

Agenda & Minutes Archive

Board of Supervisors

City and County of San Francisco

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

City Seal



AGENDA - DRAFT
Wednesday, February 17, 1999
2:00 PM

Special Meeting

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

Gloria L. Young, Clerk of the Board

ROLL CALL AND PLEDGE OF ALLEGIANCE

APPROVAL OF MEETING MINUTES

COMMUNICATIONS

CONSENT AGENDA

All matters listed hereunder constitute a Consent Agenda, are considered to be routine by the Board of Supervisors

and will be acted upon by a single roll call vote of the Board. There will be no separate discussion of these items unless a member of the Board so requests, in which event the matter shall be removed from the Consent Agenda and considered as a separate item.

Items 1 through 9

Recommendations of the Audit and Government Efficiency Committee

Present: Supervisors Kaufman, Newsom, Katz

1. 990017 [Roger Contreras v. CCSF, et al.]

Ordinance authorizing settlement of litigation of Roger Contreras against the City and County of San Francisco by payment of \$28,000. (City Attorney)

(S.F. Superior Court No. 992-262.)

2/8/1999, PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

2. 990018 [Yee v. CCSF]

Ordinance authorizing the City to dismiss with prejudice City's cross-complaint against sub-contractors Tight Access Excavation ("Tight Access"), D.W. Young Construction (D.W. Young), Marinesship Service and D.W. Young Construction/Marinesship Construction, joint venture (collectively "Marinesship"), Frank and Grossman and Lombardi Construction ("Lombardi") from the consolidated actions entitled Yee v. City and County of San Francisco, and consolidated actions. (City Attorney)

(S.F. Superior Court No. 980-740.)

2/8/1999, PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

3. 990073 [Yerba Buena Pizza Corporation v. CCSF]

Ordinance authorizing settlement of the litigation of Yerba Buena Pizza Corporation v. City and County of San Francisco by paying the petitioner the amount of \$150,000. (City Attorney)

(S.F. Superior Court No. 996-016.)

2/8/1999, PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

4. 990074 [Michelina Pesenti, et al., v. CCSF, et al.]

Ordinance authorizing settlement of litigation of Michelina Pesenti against the City and County of San Francisco by payment of \$45,000. (City Attorney)

(S.F. Superior Court No. 992-703.)

2/8/1999, PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

5. 990111 [Katrina Garrett, et al. v. CCSF, et. al.]

Ordinance authorizing settlement of litigation of Katrina Garrett against the City and County of San Francisco by payment of \$83,500.00. (City Attorney)

(S.F. Superior Court No. 992-148.)

2/8/1999, PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

6. 990112 [Frank Massimillo/Rosa Tarangioli v. CCSF, et al.]

Ordinance authorizing settlement of litigation of Frank Massimillo and Rosa Tarangioli against the City and County of San Francisco by payment of \$232,500. (City Attorney)

(S.F. Superior Court No. 993-345.)

2/8/1999, PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

7. 990113 [Frederick Howard/Chantia Howard, et al. v. CCSF, et al.]

Ordinance authorizing settlement of litigation of Frederick Howard and Chantia Howard against the City and County of San Francisco by payment of \$75,000.00. (City Attorney)

(S.F. Superior Court No. 985-9375.)

2/8/1999, PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

8. 990114 [Janice and Wayne Racek, v. CCSF, et al.]

Ordinance authorizing settlement of litigation of Janice and Wayne Racek against the City and County of San Francisco by payment of \$3,159,526.00. (City Attorney)

(S.F. Superior Court No. 996-715.)

2/8/1999, PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

9. 990117 [TRM Corporation v. CCSF]

Ordinance authorizing the City to release, contractors and architects on remodeling and seismic safety improvements project at California Palace of the Legion of Honor, as consideration for settlement of the action known as TRM Corporation v. City and County of San Francisco. (City Attorney)

(S.F. Superior Court No. 978-229.)

2/8/1999, PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

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

REGULAR AGENDA

NEW BUSINESS

Recommendations of the Finance and Labor Committee

Present: Supervisors Yee, Ammiano

10. 982131 [Union Square Public Parking Garage 1999 Lease] Supervisor Kaufman

Ordinance approving and authorizing the execution and delivery of a lease of the Union Square Public Parking Garage, a supplemental park maintenance agreement, an amendment to the lease of the Sutter-Stockton Garage and an amendment to a 1993 payment agreement; approving the issuance of City of San Francisco Uptown Parking Corporation Parking Revenue Bonds and authorizing and ratifying the execution and delivery of documents reasonably necessary for the issuance, sale and delivery of such bonds; adopting findings pursuant to the California Environmental Quality Act; and adopting findings of consistency with the San Francisco General Plan; all in connection with the financing of improvements to and the expansion of the Union Square Public Parking Garage and of improvements to Union Square Park.

Question: Shall this Ordinance be FINALLY PASSED?

11. 981796 [ATM Surcharges] Supervisors Ammiano, Bierman, Medina, Yee

Ordinance amending Police Code by adding Section 648.1 to prohibit a financial institution from imposing a surcharge on non-account holders who use ATMs of the financial institutions that are located in San Francisco.

(Adds Section 648.1.)

Question: Shall this Ordinance be FINALLY PASSED?

12. 990041 [Amendment to 1997-2001 MOU, American Physicians and Dentists, Bargaining Unit 8-CC] Supervisor Leno

Ordinance amending Ordinance Number 259-97 to implement the provisions of an arbitrator's award amending the provisions of the Memorandum of Understanding between the Union of American Physicians and Dentists and the City and County of San Francisco for Bargaining Unit 8-CC to be effective July 1, 1998. (Human Resources Department)

(Fiscal impact.)

Question: Shall this Ordinance be FINALLY PASSED?

13. 990042 [Amendment to 1997-2001 MOU, American Physicians and Dentists, Bargaining Unit 11-AA]
Ordinance amending Ordinance Number 258-97 to implement the provisions of an arbitrator's award amending the provisions of the Memorandum of Understanding between the Union of American Physicians and Dentists and the City and County of San Francisco for Bargaining Unit 11-AA to be effective July 1, 1998. (Human Resources Department)
(Fiscal impact.)

Question: Shall this Ordinance be FINALLY PASSED?

14. 990043 [Amendment to 1998-2001 MOU, Teamsters Local 856]
Ordinance implementing Amendment No. 1 to the Memorandum of Understanding between the Teamsters Local 856 and the City and County of San Francisco to correct a clerical error by adding Classification 3372 Animal Control Officer and deleting Classification 3370 Animal Care Attendant in the listing of classifications having one year probationary period as set forth in Article II.B probationary period effective July 1, 1998 through June 30, 2001. (Human Resources Department)

Question: Shall this Ordinance be FINALLY PASSED?

15. 990044 [Amendment to 1998-2001 MOU, Deputy Sheriffs' Association]
Ordinance implementing the provisions of an amendment to the Memorandum of Understanding between the San Francisco Deputy Sheriffs' Association and the City and County of San Francisco to add Appendix D: Leave of Absences, in order to correct a clerical error of omission. (Human Resources Department)

Question: Shall this Ordinance be FINALLY PASSED?

16. 990049 [Federal Funding - Community Development] Mayor
Resolution approving the 1999 Community Development Program authorizing the Mayor, on behalf of the City and County of San Francisco, to accept and expend the City's 1999 Community Development Block Grant (CDBG) entitlement from the U.S. Department of Housing and Urban Development, and program income generated by Mayor's Office of Community Development, Mayor's Office of Housing and the San Francisco Redevelopment Agency up to \$65,941,040 which include indirect costs of \$124,015; approving expenditure schedules for recipient departments and agencies and for indirect costs, and, determining no environmental evaluation is required, authorizing the receipt and deposit in unreserved fund balances of 1999 CDBG entitlement funds in excess of \$25,123,000; placing \$503,475 on reserve.

Question: Shall this Resolution be ADOPTED?

17. 990078 [Federal Funding - Emergency Shelter Program]
Resolution approving the 1999 Emergency Shelter Grants Program and Expenditure Schedule and authorizing the Mayor on behalf of the City and County of San Francisco to apply for, accept, and expend a \$891,000 entitlement under the Emergency Shelter Grants Program from the U.S. Department of Housing and Urban Development; placing \$120,350 on reserve. (Mayor)

Question: Shall this Resolution be ADOPTED?

18. 990079 [Federal Funding - Home Program]
Resolution authorizing the Mayor of the City and County of San Francisco to apply for, accept and administer a grant from the U.S. Department of Housing and Urban Development for a total amount not

to exceed \$7,079,000 for the HOME Program authorized under Title II of the National Affordable Housing Act of 1990, Public Law Number 101-625, and approving the HOME Program description as described in the 1999 action plan for San Francisco's consolidated plan. Indirect costs associated with the acceptance of this grant funds will be paid by the Community Development Block Grant funds. (Mayor)

Question: Shall this Resolution be ADOPTED?

19. 990155 [Bayshore-Hester Surplus Funds Declaration]

Resolution making a declaration of a surplus in the improvement fund for the Bayshore-Hester assessment district and directing disbursement of such surplus. (Mayor)

Question: Shall this Resolution be ADOPTED?

Recommendation of the Parks and Recreation Committee

Present: Supervisors Brown, Newsom, Leno

20. 990173 [Grant Funds - Bay Area Trail System]

Mayor

Resolution authorizing the Department of Public Works (DPW) to accept and expend a grant from the Association of Bay Area Governments (ABAG) for improvements to the Bay Trail, approving the ABAG Bay Trail grant contract, authorizing the Director of DPW to execute the Bay Trail grant contract, making findings of conformity of the Bay Trail improvements with the General Plan, and urging all relevant City departments, agencies and commissions to move expeditiously in approving any Bay Trail improvements related to this ABAG grant.

Question: Shall this Resolution be ADOPTED?

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

Present: Supervisors Newsom, Leno, Becerril

21. 981871 [Liquor License, 853 Valencia Street]

Resolution determining that the issuance of a Type 42 on-sale beer and wine-public premises alcoholic beverage control license to Shawna Lee and Jean-Paul Billault, for the Rooster, located at 853 Valencia Street, will serve the convenience of the people of the City and County of San Francisco in accordance with Section 23958.4 of the California Business and Professions Code.

12/14/1998, RE-REFERRED to Housing and Neighborhood Services Committee. Supervisor Medina requested this item be re-referred to committee.

(Supervisor Becerril dissenting in Committee.)

Question: Shall this Resolution be ADOPTED?

22. 982095 [Liquor License, 2630 Bayshore Boulevard]

Determining that the issuance of a Type 20 off-sale beer and wine alcoholic beverage control license to PND Stores, Inc. dba MacFrugal's Bargains Closeouts, located at 2630 Bayshore Boulevard, will serve the convenience of the people of the City and County of San Francisco in accordance with Section 23958.4 of the California Business and Professions Code.

Question: Shall this Resolution be ADOPTED?

23. 990025 [Liquor License Modification, 1509-11 Hyde Street, ABC File 41-294410]

Approving the request of removing the conditions imposed on the conditional alcoholic beverage license for Peter Duc-Tho Hoang and Eric Meuse for The Hyde Street Seafood House & Raw Bar, located at 1509-11 Hyde Street, in accordance with Section 23803 of the California Business and Professions Code.

Question: Shall this Resolution be ADOPTED?

Appointment of President Pro Tempore

Recommendations of the Transportation and Land Use Committee

Present: Supervisors Katz, Yaki, Yee

24. 981362 [Kaiser Hospital Pedestrian Bridge]

Resolution granting revocable permission to Kaiser Foundation Hospitals, Inc. to construct a pedestrian bridge across Geary Boulevard between Broderick and Divisadero Streets connecting two (2) Kaiser outpatient clinic buildings at 2290 Geary Boulevard and a new bridge anchorage building, adjacent to the existing parking garage, at the south side of Geary Boulevard and adopting findings pursuant to Planning Code Section 101.1. (Public Works Department)

(Supervisor Yee dissenting in Committee.)

Question: Shall this Resolution be ADOPTED?

25. 981937 [Central Freeway Project Office]

Supervisors Ammiano, Katz, Leno, Bierman

Resolution establishing a Central Freeway Project Office to oversee the implementation of the Octavia Boulevard alternative for replacing the Central Freeway, setting forth the roles and responsibilities of various City departments and agencies for project coordination, administration of project funds, and implementation of the Central Freeway Replacement Act of 1998, and establishing timelines for project milestones.

Question: Shall this Resolution be ADOPTED?

26. 981983 [Central Freeway Land Transfer]

Supervisors Ammiano, Katz, Leno, Bierman

Resolution urging the State of California to transfer the Central Freeway right-of-way between Turk and Market Streets to the City and County of San Francisco so that the right-of-way, or proceeds from the sale thereof, can be used to create a replacement system of City streets and/or to construct affordable housing in accordance with the Central Freeway Replacement Project Act of 1998 and urging San Francisco's Legislative Delegation to introduce legislation to effect such a transfer as soon as possible.

(Supervisor Yee dissenting in Committee.)

Question: Shall this Resolution be ADOPTED?

27. 990116 [Marine Terminal Agreement, Port - Mexican Line Ltd.]

Resolution authorizing the Port of San Francisco to hold harmless the Mexican Limited (a wholly owned affiliate of Transportation Maritima Mexicana) harmless from all claims arising from an agreement with the San Francisco Port Commission for use of marine terminal facilities at Pier 80. (Port)

Question: Shall this Resolution be ADOPTED?

28. ROLL CALL FOR INTRODUCTIONS

Roll call for introduction of ordinances, resolutions, charter amendments, requests for hearings, letters of inquiry, and letters of request to the City Attorney.

29. PUBLIC COMMENT

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

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:

30. 990239 [Potential Litigation]

Potential litigation as plaintiff regarding the merger of TCI and AT&T, as permitted by Government Code Section 54956.9(c). (City Attorney)

Report on Closed Session

Question: Shall this Motion be Adopted?

After a closed session, if one occurs, the President shall (1) request the Deputy City Attorney to identify the subjects discussed in the closed session, and (2) direct the Clerk of the Board to report the vote taken on any motion in the closed session.

[Elect Not to Disclose]

Motion that the Board finds that it is in the best interest of the public that the Board elect at this time not to disclose its closed session deliberations concerning the anticipated litigation listed above.

[Elect To Disclose]

Motion that the Board finds it is in the public interest to disclose information discussed in closed session, and directs the President immediately to disclose that information.

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.

The following two items were voted on separately

31. 990204 [Appointment] Supervisor Ammiano
Resolution appointing Supervisor Mark Leno as member to the Association of Bay Area Governments Executive Board.

(Vice Supervisor Jose Medina, Seat No. 3, alternate position, resigned, for unexpired portion of a two-year term ending June 30, 1999.)

2/8/1999, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

32. 990205 [Appointment] Supervisor Ammiano
Resolution appointing Supervisor Leslie Katz as member of the Peninsula Corridor Study Joint Powers Board.

(Vice Supervisor Sue Bierman, resigned effective February 5, 1999, for an unexpired portion of a two-year term ending June 30, 2000.)

2/8/1999, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

For Adoption Without Committee Reference Agenda

33. 990207 [State Legislation, AB 56, English Language] Supervisors Becerril, Bierman, Katz
Resolution urging Assemblywoman Kerry Mazzoni to ensure that AB 56 includes strong language to offset any negative impacts to non-English speaking students because of the implementation of Proposition 227.

2/8/1999, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

34. 990219 [Caltrain Right of Way] Supervisors Ammiano, Bierman, Katz, Leno
Resolution urging the Peninsula Corridor Joint Powers Board to design any improvements or alterations to the Caltrain right-of-way so as to retain the ability to add or maintain express tracks necessary to provide flexible, frequent and reliable service of local, express, intercity and high speed trains and to allow for the most economical adoption of extra tracks in the future.

2/8/1999, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

35. 990220 [High Speed Rail Line, Connecting Los Angeles] Supervisors Bierman, Katz, Brown, Leno, Ammiano, Yaki, Teng

Resolution supporting a high speed rail line connecting Los Angeles and Downtown San Francisco via Santa Clara and San Mateo Counties.

2/8/1999, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

36. 990221 [Living Wage Task Force] Supervisor Kaufman

Resolution amending Resolution Number 991-98, establishing a Living Wage Task Force, by changing the expiration date of the task force from six months after approval of the resolution to four months after the date of the first meeting of the task force.

2/8/1999, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

37. 990222 [State Legislation, SB 130, AB 106, Firearm Child Safety Devices] Supervisors Leno, Yaki, Bierman, Becerril, Newsom, Katz, Teng

Resolution urging the California State Legislature and Governor Davis to approve Senate Bill 130 and Assembly Bill 106 relating to firearm child safety devices.

2/8/1999, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

38. 990223 [Firearms and Ammunition Sales Tax Enforcement] Supervisors Leno, Yaki, Becerril, Bierman, Brown, Katz, Teng

Resolution urging the California State Board of Equalization to intensify its efforts to enforce the collection of State sales taxes for firearms and ammunition sold at the Cow Palace.

2/8/1999, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

39. 990224 [Palace of Fine Arts Rotunda Preservation] Supervisors Newsom, Bierman, Brown, Katz, Teng, Becerril, Leno

Resolution urging the Recreation and Parks Department to execute repairs on the Palace of Fine Arts rotunda with all deliberate speed; to develop a long-range conservation and maintenance plan for this area and to report back to the Board of Supervisors.

2/8/1999, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

40. 990225 [Commendation] Supervisors Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee
Resolution commending and honoring Jose Medina for his distinguished service as Supervisor of the City and County of San Francisco.
2/8/1999, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
Question: Shall this Resolution be ADOPTED?
41. 990250 [Commendation] Supervisors Katz, Bierman, Brown
Resolution recognizing the leadership and dedication of Reverend Don Fado of St. Mark's United Methodist Church.
2/10/1999, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
Question: Shall this Resolution be ADOPTED?
42. 990231 [Transit First Policy Definition and Application] Supervisor Newsom
Motion asking our Legislative Analyst to research the definition and applications to date of San Francisco's Transit First Policy.
2/8/1999, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
Question: Shall this Motion be ADOPTED?
43. 990232 [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.
2/8/1999, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
Question: Shall this Motion be ADOPTED?
44. 990234 [Final Map, 2068 3rd Street]
Motion approving final map of 2068 3rd Street, a Live/Work Condominium Project, being a subdivision of Lot 25 in Assessor's Block No. 3995, and adopting findings pursuant to the Planning Code Section 101.1. (Public Works Department)
(DPW Order No. 171,514.)
2/10/1999, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
Question: Shall this Motion be ADOPTED?
45. 990235 [Final Map, 987-997 14th Street]
Motion approving final map of 987-997 14th Street, a Residential Condominium Project, being a subdivision of Lot 72A in Assessor's Block No. 3540, and adopting findings pursuant to the Planning

Code Section 101.1. (Public Works Department)
(DPW Order No. 171,515.)

2/10/1999, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be ADOPTED?

46. 990236 [Final Map, 18 Bernice Street]

Motion approving final map of 18 Bernice Street, a Live/Work Condominium Project, being a subdivision of Lot 85 in Assessor's Block No. 3522, and adopting findings pursuant to the Planning Code Section 101.1. (Public Works Department)

(DPW Order No. 171,370.)

2/10/1999, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be ADOPTED?

Questions on the For Adoption Without Committee Reference
Agenda: _____

47. IMPERATIVE AGENDA

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

[Serious Injury Finding]

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

[Purely Commendatory Finding]

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

[Brown Act Finding]

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

[Imperative Resolutions, if any]

OFF-CALENDAR LEGISLATION

PROPOSED ORDINANCES

Proposed ordinances received from February 4 through noon February 10 , for reference by President to appropriate committee on February 17, 1999.

990192 [Court Employee Compensation]

Ordinance implementing schedules of compensation and other economic benefits for certain classifications of persons employed by the Superior Court of California, County of San Francisco. (Superior Courts)

2/3/1999, RECEIVED AND ASSIGNED to Finance and Labor Committee.

2/9/1999, SUBSTITUTED. Substituted by Superior Court 2/9/99, bearing new title.

2/9/1999, ASSIGNED to Finance and Labor Committee. Scheduled for 2/24/99.

990209 [Gertrude Stern v. CCSF, et al.]

Ordinance authorizing settlement of litigation of Gertrude Stern against the City and County of San Francisco by payment of \$80,000. (City Attorney)

(S.F. Superior Court No. 988-192.)

2/5/1999, RECEIVED AND ASSIGNED to Audit and Government Efficiency Committee.

990238 [Parking Regulations, Commercial Vehicle Loading Zones]

Ordinance amending Traffic Code Sections 33.3, 38.B, and 38.B.1 to allow for the designation of variable maximum time limits at commercial vehicle loading zones. (Parking and Traffic Department)

(Amends Traffic Code Sections 33.3, 38.B, and 38.B.1.)

2/10/1999, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.

990241 [Appropriation, Sheriff]

Ordinance appropriating \$1,092,766, Sheriff's Department, from the General Fund Reserve and \$521,687 from salary savings to fund additional staffing at County Jail #3, add residential substance abuse treatment beds, fund increased food service and workers' compensation costs, and providing for the creation of 19 positions for fiscal year 1998-1999; funding for these positions was the subject of previous budgetary denial. (Controller)

(Fiscal impact; companion measure to File 990242.)

2/10/1999, RECEIVED AND ASSIGNED to Finance and Labor Committee.

990242 [Public Employment]

Ordinance amending Ordinance No. 243-98 (Annual Salary Ordinance, 1998-1999), reflecting the creation

of nineteen positions (Class 8304 Deputy Sheriff) in the Sheriff's Office. (Human Resources Department)
(Fiscal impact; companion measure to File 990241.)

2/10/1999, RECEIVED AND ASSIGNED to Finance and Labor Committee.

990243 [Appropriation, District Attorney]

Ordinance appropriating \$118,932, District Attorney, of Federal and State Public Assistance to fund the Non Custodial Parent (NCP) Project that provides employment and training services to unemployed non custodial parents whose children are recipients of public assistance, for the creation of one (1) position for fiscal year 1998-1999. (Controller)

(Companion measure to File 990244.)

2/10/1999, RECEIVED AND ASSIGNED to Finance and Labor Committee.

990244 [Public Employment]

Ordinance amending Ordinance No. 243-98 (Annual Salary Ordinance, 1998-1999), reflecting the creation of one position (Class 8159 Family Support Investigator III), in the District Attorney's Office. (Human Resources Department)

(Companion measure to File 990243.)

2/10/1999, RECEIVED AND ASSIGNED to Finance and Labor Committee.

990245 [Appropriation, Public Utilities Commission]

Ordinance appropriating \$690,000, Public Utilities Commission, from Water Fund Balance, \$306,855 from Hetchy Fund Balance and \$306,855 from Clean Water Fund (a total of \$1,303,710) to fund the cost of remodeling at 875 Stevenson Street in order to accommodate the PUC staff for fiscal year 1998-1999; placing \$91,400 on reserve. (Controller)

(Fiscal impact.)

2/10/1999, RECEIVED AND ASSIGNED to Finance and Labor Committee.

990246 [Appropriation, Dept. of Public Works]

Ordinance appropriating and certifying \$89,967, Department of Public Works, for a capital improvement project (Ashbury water storage tank) to cover ten percent (10%) overage as per Charter Section 7.203, providing for ratification of action previously taken, for fiscal year 1998-1999. (Controller)

2/10/1999, RECEIVED AND ASSIGNED to Finance and Labor Committee.

990247 [Summary Vacation of Portions of Hickory Street]

Ordinance ordering the summary vacation of the public rights over the surface and in the air above portions of Hickory Street located between Webster and Buchanan Streets, making findings under California Streets and Highways Code Section 8330 through 8336, making findings of conformity with the General Plan and priority policies of Planning Code Section 101.1, and directing official actions in connection with the vacation. (Real Estate Department)

(Companion measure to File 990248.)

2/10/1999, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.

990248 [Settlement of Claims, Ownership of 529 and 525 Hickory St.]

Ordinance approving the settlement of unlitigated claim of Joshua K. Clayton and David Stoddard Lambertson for the ownership of the property fronting 529 and 525 Hickory Street, accepting quitclaim deeds from the claimants, and granting easements to the claimants. (Real Estate Department)

(Companion measure to File 990247.)

2/10/1999, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.

990249 [Parking Regulations, Heavy Truck Loading Zones]

Ordinance amending Traffic Code by adding Section 33.3.1 to allow the Department of Parking and Traffic to establish heavy truck loading zones. (Parking and Traffic Department)

(Adds Traffic Code Section 33.3.1)

2/10/1999, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.

PROPOSED RESOLUTIONS

Proposed resolutions received from February 4 through noon February 10, for reference by President to appropriate committee on February 17, 1999.

990206 [Airport Revenue Bonds]

Resolution approving the issuance of up to \$165,000,000 additional aggregate principal amount of San Francisco International Airport Second Series Revenue Bonds for the purpose of financing or refinancing certain infrastructure improvements at San Francisco International Airport, approving the substitution of a Letter of Credit for the San Francisco International Airport Commercial Paper Program, and approving the extension of the Airport's Refunding Bond authorization to April 30, 2003. (Airport Commission)

2/3/1999, RECEIVED AND ASSIGNED to Finance and Labor Committee.

990208 [Unlitigated Claim, Nodie L. Lightfoot]

Resolution approving the settlement of the unlitigated claim of Nodie L. Lightfoot by payment of \$55,000. (City Attorney)

(Claim Number 99-00865.)

2/5/1999, RECEIVED AND ASSIGNED to Audit and Government Efficiency Committee.

990237 [Police Sublease for Hunters Point Naval Shipyard]

Resolution authorizing the Director of Real Estate to enter into an amended and restated sublease on behalf of the San Francisco Police Department with the San Francisco Redevelopment Agency for the continued use of Building 606 at the Hunters Point Naval Shipyard and adding thereto certain adjacent property for use

as a helicopter landing pad. (Real Estate Department)

2/10/1999, RECEIVED AND ASSIGNED to Finance and Labor Committee.

990251 [Petitions and Communications]

Petitions and communications received from February 4 through noon on February 10 for reference by the President to the Committee considering related matters or to be ordered filed by the Clerk on February 17, 1999.

ADJOURNMENT

Meeting Procedures

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

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

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

Agenda are available on the internet at www.ci.sf.ca.us/bdsupvrs.bos.htm.

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

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

Cell phones and pagers are not allowed in the room during a meeting.

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

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

Disability access

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

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

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

The following services are available when requests are made by 4:00 p.m. of the Friday before the Board meeting: For American Sign Language interpreters, use of a reader during a meeting, or sound enhancement system, contact Violeta Mosuela at (415) 554-7704.

For a large print copy of agenda or minutes in alternative formats, contact Annette Lonich at (415) 554-7706.

In order to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to various chemical based products. Please help the City to accommodate these individuals.

Know Your Rights Under the Sunshine Ordinance

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

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

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