transit District authorizing payment to San Francisco Municipal Railway for transfer trips provided in fiscal year 1999. (Public Transportation Commission)

Resolution No. 798-99

ADOPTED by the following vote:

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

### Recommendation of the Public Health and Environment Committee

990217 [Hepatitis C Prevention, Education, Testing]  
Supervisors Newsom, Katz, Leno

Resolution directing the Department of Public Health to coordinate with local, state, and federal efforts for Hepatitis C prevention, education, and testing and to provide a status update to the Board of Supervisors within three months.

Resolution No. 791-99

ADOPTED by the following vote:

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

### Appointment of President Pro Tempore

*At the request of the President, Supervisor Teng assumed the Chair so the President could participate in the debate from the floor concerning the following item.*



## Recommendation of the Public Utilities and Deregulation Committee

991178 [Cable Access Channel Management Services]  
Supervisor Bierman

Resolution supporting the continued management of the government cable access channel, Citywatch, by the nonprofit corporation known as the San Francisco Community Television Corporation (CTC) and urging the Department of Telecommunications and Information Services (DTIS) to continue the personal services contract with CTC to provide management services.

Resolution No. 825-99

**ADOPTED** by the following vote:

Ayes: 7 - Ammiano, Bierman, Leno, Newsom, Teng, Yaki, Yee  
Noes: 4 - Becerril, Brown, Katz, Kaufman

*The President resumed the Chair.*

## **SPECIAL ORDER 3:00 P.M.**

991494 [Public Hearing]

Hearing of persons interested in or objecting to report of delinquent charges for refuse collection services and nuisance removal costs submitted by the Director of Public Health as modified to the date of adoption of this resolution, and creating special assessments and liens based thereon. (Clerk of the Board)

(NOTE: Persons intending to object to the special assessment shall review their particular cases with Health Department officials in Room 263 City Hall, beginning at 1:00 p.m. Monday, August 23, 1999. When all Health Department reviews are completed, the Board shall hear unresolved objections.)

*The privilege of the floor was granted to the following person:*

*Peter Sarris, 4064-4060 19th Avenue (delinquent fees waived by department).*

**HEARD AT PUBLIC HEARING.**

## From Department of Public Health

991493 [Garbage Liens - Department of Public Health]

Resolution confirming report of delinquent charges for refuse collection services and nuisance removal costs submitted by the Director of Public Health as modified to the date of adoption of this resolution, and creating special assessments and liens based thereon. (Department of Public Health)

Resolution No. 797-99

**ADOPTED** by the following vote:

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

**991531 [Public Hearing]**

Hearing of persons interested in or objecting to report of delinquent charges for code enforcement cases with delinquent assessment of costs, emergency order fees, reinspection fees, and penalties for failure to file the annual unit usage report and or fees pursuant to the provisions of Sections 102.17, 102.18, 102.19 et seq., 108 and Section 110 Table I-K, of the San Francisco Building Code, and Sections 41.10 and 41.20 of Chapter 41 of the San Francisco Administrative Code submitted by the Director of the Department of Building Inspection for services rendered by said Department the costs thereof having accrued pursuant to the Code violations referenced above. (Clerk of the Board)

*The privilege of the floor was granted to the following persons:*

*31 Harriet Street, Al Riker;*

*960 Howard Street, representative;*

*197 Desmond Street, James Murphy;*

*582 Grove Street, Joel Coppersmith.*

**HEARD AT PUBLIC HEARING.**

**From Department of Building Inspection****991532 [Special Assessment Liens for Assessment of Costs - Building Inspection]**

Resolution confirming report of delinquent charges for code enforcement cases with delinquent assessment of costs, emergency order fees, reinspection fees, and penalties for failure to file the annual unit usage report and or fees pursuant to the provisions of Sections 102.17, 102.18, 102.19 et seq., 108 and Section 110 Table I-K, of the San Francisco Building Code, and Sections 41.10 and 41.20 of Chapter 41 of the San Francisco Administrative Code submitted by the Director of the Department of Building Inspection for services rendered by said Department the costs thereof having accrued pursuant to the Code violations referenced above. (Department of Building Inspection)

Resolution No. 804-99

**ADOPTED** by the following vote:

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

**991533 [Public Hearing]**

Hearing of persons interested in or objecting to report of delinquent reinspection fee cost submitted by the Director of Public Health, as modified to the date of adoption of this resolution, and creating special assessments and liens based thereon. (Clerk of the Board)

(NOTE: Persons intending to object to the special assessment shall review their particular cases with the Health Department officials in Room 278 City Hall, beginning 10:00 a.m., August 23, 1999. When all Health Department reviews are completed, the Board shall hear unresolved objections.)

*The President inquired if there was anyone present who wished to address the Board.*

*There being no response, the President declared the public hearing closed.*

**HEARD AT PUBLIC HEARING.**

**From Department of Public Health****991534 [Reinspection Fee Liens - Department of Public Health]**

Resolution confirming report of delinquent reinspection fee cost submitted by the Director of Public Health, as modified to the date of adoption of this resolution, and creating special assessments and liens based thereon. (Department of Public Health)

Resolution No. 805-99

**ADOPTED** by the following vote:

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

**COMMITTEE REPORTS****Recommendations of Rules Committee****991395 [Appointments]**

Resolution appointing one member to Assessment Appeals Board #1.

(Appointing ErmeLinda Trevino, Seat 3, Regular Member, must meet eligibility criteria set forth in Section 1624.05 of the California Revenue and Taxation Code, for new three-year term ending September 2, 2002.)

Resolution No. 793-99

**ADOPTED** by the following vote:

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

**991624 [Appointments]**

Resolution appointing four members to the Child Care Planning Council; waiving residency requirement.

(Appointing Terry Cronan, Seat 5, Must be nominee of Supervisor Newsom and represent a Head Start Center, new three-year term ending April 1, 2002, waiving residency requirement;

Appointing September Jarrett, Seat 8, Must be nominee of Supervisor Teng and represent a community organization, new three-year term ending April 1, 2002;

Appointing Byron Sigal, Seat 10, Must be nominee of Supervisor Ammiano and represent local business, new three-year term ending April 1, 2002;

Appointing Margaret Jerene, Seat 11, Must be nominee of Supervisor Leno and represent local business, new three-year term ending April 1, 2002.)

Resolution No. 822-99

**ADOPTED** by the following vote:

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

## Recommendation of Small Business, Economic Vitality and Consumer Services Committee

991553 [Weekly Chinatown Night Market Pilot Project on Grant Avenue, between Washington and Broadway, to begin September between the hours of six and ten]  
Supervisors Becerril, Newsom

Resolution supporting a weekly Chinatown Night Market Pilot project.

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

Resolution No. 806-99

ADOPTED by the following vote:

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

## ROLL CALL FOR INTRODUCTIONS

### Appointment of President Pro Tempore

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

*The President resumed the Chair shortly thereafter.*

## PUBLIC COMMENT

*Abdalla Megahed, help SF homeless;*

*Leboriae P. Smoore, stop police from taking disabled people's cars;*

*Eula Walters, support transfer of Ferry Park to Recreation and Park Department;*

*Michael Petrelis, questions Department of Public Health recent report on increase of syphilis cases;*

*San Yockey, urge public hearing on the Sunshine Ordinance initiative;*

*Mary Alice Burns, Mission Rock tenant relocation;*

*James Chaffee, public library;*

*Ken Hayes, support proclamation, Cannabis Helping to Alleviate Medical Problems (CHAMP) Day;*

*Jane Hennigan, Mission Rock tenant replacement housing;*

*John Jenkel, preservation of carriage horses, accountability;*

*Lloyd Schlegal, renovate existing building for convention center use;*

*Larry Edmond, housing and homeless;*

*Male speaker, garbage liens on two vacant parcels.*



## CLOSED SESSION

### Conference with City Attorney - Litigation

*[Convene in Closed Session]*

*Motion that the Board of Supervisors convene in closed session with the City Attorney for the purpose of conferring with, or receiving advice from the City Attorney as permitted by Government Code regarding the following litigation:*

**991415 [Potential Litigation]**

Whether litigation will be filed against the City and County of San Francisco as a result of ongoing investigations being conducted by the federal government of various departments and offices of the City and County of San Francisco, pursuant to Government Code Section 54956.9(b).

*There being no objection, President Ammiano requested this matter be removed and rescheduled at a future meeting.*

CONTINUED.

## 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.*

**991416 [Commendation]**

**Supervisors Brown, Leno, Bierman, Newsom, Katz, Becerril, Kaufman, Yaki**

Resolution commending Rev. Cecil Williams, Janice Mirikitani and the Board of Directors of Glide Housing, Inc. on the opening of the Cecil Williams Glide Community House.

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

Resolution No. 794-99

**ADOPTED**

**991594 [Hate-Motivated Violence in Los Angeles]**

**Supervisors Katz, Ammiano, Leno, Kaufman, Newsom, Becerril, Brown, Bierman, Yaki**

Resolution condemning that hate-motivated violence in Los Angeles and urging all Americans to value and respect diversity.

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

Resolution No. 809-99

**ADOPTED**



- 991595 [Small Business Policy]  
Supervisors Leno, Teng, Katz, Newsom, Becerril, Bierman

Resolution establishing a policy to involve the Small Business Commission on policy issues of significance to the small business community in the City and County of San Francisco.

*Supervisors Katz, Newsom, Becerril, Bierman requested to be added as co-sponsors*

Resolution No. 810-99

ADOPTED

- 991597 [State Legislation, SB 123, Anti-Competitive Gas Pricing]  
Supervisors Ammiano, Bierman, Katz

Resolution urging the California Legislature to pass SB 123 (Peace) prohibiting refiners, distributors, manufacturers or transporters of motor vehicle fuels from discriminating in price between different purchasers, and supporting the efforts of United States Senator Barbara Boxer and California Attorney General Bill Lockyer to investigate anti-competitive gasoline pricing practices.

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

Resolution No. 811-99

ADOPTED

- 991598 [Farm labor vehicles to be equipped with seat belts]  
Supervisors Ammiano, Bierman, Katz, Becerril

Resolution urging the California Senate and Assembly to support Assemblyman Dean Florez's (D-Shafter) legislation requiring farm labor vehicles to be equipped with seat belts and further to offer condolences to the families of the deceased farm laborers.

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

Resolution No. 812-99

ADOPTED

- 991599 [Paul Scofield's Mural, A Leap of Compassion]  
Supervisors Ammiano, Leno, Bierman, Katz

Resolution opposing the removal and destruction of Paul Scofield's mural titled "A Leap of Compassion" located on 665 Eddy Street and further urging Citi Properties to allow the mural to remain at its present location or permit enough time for the replication and relocation of the mural to a more suitable location.

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

Resolution No. 826-99

ADOPTED

**991600 [Jesus Campusano's Lilli Ann Mural]**  
**Supervisors Ammiano, Leno, Katz, Yaki, Bierman**

Resolution urging the Robert J. Cort Family Trust and the Campusano Family to enter into negotiations so that the Lilli Ann Mural can be preserved in a timely and expedient manner and further urging the Mayor's Office to investigate mechanisms to enable the City to post an \$80,000 Bond so the restoration efforts of Jesus Campusano's "Lilli Ann Mural" can be initiated.

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

Resolution No. 813-99

**ADOPTED**

**991601 [State Legislation, SB 1110, Rigid Plastic Packaging]**  
**Supervisors Becerril, Bierman, Katz**

Resolution endorsing Senate Bill 1110 and urging the Legislature and Governor to take all action necessary to pass the bill into law.

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

Resolution No. 814-99

**ADOPTED**

**991602 [State Legislation, SB 332, Bottle Bill Amendment]**  
**Supervisors Bierman, Becerril, Katz**

Resolution supporting Senate Bill 332, which revises the California Beverage Container Recycling and Litter Reduction Act (commonly referred to as the "Bottle Bill").

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

Resolution No. 815-99

**ADOPTED**

**991603 [Commendation]**  
**Supervisors Newsom, Becerril, Bierman**

Resolution commending the parishioners of the Committee to Save Saint Brigid Church in San Francisco, California for their service and efforts to preserve the architecture and cultural history of Saint Brigid Church, and to make the neighborhood in which it stands a better, cleaner, and safer place by its preservation.

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

Resolution No. 816-99

**ADOPTED**

991604 [Commendation]  
Supervisors Teng, Yaki, Brown, Becerril, Ammiano, Katz, Bierman, Newsom

Resolution commending San Francisco State University's achievement in securing the prestigious Chang Dai-Chien in California art exhibit and commending the World Journal on the occasion of its special commemorative edition honoring the exhibit.

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

Resolution No. 817-99

ADOPTED

991605 [Commendation]  
Supervisors Becerril, Katz, Bierman

Resolution commending the Street Sheet newspaper on their ten year anniversary.

Resolution No. 818-99

ADOPTED

991606 [Commendation]  
Supervisors Bierman, Kaufman, Yaki

Resolution commending Dr. Edgar Wayburn for his conservation efforts.

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

Resolution No. 819-99

ADOPTED

991607 [Proclamation]  
Supervisors Bierman, Leno, Katz

Resolution proclaiming August 14, 1999, "Cannabis Helping to Alleviate Medical Problems (C.H.A.M.P.) Day" in San Francisco.

*Supervisors Katz, Leno requested to be added as co-sponsors.*

Resolution No. 820-99

ADOPTED

991623 [Federal grant to Library to reimburse non-professional library staff for tuition fees spent for professional development courses in Library Science]  
Supervisors Ammiano, Katz, Becerril, Bierman

Resolution authorizing the San Francisco Public Library to accept and expend \$6,795 to be awarded by the California State Library, Public Library Staff Education Program as part of the Federal Library Services and Technology Act (LSTA). Funds will be used to reimburse tuition expenses of library employees pursuing a degree or certificate in library science at an institution of higher education. Employees participating in the program applied to, and were selected by, the California State Library.

*Supervisors Katz, Becerril, Bierman requested to be added as co-sponsors*

Resolution No. 821-99

ADOPTED

- 991583 [Final Map of 1101 Pacific Avenue, a 12 unit new condominium project]**  
Motion approving final map of 1101 Pacific Avenue, a Residential Condominium Project, being a subdivision of Lot 1, Assessor's Block No. 182, and adopting findings pursuant to Planning Code Section 101.1.  
(Department of Public Works)
- (DPW Order No. 171.862.)  
Motion No. M99-100  
**APPROVED**
- 991584 [Final Map of 701 Minna Street, a 22 unit live/work condominium project]**  
Motion approving final map of 701 Minna Street, a Live/Work Condominium Project, being a subdivision of Lots 62 and 88 in Assessor's Block No. 3728, and adopting findings pursuant to Planning Code Section 101.1.  
(Department of Public Works)
- (DPW Order No. 171.868.)  
Motion No. M99-101  
**APPROVED**
- 991620 [Final Map of 221 Clara Street, a 14 unit live/work condominium project]**  
Motion approving final map of 221 Clara Street, a Live/Work Condominium Project, being a subdivision of Lot 167 in Assessor's Block No 3753, and adopting findings pursuant to Planning Code Section 101.1.  
(Department of Public Works)
- (DPW Order No. 171.864.)  
Motion No. M99-102  
**APPROVED**
- 991621 [Final Map of 696 Pennsylvania Avenue, a 48 unit live/work condominium project]**  
Motion approving final map of 696 Pennsylvania Avenue, a forty eight unit Live/Work Condominium Project, being a subdivision of Lot 27 in Assessor's Block No. 4103, and adopting findings pursuant to Planning Code Section 101.1. (Department of Public Works)
- (DPW Order No. 171.871.)  
Motion No. M99-103  
**APPROVED**
- 991622 [Final Map of 3824 Scott Street, a 6 unit condominium conversion project]**  
Motion approving final map of 3824 Scott Street, a Residential Condominium Project, being a subdivision of Lot 15, Assessor's Block No. 417B, and adopting findings pursuant to Planning Code Section 101.1.  
(Department of Public Works)
- (DPW Order No. 171.872.)  
Motion No. M99-104  
**APPROVED**



**991634 |Final Map of 2030 Third Street, a 20 unit live/work condominium project|**

Motion approving final map of 2030 Third Street, a Live/Work Condominium Project, being a subdivision of Lot 24 in Assessor's Block No. 3995, and adopting findings pursuant to Planning Code Section 101.1. (Department of Public Works)

(DPW Order No. 171,869.)

Motion No. M99-105

**APPROVED**

**991635 |Final Map of 88 Hoff Street, a 20 unit construction mixed/use condominium project|**

Motion approving final map of 88 Hoff Street, a Mixed/Use Condominium Project, being a subdivision of Lot 83 in Assessor's Block No. 3569, and adopting findings pursuant to Planning Code Section 101.1. (Department of Public Works)

(DPW Order No. 171,884.)

Motion No. M99-106

**APPROVED**

**991636 |Final Map of 968-970-972-974-976-978 Union Street, a 6 unit condominium project|**

Motion approving final map of 968-970-972-974-976-978 Union Street, a Residential Condominium Project, being a subdivision of Lot 8, Assessor's Block No. 99, and adopting findings pursuant to Planning Code Section 101.1. (Department of Public Works)

(DPW Order No. 171,885.)

Motion No. M99-107

**APPROVED**

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

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

Absent: 1 - Kaufman

**Severed From For Adoption Without Committee Reference Agenda****991596 |Environmental Study for Ferries|**

Supervisors Newsom, Ammiano, Katz

Resolution urging appropriate State agencies to conduct extensive environmental studies prior to drastically increasing the number of ferries traversing the San Francisco Bay and entering and leaving our ports.

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

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

*Supervisor Newsom requested this matter be referred to committee.*

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

**REFERRED** to the Transportation and Land Use Committee.



## IMPERATIVE AGENDA

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

*[Serious Injury Finding]*

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

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

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

*[Purely Commendatory Finding]*

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

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

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

*[Brown Act Finding]*

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

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

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

## Imperative Resolutions

991641 |Commendation|  
Supervisors Katz, Kaufman, Bierman

Resolution commending Deputy City Attorney Leslie Trutner for her nine years of exemplary public service, specializing in the development and financing of affordable housing, and wishing her well in her future endeavors.

*Supervisor Yaki, seconded by Supervisor Katz, moved adoption.*

Resolution No. 823-99

**ADOPTED by the following vote:**

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

Absent: 1 - Kaufman

991642 |Sale of Chronicle|  
Supervisors Yaki, Bierman

Resolution urging the Justice Department to closely scrutinize the merger for anti-competitive effects and further urging the Justice Department to ensure that any sale of the Examiner be premised upon the buyer providing competitive daily city and regional circulation and further urging that Hearst Corporation comply with the job rights, classifications, contracts, and protections of all Chronicle and Examiner employees and further urging the Hearst Corporation give voice to San Francisco's diverse, vibrant, highly educated and civically and community-engaged population in ways comparable to that afforded the city by the two newspapers and further urging the Justice Department to hold public hearings in San Francisco on the impact of the merger.

*Supervisor Yaki, seconded by Supervisor Leno, moved adoption.*

Resolution No. 824-99

**ADOPTED by the following vote:**

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

Absent: 1 - Kaufman

## OFF-CALENDAR LEGISLATION

### Introduced by Supervisors or Mayor

#### Ordinances

**991645 [Administrative Code Revision, Chapter 6]  
Supervisor Kaufman**

Ordinance amending Chapter 6 of the San Francisco Administrative Code to delete out-dated references and obsolete provisions; to re-organize, re-number and consolidate existing provisions for a revised Chapter 6; to add provisions defining terms relevant to public works contracting; to add provisions clarifying the requirements and procedures for competitive bidding and the award of public work and related temporary professional service contracts; to increase the threshold for competitive bidding and award of public work contracts to \$100,000; to revise the procedures for emergency contracting authority; to add new procedures for job order contracts, as-needed work contracts; to clarify procedures for instituting administrative penalties or debarment of contractors submitting false claims or otherwise violating Chapter 6.

(Deletes and revises Chapter 6.)

8/23/99, ASSIGNED UNDER 30 DAY RULE to Audit and Government Efficiency Committee, expires on 9/22/1999.

**991647 [Live/Work Permanent Controls]  
Supervisors Ammiano, Bierman**

Ordinance amending Planning Code Section 890.88 to add live/work units to the definition of residential use; amending Section 260(b)(2)(0) to delete the exemption from height limits for live/work units; amending Section 215 to add live/work units to the list of dwelling uses; and repealing subsections 772(p) and 227(q) to delete live/work units from the list of other uses; adopting findings pursuant to Planning Code Section 101.1.

(Amends Sections 890.88, 260(b)(2)(0), 215; repeals subsections 772(p) and 227(q).)

8/23/99, ASSIGNED UNDER 30 DAY RULE to Finance and Labor Committee, expires on 9/22/1999.

**991648 [Lesbian, Gay, Bisexual, Transgender, Queer and Questioning Youth]  
Supervisors Ammiano, Bierman**

Ordinance amending Administrative Code Sections 30.01 and 30.03 to change the requirement that a majority of the voting members should be under the age of 24, to revise the duties of the task force to include the monitoring of applicable memorandums of understanding and ordinances and the ability to respond when appropriate to the immediate concerns of lesbian, gay, bisexual, transgender, queer and questioning youth in order to improve their quality of life, and to provide that the task force shall continue to exist until June 30, 2000.

(Amends Sections 30.01 and 30.03.)

8/23/99, ASSIGNED UNDER 30 DAY RULE to Housing and Social Policy Committee, expires on 9/22/1999.

**991649 [Lead hazard notification requirements extended to allow time to determine whether the notifications performed are effective in educating the landlords and tenants of the dangers of lead hazards in the environment]  
Supervisor Bierman**

Ordinance amending Health Code (lead hazard notification) Sections 1615 (Tax Collector) and 1616 (building owners) by extending the sunset provision from January 1, 2000 to January 1, 2003.

(Amends Sections 30.01 and 30.03.)

8/23/99, RECEIVED AND ASSIGNED to Public Health and Environment Committee.

**991650 [Underground District No. 352]  
Supervisor Bierman**

Ordinance creating Underground District No. 352 on 9th Avenue, Ortega Street, and 10th Avenue.  
8/23/99, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.

**991651 [Underground District No. 353]  
Supervisor Bierman**

Ordinance creating Underground District No. 353 in the mid-Lake Street area.  
8/23/99, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.

## Resolutions

**991646 [Interim Controls, Live/Work]  
Supervisors Ammiano, Bierman**

Resolution imposing Interim Zoning Controls for a period of eight months to add live/work units to the definition of residential use in Article 8, Section 890.88 of the Planning Code; to delete the exemption from height limits for live/work units set forth in Planning Code Section 260(b)(2)(O), and to delete live/work units from the list of other uses set forth in Planning Code Section 227(p) and (q) and include live/work units in the list of dwellings set forth in Section 215; adopting findings.

8/23/99, ASSIGNED UNDER 30 DAY RULE to Finance and Labor Committee, expires on 9/22/1999.

**991652 [Comprehensive South of Market Parking and Traffic Plan]  
Supervisor Katz**

Resolution establishing a comprehensive South of Market parking and traffic plan to address the South of Market traffic congestion.

8/23/99, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.

**991643 [Infrared Audible Signage Installation]  
Mayor**

Resolution urging the Board of Supervisors to recommend and support infrared audible signage installations which will provide name and address location at every new or newly renovated, publicly owned facility.

8/23/99, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.

**991644 [1999 Finance Corporation Equipment Lease]  
Mayor**

Resolution approving the form of and authorizing execution and delivery by the City and County of San Francisco of an Equipment Lease Supplement No. 8 between the City and County of San Francisco Finance Corporation, as lessor, and the City and County of San Francisco, as lessee, with respect to equipment to be used for City purposes, a related certificate of approval and a continuing disclosure certificate; approving the issuance of Lease Revenue Bonds by said nonprofit corporation in an amount not to exceed \$9,800,000; providing for reimbursement to the City of certain City expenditures incurred prior to the issuance of Lease Revenue Bonds; and approving for the execution of documents in connection therewith and ratifying previous actions taken in connection therewith.

8/23/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.



- 991653 [State Legislation, AB 1207, Healthy Schools Act of 1999]  
Supervisors Katz, Bierman

Resolution urging the California Senate to approve Assembly Bill 1207, the Healthy Schools Act of 1999.  
8/23/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 991654 [Peninsula Corridor Joint Powers Board farebox revenue bonds public hearing approval]  
Supervisors Katz, Bierman

Resolution authorizing the issuance and sale by the Peninsula Corridor Joint Powers Board of farebox revenue bonds in an aggregate principal amount not to exceed \$4,500,000 and the issuance of grant anticipation notes in an aggregate principal amount not to exceed \$123,500,000.  
8/23/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 991655 [Opposing "Scorcher" Colored Tires]  
Supervisors Teng, Bierman

Resolution urging Michelin/B.F. Goodrich Tires to immediately stop advertising and selling its new line of "Scorcher" colored tires.  
8/23/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 991656 [First Source]  
Supervisor Yaki

Resolution authorizing the First Source Program as one element of the City's job creation program.  
8/23/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 991657 [Anti-Latino Hate Flyers]  
Supervisors Ammiano, Becerril, Bierman

Resolution condemning the racist and anti-Latino misogynist and class-based hate motivated flyers distributed merchants and residents and urging the San Francisco Police Department, the District Attorney and the Human Rights Commission to fully investigate the matter.  
8/23/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**991658 [Smoke Eaters Gazette]  
Supervisors Ammiano, Newsom, Bierman**

Resolution condemning the racist and anti-Latino misogynist newsletter entitled "Smoke Eaters Gazette" that was published and distributed to members of the San Francisco firefighters and further urging the San Francisco Fire Department, the Hate Crimes Division of the San Francisco Police Department, the District Attorney and the Human Rights Commission to fully investigate the matter and to immediately terminate, penalize and prosecute the perpetrators as soon as they are apprehended.

8/23/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**991659 [Fairness for Legal Immigrants Act of 1999, HR 1399, S 792]  
Supervisors Becerril, Bierman**

Resolution urging Congress to approve the Fairness to Legal Immigrants Act of 1999 (H.R. 1399, S.792), restoring federal benefits for legal immigrants who were in the United States before the welfare law passed and to the most vulnerable populations who arrived after the passage of the welfare law.

8/23/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**991660 [School District Playing Fields]  
Supervisors Becerril, Bierman**

Resolution urging San Francisco Unified School District to make school district playing fields available to community members for soccer and other sports when they are not being used by schools and urging the San Francisco Department of Recreation and Park, together with community groups, to contribute to the maintenance of school district playing fields.

8/23/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**991661 [State Legislation, SB 984, Cesar Chavez Holiday]  
Supervisors Becerril, Bierman**

Resolution urging the California State Legislature and Governor Gray Davis to approve State Senate Bill 984 designating a State holiday in memory of Cesar E. Chavez.

8/23/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**991662 [Commendation]  
Supervisor Teng**

Resolution commending the First Light for its valuable contributions to the community and declaring August 6, 1999 to be "The First Light Day" in San Francisco.

8/23/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**991663 [Proclamation]  
Supervisors Teng, Bierman**

Resolution congratulating Ben Jr. and Jennifer Hom on the occasion of their wedding celebration and declaring September 11, 1999, to be "Mr. and Mrs. Ben Jr. and Jennifer Hom Day" in San Francisco.  
8/23/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**991664 [Commendation]  
Supervisors Ammiano, Bierman**

Resolution commending Michael Sawyer for his exemplary service to Walden House and for assisting and saving countless number of people from despair, violence and self destruction and leading them towards self acceptance and love, self empowerment, and becoming responsible and productive citizens committed to empowering and enlightening others.

8/23/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**991680 [Proclamation]  
Supervisors Ammiano, Kaufman, Bierman**

Resolution declaring September 5, 1999 Ron McPhee Day.

8/23/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

### Requests for Hearing

**991665 [Controller's Audit: San Francisco Public Library]  
Supervisor Kaufman**

Hearing to consider the Controller's audit of revenue collection procedures and safeguards at the branch libraries of the San Francisco Public Library.

8/23/99, RECEIVED AND ASSIGNED to Audit and Government Efficiency Committee. Request that this matter be calendared at a special meeting, September 16, 1999.

**991666 [Independent Auditors: Audit Plans for the City and County of San Francisco, Fiscal Year Ending June 30, 1999]  
Supervisor Kaufman**

Hearing to consider the audit plans for the City and County of San Francisco as issued by the City's independent auditors for the fiscal year ending June 30, 1999.

(Pursuant to Charter Section 9.117.)

8/23/99, RECEIVED AND ASSIGNED to Audit and Government Efficiency Committee. Request that this matter be calendared at a special meeting, September 16, 1999.

**991667 [Independent Auditors: Interim Management Letters, Fiscal Year Ending June 30, 1999]  
Supervisor Kaufman**

Hearing to consider the interim management letters for the City and County of San Francisco as issued by the City's independent auditors based on their interim test work performed for the fiscal year ending June 30, 1999.

(Pursuant to Charter Section 9.117.)

8/23/99, RECEIVED AND ASSIGNED to Audit and Government Efficiency Committee.

**991668 [Recreational Drugs]  
Supervisors Leno, Newsom**

Hearing to consider the dangers of specific recreational drugs used in the gay community including the use of gamma hydroxy butyrate (GHB) and crystal methamphetamine and outreach and educational efforts by public agencies and community based organizations to encourage safer choices within the gay community.

8/23/99, RECEIVED AND ASSIGNED to Public Health and Environment Committee.

**991669 [Paratransit Service]  
Supervisor Newsom**

Hearing to consider the paratransit service in San Francisco and the status of our contract with a paratransit broker.

8/23/99, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.

**991670 [Fay Berrigan Park]  
Supervisor Newsom**

Hearing to consider the status update of Fay Berrigan Park.

8/23/99, RECEIVED AND ASSIGNED to Parks and Recreation Committee.

**991671 [Old Fillmore Jazz Preservation District]  
Supervisor Newsom**

Hearing to consider the status of the Old Fillmore Jazz Preservation District.

8/23/99, RECEIVED AND ASSIGNED to Small Business, Economic Vitality and Consumer Services Committee.

**991672 [Ocean Avenue Revitalization]  
Supervisors Newsom, Leno**

Hearing to consider the public and private programs which could be leveraged to revitalize the Ocean Avenue corridor.

8/23/99, RECEIVED AND ASSIGNED to Small Business, Economic Vitality and Consumer Services Committee.



991673 [Economic Vitality of Geneva/Mission Corridors]  
Supervisor Newsom

Hearing to consider the current and future plans and projects to enhance the economic vitality of Geneva Avenue and outer Mission Street.

8/23/99, RECEIVED AND ASSIGNED to Small Business, Economic Vitality and Consumer Services Committee.

991674 [India Basin Shoreline]  
Supervisor Newsom

Hearing to identify barriers, opportunities and appropriate next steps to be taken to transform the India Basin shoreline into San Francisco's next prime waterfront recreational resource.

8/23/99, RECEIVED AND ASSIGNED to Small Business, Economic Vitality and Consumer Services Committee.

991675 [Date Rape Drugs]  
Supervisor Becerril

Hearing to investigate and assess City programs and services related to date rape drugs.

8/23/99, RECEIVED AND ASSIGNED to Housing and Social Policy Committee.

991676 [Abandoned Buildings]  
Supervisor Brown

Hearing to consider advise from the Assessor, the Tax Collector and the City Attorney on what can be done, if anything, to seemingly abandoned buildings in the Tenderloin and other areas of the City to increase the City's stock of housing for the homeless.

8/23/99, RECEIVED AND ASSIGNED to Housing and Social Policy Committee.

## Motions

991677 [Legislative Analyst Request]  
Supervisors Newsom, Leno

Motion asking the Legislative Analyst to research City and County fleet management, including performing an audit of the number of vehicles and the process by which those vehicles are shared and analyzing best practices from other cities; and to make recommendations to reduce the number of City vehicles on the streets of San Francisco.

8/23/99, RECEIVED AND ASSIGNED to Board of Supervisors. To be placed on the September 13, 1999 Board agenda.

**991678 [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.

8/23/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**991679 [Off Site Meeting: Parks and Recreation Committee]**

Supervisor Brown

Motion moving to have the September 1999 meeting of the Parks and Recreation Committee convened at Mission Delores Basilica Auditorium, located 3321 16th Street, in the Mission District of San Francisco at 6:00 p.m.

8/23/99, RECEIVED AND ASSIGNED to Rules Committee.

**Introduced by the President at the Request of Departments****PROPOSED ORDINANCES****991619 [Establishment of Airport Special Event Fund]**

Ordinance amending Administrative Code by adding Section 10.114-3 to establish an Airport Marketing, Promotion, and Event Fund; allow for the acceptance of gifts by the Airport Commission; and, authorize the Airport Commission to expend monies in fund. (Airport Commission)

(Adds Section 10.114-3.)

8/17/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.

**991625 [Annual Appropriation Ordinance Amendment - Art Commission]**

Ordinance amending the Annual Appropriation Ordinance for fiscal year 1999-2000, File Number 99-1052, Ordinance Number 208-99, adjusting appropriations to meet the requirements of the Art Commission pursuant to Charter Section 16.106. (Controller)

8/18/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.

**991626 [Tax Rate Setting - City and County of San Francisco]**

Ordinance providing revenue and levying taxes for City and County purposes and establishing pass-through for residential tenants pursuant to Chapter 37 of the Administrative Code for the fiscal year ending June 30, 2000. (Controller)

8/18/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.

**991627 [Tax Rate Setting - S.F. Unified School District]**

Ordinance providing revenue and levying taxes for San Francisco Unified School District purposes for the fiscal year ending June 30, 2000. (Controller)

8/18/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.

- 991628 **[Tax Rate Setting - S.F. Community College District]**  
Ordinance providing revenue and levying taxes for San Francisco Community College District purposes for the fiscal year ending June 30, 2000. (Controller)  
8/18/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.
- 991629 **[Settlement of Lawsuit, Nicole B. Sojat]**  
Ordinance authorizing settlement of the litigation of Nicole B. Sojat and the City and County of San Francisco, Department of Parking and Traffic, Ronald Appel, Michael Lum, Chris Nichel, Nancy Amaya, and Does 1-10 by payment of \$40,000. (City Attorney)  
  
(S.F. Superior Court No. 988692.)  
8/18/99, RECEIVED AND ASSIGNED to Audit and Government Efficiency Committee.

## PROPOSED RESOLUTIONS

- 991579 **[Sewer Replacement, Polk Street]**  
Resolution approving the expenditure of funds for the emergency work to replace the structurally inadequate sewer on Polk Street from Washington Street to Clay Street - \$120,366. (Public Utilities Commission)  
8/12/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.
- 991580 **[Permitting non-City workers to perform work for the City because non-City workers can perform work at a lesser cost than City employees - Unarmed security guards at the Airport]**  
Resolution approving the Controller's certification that security guard services for San Francisco International Airport can be practically performed by a private contractor at a lower cost than if the work were performed by City and County employees at presently budgeted levels. (Airport Commission)  
8/12/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.
- 991581 **[Sewer Replacement, Broadway Street]**  
Resolution approving the expenditure of funds for the emergency work to replace the structurally inadequate sewer on Broadway from Pierce Street to Scott Street - \$148,925. (Public Utilities Commission)  
8/12/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.
- 991617 **[Establishing San Francisco's 1999-2000 Appropriations Limit]**  
Resolution establishing the appropriations limit for fiscal year 1999-2000 pursuant to California Constitution Article XIII B. (Controller)  
8/17/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.
- 991630 **[Accepting gift to support the activities and operations of Project Read for non-readers conducted by the Public Library]**  
Resolution authorizing the San Francisco Public Library to accept and expend a gift of \$273,000 from the Friends and Foundation of the San Francisco Public Library to support Project Read, the adult literacy program of the San Francisco Public Library. (Public Library)  
8/18/99, RECEIVED AND ASSIGNED to Audit and Government Efficiency Committee.

- 991631 **[State grant to partially fund the Major Narcotic Vendor Prosecution Program aimed at the county's most significant drug cases]**  
Resolution authorizing retroactively the District Attorney of the City and County of San Francisco to apply for, accept, and expend funds in the amount of \$130,054 made available through the Office of Criminal Justice Planning for a project entitled "San Francisco District Attorney's Office Major Narcotic Vendors Prosecution Program", for the twelve month period July 1, 1999 through June 30, 2000, and waiving indirect costs due to funding constraints. (District Attorney)  
8/18/99, RECEIVED AND ASSIGNED to Housing and Social Policy Committee.
- 991632 **[Interim Controls in Industrial Districts, Ratifying Planning Commission Resolution No. 14861]**  
Resolution ratifying City Planning Commission Resolution No. 14861 imposing interim zoning controls for property zoned M-1, M-2, C-M, RSD, SLR, SL1, SPD, SSO, in the area generally bounded by Market Street from the Embarcadero to Valencia Street, south to Twenty-fourth Street, east to Highway 101, Highway 280 and south along Mission Street to Geneva Street, and then east to the County line and the eastern shoreline, exclusive of lots under the jurisdiction of the San Francisco Port, and lots in the Mission Bay North and Mission Bay South redevelopment project areas, the Hunters Point Shipyard Redevelopment Project Area, the Rincon Point/South Beach Redevelopment Project Area and the Transbay survey area. (Planning Department)  
  
(Negative Declaration adopted and issued July 6, 1999; Planning Commission Resolution No. 14861 imposing Interim Zoning Controls adopted August 5, 1999; companion measure to File 991633.)  
8/18/99, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.
- 991633 **[Interim Controls in Industrial Districts, Disapproving Planning Commission Resolution No. 14861]**  
Resolution disapproving City Planning Commission Resolution No. 14861 imposing interim zoning controls for property zoned M-1, M-2, C-M, RSD, SLR, SL1, SPD, SSO, in the area generally bounded by Market Street from the Embarcadero to Valencia Street, south to Twenty-fourth Street, east to Highway 101, Highway 280 and south along Mission Street to Geneva Street, and then east to the County line and the eastern shoreline, exclusive of lots under the jurisdiction of the San Francisco Port, and lots in the Mission Bay North and Mission Bay South redevelopment project areas, the Hunters Point Shipyard Redevelopment Project Area, the Rincon Point/South Beach Redevelopment Project Area and the Transbay survey area. (Planning Department)  
8/18/99, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.
- 991637 **[Accepting gift to support the activities and operations of Project Read for non-readers conducted by the Public Library]**  
Resolution authorizing the San Francisco Public Library to accept and expend \$72,000 to be awarded by the California State Library to support Project Read, the Adult Literacy Program of the San Francisco Public Library, and that indirect costs be waived. (Public Library)  
8/18/99, RECEIVED AND ASSIGNED to Audit and Government Efficiency Committee.



## Requests Granted

*By Supervisors Leno, Newsom, Katz, Bierman, that letter be sent to the City Attorney requesting legislation be drafted which would create a medical marijuana identification (ID) card for individuals who use cannabis for medicinal purposes.*

*By Supervisor Leno, that letter be sent to the Chief of Police inquiring whether the Police Department has a written policy regarding the disposal and/or destruction of retired service firearms.*

*By Supervisor Yaki, that letter be sent to the City Attorney requesting legislation be drafted which would establish penalties for construction/contracting companies who do not post required information on temporary no-parking signs and who failed to conduct work in areas for more than two consecutive days where no-parking zones have been established.*

*By Supervisor Yee, that letter be sent to the Chief of Police to request a written report to the Board of Supervisors about an incident that occurred on August 19, 1999 at 8th Avenue and Clement Street between a parking control officer and a Clement Street merchant over the issuance of a parking ticket. The merchant maintains that the ticket was issued prior to the expiration of time on the meter and the police were called to resolve the issue. When the police came they arrested the merchant. The merchant asked a passerby to call his family on his behalf and the passerby alleges that in the course of trying to help the merchant, he was subjected to unnecessary force by a police officer, and was also detained.*

*By Supervisor Yee, that letter be sent to the Director, Department of Parking and Traffic, requesting an investigation into an incident that occurred on August 19, 1999 at 8th Avenue and Clement Street between a parking control officer and a Clement Street merchant over the issuance of a parking ticket. The merchant maintains that the ticket was issued prior to the expiration of time on the meter and the police were called to resolve the issue. When the police came they arrested the merchant. The Director is requested to indicate whether or not the time on the meter had expired and what remedies are available if parking control officers erroneously issued parking tickets.*

*By Supervisor Yee, that letter be sent to the Director, Office of Citizen's Complaints to request an investigation of an incident that occurred on August 19, 1999 at 8th Avenue and Clement Street between a parking control officer and a Clement Street merchant over the issuance of a parking ticket. The merchant maintains that the ticket was issued prior to the expiration of time on the meter and the police were called to resolve the issue. When the police came they arrested the merchant. The merchant asked a passerby to call his family on his behalf and the passerby alleges that in the course of trying to help the merchant, he was subjected to unnecessary force by a police officer, and was also detained.*

*By Supervisor Becerril, that the Clerk of the Board be requested to prepare an appropriate motion to amend the Board of Supervisors Rules of Order to permit the Board of Supervisors to (1) hold Public Comment at the beginning of meetings conducted in the community; (2) the Public Comment period will be no longer than thirty minutes; (3) members of the public may address the Board for up to three minutes; (4) an additional Public Comment period to occur following Roll Call may be added at the discretion of the Board.*

*By Supervisor Becerril, that the Clerk of the Board be requested to assess the impact of beginning meetings of the full Board of Supervisors at 4:00 p.m. The assessment should include a cost analysis.*

**In Memoriams**

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

*Arthur Michael Ross (Supervisor Kaufman)*

*William R. Thorne (Supervisor Ammiano)*

*Dr. Alma Vida Jose (Supervisor Yaki)*

*Victims of earthquake in Turkey (By the entire Board)*

## ADJOURNMENT

*There being no further business, the Board at the hour of 5:15 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 September 21, 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*

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Gloria L. Young  
Clerk of the Board

