

# 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, May 24, 1999 2:00 PM

AUG 03 1999

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

SAN FRANCISCO  
PUBLIC LIBRARY

Regular Meeting

**TOM AMMIANO, PRESIDENT**

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

*Gloria L. Young, Clerk of the Board*

## BOARD COMMITTEES

### Committee Membership

### Meeting Days

#### **Audit and Government Efficiency Committee**

1st Tuesday  
1:00 PM

Supervisors Kaufman, Newsom, Katz

#### **Finance and Labor Committee**

Wednesday  
10:00 AM

Supervisors Yee, Bierman, Ammiano

#### **Housing and Social Policy Committee**

1st and 3rd Tuesday  
10:00 AM

Supervisors Teng, Bierman, Becerril

#### **Parks and Recreation Committee**

2nd Tuesday  
1:00 PM

Supervisors Brown, Newsom, Leno

#### **Public Health and Environment Committee**

2nd & 4th Thursday  
1:00 PM

Supervisors Bierman, Brown, Yaki

#### **Public Utilities and Deregulation Committee**

3rd Tuesday  
1:00 PM

Supervisors Ammiano, Yee, Becerril

#### **Rules Committee**

2nd & 4th Thursday  
10:00 AM

Supervisors Leno, Teng, Kaufman

#### **Small Business, Economic Vitality and Consumer Services Committee**

1st and 3rd Thursday  
10:00 AM

Supervisors Newsom, Leno, Becerril

#### **Transportation and Land Use Committee**

2nd and 4th Tuesday  
10:00 AM

Supervisors Katz, Yaki, Yee

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 2:04 p.m. On call of the roll, the following Supervisors were noted absent:*

*Supervisors Katz, Newsom - 2.*

*Quorum present.*

*Supervisor Newsom was noted present at 2:05 p.m.*

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

### Privilege of the Floor

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

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

*Supervisor Brown introduced Reverend Jesse Jackson who was commended for his ecumenical mission to Belgrade. Supervisors Teng, Bierman, Becerril, and Ammiano welcomed Reverend Jackson to the Board Chamber. Reverend Jackson spoke of his peace missions and of his goal of world peace.*

## CONSENT AGENDA

### Recommendations of the Public Health and Environment Committee

**990734 [Grant - State]**

Resolution authorizing the Department of Public Health, Population Health and Prevention, Emergency Medical Services, to accept retroactively and expend a grant in the amount of \$500,000 from the State Office of Traffic Safety for the Child Passenger Safety Program and to enter into an agreement which does not include patent infringement indemnification and false claims clauses; providing for ratification of action previously taken. (Department of Public Health)

Resolution No. 490-99

**ADOPTED**

**990808 [Contract, DPH/Department of Rehabilitation]**

Resolution authorizing the Department of Public Health, Public Health Division, Community Mental Health Services to enter into a Cooperative Program Agreement with the Department of Rehabilitation San Francisco District, including a required match of \$160,605, and which does not include patent infringement indemnification and false claims clauses, to provide vocational services to mentally-ill psychiatric clients. (Department of Public Health)

Resolution No. 496-99

**ADOPTED**

**990848 [Grant - State]**

Resolution authorizing the Department of Public Health, Population Health and Prevention, to accept and expend retroactively a grant in the amount of \$5,000 from the California Department of Fish and Game, Office of Oil Spill Prevention and Response, for providing input into an agreement which does not include patent infringement indemnification and false claims clauses; providing for ratification of action previously taken. (Department of Public Health)

Resolution No. 498-99

**ADOPTED**

### Recommendations of the Rules Committee

**980170 [Appointment]**

Resolution appointing member to the Veterans Affairs Commission. (Rules Committee)

(Appointing C.J. O'Mara to succeed herself, Seat 5, must be a woman veteran, new four year term ending January 31, 2002.)

Resolution No. 487-99

**ADOPTED**

**990160 [Appointments]**

Resolution appointing members to the Veterans Affairs Commission; waiving residency requirement. (Rules Committee)

(Appointing Leonard Grube to succeed himself, Seat 1, must be at-large appointment, new four year term ending January 31, 2003;

Appointing Charles Coolidge, Jr. to succeed himself, Seat 7, must be at-large appointment, new four year term ending January 31, 2003;

Appointing Maceo May to succeed himself, Seat 8, must be at-large appointment, new four year term ending January 31, 2003;

Appointing Robert DeLaCruz to succeed himself, Seat 11, must be at-large appointment, new four year term ending January 31, 2003.)

Resolution No. 486-99

**ADOPTED**

**990811 [Appointment]**

Resolution appointing member to the Bicycle Advisory Committee. (Rules Committee)

(Appointing Kim Rodgers to succeed Laurel Condro, Seat 2, must represent an environmental organization, for unexpired portion of three year term ending December 31, 2000.)

Resolution No. 497-99

**ADOPTED**

**990906 [Appointment]**

Resolution appointing members to the Animal Control and Welfare Commission. (Rules Committee)

(Appointing Chin Chi to succeed herself, Seat 3, must be public-at-large with interest in animal matters, new two year term ending April 30, 2001;

Appointing Elissa Eckman to succeed Eva Hue, Seat 4, must be public-at-large with interest in animal matters, new two year term ending April 30, 2001;

Appointing Dr. Thomas Mills to succeed Althea Kippes, Seat 5, must be public-at-large with interest in animal matters, new two year term ending April 30, 2001;

Appointing Richard Schulke to succeed himself, Seat 6, must be public-at-large with interest in animal matters, new two year term ending April 30, 2001.)

Resolution No. 502-99

**ADOPTED**

**990970 [Appointment]**

Resolution appointing member to the Delinquency Prevention Commission. (Rules Committee)

(Appointing Enola Maxwell to succeed herself, Seat 3, must have interest in and be knowledgeable regarding juvenile delinquency, new four year term ending December 31, 2002.)

Resolution No. 506-99

**ADOPTED**

**990971 [Appointment]**

Resolution appointing member to the Hazardous Materials Advisory Committee; waiving residency requirement.

(Appointing Steven Medberry to succeed himself, Seat 18, must represent Public Utilities Commission, new four year term ending July 1, 2000.)

Resolution No. 507-99

**ADOPTED**

**990975 [Appointment]**

Resolution appointing member to the Hazardous Materials Advisory Committee. (Rules Committee)

(Appointing Susan Fandel to succeed Aurea Luis-Carnes, Seat 2, must represent industry, new four year term ending July 1, 2002.)

Resolution No. 508-99

**ADOPTED**

**990976 [Appointment]**

Resolution appointing member to the Hazardous Materials Advisory Committee. (Rules Committee)

(Appointing Michael Delano to succeed William Wilson, Seat 15, must represent open seat, new four year term ending July 1, 2001.)

Resolution No. 509-99

**ADOPTED**

**990428 [Board Off Site Meeting, Horace Mann Middle School]**

**Supervisor Ammiano**

Motion having the Monday, June 14, 1999 meeting of the Board of Supervisors convened at Horace Mann Middle School located on 3351 23rd Street, at 6:00 p.m.

Motion No. M99-54

**APPROVED**

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

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

Absent: 1 - Katz



## REGULAR AGENDA

## UNFINISHED BUSINESS

### Recommendations of the Finance and Labor Committee

**990045 [Pre-tax Treatment of Buy Backs]**  
**Supervisor Yaki**

Ordinance amending Administrative Code Section 16.29-5 and adding Section 16.61-4 concerning pre-tax treatment of buy backs.

(Amends Section 16.29-5 and adds Section 16.61-4.)

Ordinance No. 147-99

**FINALLY PASSED** by the following vote:

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

**990443 [Resource Efficient City Building]**  
**Supervisors Ammiano, Bierman, Leno, Katz, Newsom, Yee**

Ordinance amending Administrative Code by adding Chapter 82, Sections 82.1 thru 82.7, establishing resource efficiency requirements for City-owned facilities and City leaseholds.

(Adds Chapter 82, Sections 82.1 thru 82.7.)

(Companion measure to File 990444.)

Ordinance No. 148-99

**FINALLY PASSED** by the following vote:

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

**990444 [Resource Efficient Pilot Projects]**  
**Supervisors Ammiano, Bierman, Katz, Leno, Newsom, Yee**

Ordinance amending Administrative Code by adding Section 82.8 establishing a pilot program to promote resource efficiency in construction of selected City-owned facilities and City leaseholds.

(Adds Section 82.8.)  
(Companion measure to File 990443.)

Ordinance No. 149-99

**FINALLY PASSED** by the following vote:

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

**990737 [Street Artists Fund]**  
**Supervisor Teng**

Ordinance amending Administrative Code by adding Section 10.117-123, establishing the Street Artists Fund as a special fund for the purpose of receiving all funds received by the San Francisco Arts Commission Street Artists Program pursuant to Article 24 of the San Francisco Police Code, and providing for interest accumulation therein.

(Adds Section 10.117-123.)

Ordinance No. 151-99

**FINALLY PASSED** by the following vote:

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

**990880 [City Hall Child Care Facility License Agreement]**  
**Supervisors Teng, Bierman, Becerril, Katz, Brown**

Ordinance authorizing and approving a license agreement between the City and County of San Francisco, as licensor, and Marin Day Schools, as licensee, for a child care facility located on the ground floor level of City Hall and at an additional outdoor facility area.

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

Ordinance No. 154-99

**FINALLY PASSED** by the following vote:

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

**990881 [City Hall Child Care Center Outdoor Play Space]**  
**Supervisors Teng, Bierman, Becerril, Brown**

Ordinance exempting the City Hall Child Care Center Outdoor Play Space from the competitive bidding requirements of the San Francisco Administrative Code.

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

Ordinance No. 155-99

**FINALLY PASSED** by the following vote:

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

**Recommendations of the Transportation and Land Use Committee**

**990622 [Parking Regulations, Portion of Stanford Street]**

Ordinance amending Traffic Code by amending Section 32.6.19, regarding parking regulations on a portion of Stanford Street (2nd Street, west side, from Townsend Street to 100 feet northerly; Stanford Street, east side, from Townsend Street to 100 feet northerly; and Townsend Street, north side, between 2nd and Stanford Streets). (Department of Parking and Traffic)

(Amends Section 32.6.19.)

Ordinance No. 150-99

**FINALLY PASSED** by the following vote:

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

**990804 [Parking Regulations, Motorcycle Parking Meters]**

Ordinance amending Traffic Code by adding Section 203.5 establishing the rate for motorcycle parking meters. (Department of Parking and Traffic)

(Adds Section 203.5.)

Ordinance No. 152-99

**FINALLY PASSED** by the following vote:

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

**990805 [Traffic Regulations, Portion of Market Street]**

Ordinance amending Traffic Code by amending Section 176.14 to establish a 35-MPH speed limit on a portion of Market Street (Market Street from Corbett Avenue to Eureka Street, north and south sides). (Department of Parking and Traffic)

(Amends Section 176.14.)

Ordinance No. 153-99

**FINALLY PASSED** by the following vote:

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



## NEW BUSINESS

### Recommendation of the Audit and Government Efficiency Committee

990743 [Procurement Reform]  
Supervisors Kaufman, Brown

Ordinance amending Administrative Code to delete safety belt requirements for City vehicle purchases from Chapter 4; to limit the application of Chapter 6 to contracts for public works and improvements and to delete obsolete provisions; to delete obsolete provisions from Chapter 8; amending Chapter 10 to eliminate the role of the purchaser from the receipt of donations by the Health Commission and to simplify the administration of the Purchaser's revolving fund; adding a new Article XI-D to Chapter 16 governing the purchase of uniforms for City employees; and deleting Chapters 21 and 21B in order to consolidate their provisions in a revised Chapter 21 and to reform and streamline the process for acquisition of goods and services by the City.

(Amends Chapter 10; adds Article XI-D; deletes Chapters 21 and 21B.)

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

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

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

### Recommendations of the Finance and Labor Committee

990761 [Hazardous Materials and Hazard Waste Fee Amendment]

Ordinance amending Health Code by amending Sections 1176, 1191 and 1204 to provide for changes in the fees charged by the Department of Public Health for various services related to hazardous materials and hazardous waste beginning in the fiscal year 2000. (Department of Public Health)

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

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

990785 [Appropriation, Airport Commission]

Ordinance appropriating \$143,500,000, Airport Commission, of San Francisco International Airport Bond proceeds-issue 24 to professional services, interest expense, and a capital improvement project for the renovation of the North Terminal, and construction of a new parking facility, concession facility, and museum space for fiscal year 1998-1999; placing \$143,500,000 on reserve. (Controller)

(Fiscal impact.)

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

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

**990798 [Building Inspection Commission Appeals]**

Ordinance amending Administrative Code by adding Chapter 77 and amending Building Code by adding Section 105.8 to implement the Charter-mandated appellate authority of the Building Inspection Commission, to provide that appeals heard by the former Abatement Appeals Board shall be heard by the Commission, and to authorize an exemption from or refund of appeal fees under specified circumstances, amending Table 1-K of the Building Code to establish Building Inspection Commission Appeal Fees. (Department of Building Inspection)

(Adds Administrative Code Chapter 77; adds Building Code Section 105.8 and Table 1-K)

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

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

**990917 [Appropriation, Airport]**

Ordinance appropriating \$57,111,485, Airport Commission, of various Bond fund balances and interest earned to fund capital improvement projects, including construction of the new underground West Field Detention Pond, the Concourse H/Airtrain Station, and other approved infrastructure projects in the Airport's capital plan, for fiscal year 1998-1999. (Airport Commission)

(Fiscal impact.)

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

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

**990918 [Water Rates]**

Ordinance approving revised schedule of service fees to be charged by the San Francisco Public Utilities Commission to retail water customers in San Francisco and suburban areas. (Public Utilities Commission)

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

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

**990924 [Water Rates]**

Ordinance approving revised schedule of rates to be charged by the San Francisco Public Utilities Commission for water service to its suburban resale customers. (Public Utilities Commission)

(Fiscal impact.)

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

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

**990853 [Roof Equipment License Agreement]**

Resolution authorizing a retroactive roof equipment license extension agreement for 555 California Street for the Department of Telecommunication and Information Services. (Real Estate Department)

Resolution No. 499-99

**ADOPTED** by the following vote:

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

**990856 [Lease of Real Property]**  
Resolution authorizing the lease of real property at 160 South Van Ness for the Department of Human Services. (Real Estate Department)

(Fiscal impact.)

Resolution No. 500-99

**ADOPTED by the following vote:**

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

**990902 [Lease of Property]**  
Resolution approving extension and second modification of commercial lease for Parcel No. 2 at the Moscone Center Garage (257 Third Street between Folsom and Howard Streets). (Real Estate Department)

Resolution No. 501-99

**ADOPTED by the following vote:**

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

**990908 [Lease of Real Property]**  
Resolution authorizing a lease of real property at 1975-1999 Bryant Street for the Department of Parking and Traffic. (Real Estate Department)

Resolution No. 503-99

**ADOPTED by the following vote:**

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

**990909 [Renewal, Long Term Provisional Appointments]**  
Resolution approving the renewal of provisional appointments through December 31, 1999, for employees in classes for which no eligible list exists and who have been employed in the class more than three years, pursuant to San Francisco Charter Section 10.105 and upon certification by the Human Resources Director that, for reasons beyond her control, the Department has been unable to conduct examinations for these positions. (Department of Human Resources)

Resolution No. 504-99

**ADOPTED by the following vote:**

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

### Recommendations of Housing and Social Policy Committee

**990409 [Laser Pointers]**  
**Supervisors Yaki, Brown**

Ordinance amending Police Code by adding Article 48 (Sections 4800 through 4808) regulating the sale, possession and use of laser pointers.

(Adds Article 48, Sections 4800 thru 4808.)

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

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

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

990587 [Filipino Veterans Equity Center]  
Supervisors Teng, Yaki, Bierman, Leno, Katz, Newsom, Becerril

Resolution supporting the creation of the San Francisco Filipino Veterans Equity Center, a community-based organization specifically tasked with coordinating efforts of various agencies and volunteer support groups to provide culturally sensitive and linguistically appropriate services to Filipino World War II veterans and their families in San Francisco, and urging the Mayor to allocate \$150,000 in Fiscal 1999-2000 for the creation of the Filipino Veterans Equity Center.

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

Resolution No. 488-99

**ADOPTED** by the following vote:

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

990716 [Fire Code]

Ordinance repealing Part II, Chapter IV of the Municipal Code (Fire Code); adopting in its entirety a new San Francisco Fire Code. (Fire Department)

(Companion measure to File 990715.)

*Supervisor Teng moved to amend the title, line three, to add "; providing for further hearings and an expiration date." and on Page 2, Line 2 after Section 5 to add "This ordinance is adopted on an interim basis and it shall expire six months from its effective date."*

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

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

Ordinance repealing Part II, Chapter IV of the Municipal Code (Fire Code); adopting in its entirety a new San Francisco Fire Code; providing for further hearings and an expiration date." (Fire Department)

(Companion measure to File 990715.)

**PASSED ON FIRST READING AS AMENDED** by the following vote:

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

990715 [Fire Code]

Resolution endorsing amendments and providing findings as to the local conditions supporting those amendments to the 1998 California Fire Code, as required by the California Health and Safety Code. (Fire Department)

(Certificate of Determination of Exemption/Exclusion from Environmental Review dated April 1, 1999; companion measure to File 990716.)

Resolution No. 489-99

**ADOPTED** by the following vote:

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



**990788 [Building Code]**

Ordinance repealing Part II, Chapter 1 of the Municipal Code (Building Code); adopting in its entirety a new San Francisco Building Code. (Department of Building Inspection)

(Companion measure to File 990789.)

*Supervisor Teng moved to amend the title, line four, to add "; providing for further hearings and an expiration date."; to amend Page 2, Line 6, after the words Section 5 to add "This ordinance is adopted on an interim basis and it shall expire six months from its effective date."*

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

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

*Supervisor Teng moved to amend Section 2, on Page 1, Line 13, following the word "Code" to add "with the following modifications: The definition of "Demolition" on page 68 shall be revised to duplicate the language in the 1995 San Francisco Building Code and moved to the location it was in the 1995 Code; and Section 103.3.2 on page 11 shall be deleted and replaced with the language of Section 103.3.2 as it existed in the 1995 San Francisco Building Code."*

**Supervisor Teng, seconded by Supervisor Yaki, moved that this Ordinance be AMENDED. The motion carried by the following vote:**

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

Ordinance repealing Part II, Chapter 1 of the Municipal Code (Building Code); adopting in its entirety a new San Francisco Building Code; providing for further hearings and an expiration date. (Department of Building Inspection)

(Companion measure to File 990789.)

*The roll was then called on the pending ordinance as amended.*

**PASSED ON FIRST READING AS AMENDED by the following vote:**

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

**990789 [Building Code]**

Resolution endorsing those changes and providing findings as to the local conditions requiring amendments to the State Building Code for buildings, as required by the California Health and Safety Code. (Department of Building Inspection)

(Certificate of Determination of Exemption/Exclusion from Environmental Review dated March 24, 1999; companion measure to File 990788.)

Resolution No. 49I-99

**ADOPTED by the following vote:**

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



**990790 [Electrical Code]**

Ordinance repealing Part II, Chapter III of the San Francisco Municipal Code (Electrical Code); adopting in its entirety a new San Francisco Electrical Code. (Department of Building Inspection)

(Companion measure to File 990791.)

*Supervisor Teng moved to amend the title, line four, to add "; providing for further hearings and an expiration date." and on Page 2, Line 3 after Section 5 to add "This ordinance is adopted on an interim basis and it shall expire six months from its effective date."*

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

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

Ordinance repealing Part II, Chapter III of the San Francisco Municipal Code (Electrical Code); adopting in its entirety a new San Francisco Electrical Code; providing for further hearings and an expiration date. (Department of Building Inspection)

(Companion measure to File 990791.)

**PASSED ON FIRST READING AS AMENDED by the following vote:**

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

**990791 [Electrical Code]**

Resolution endorsing those changes and providing findings as to the local conditions requiring amendments to the State Electrical Code for buildings, as required by the California Health and Safety Code. (Department of Building Inspection)

(Certificate of Determination of Exemption/Exclusion from Environmental Review dated March 24, 1999; companion measure to File 990790.)

Resolution No. 492-99

**ADOPTED by the following vote:**

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

**990792 [Housing Code]**

Ordinance repealing Part II, Chapter XII of the San Francisco Municipal Code (Housing Code); adopting in its entirety a new San Francisco Housing Code. (Department of Building Inspection)

(Companion measure to File 990793.)

*Supervisor Teng moved to amend the title, line four, to add "; providing for further hearings and an expiration date." and on Page 2, Line 2 after Section 5 to add "This ordinance is adopted on an interim basis and it shall expire six months from its effective date."*

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

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

Ordinance repealing Part II, Chapter XII of the San Francisco Municipal Code (Housing Code); adopting in its entirety a new San Francisco Housing Code; providing for further hearings and an expiration date. (Department of Building Inspection)

(Companion measure to File 990793.)

**PASSED ON FIRST READING AS AMENDED by the following vote:**

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

**990793 [Housing Code]**

Resolution endorsing those changes and providing findings as to the local conditions requiring amendments to the California Health and Safety Code (Department of Building Inspection)

(Certificate of Determination of Exemption/Exclusion from Environmental Review dated March 24, 1999; companion measure to File 990792.)

Resolution No. 493-99

**ADOPTED by the following vote:**

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

**990794 [Mechanical Code]**

Ordinance repealing Part II, Chapter XIV of the San Francisco Municipal Code (Mechanical Code); adopting in its entirety a new San Francisco Mechanical Code. (Department of Building Inspection)

(Companion measure to File 990795.)

*Supervisor Teng moved to amend the title, line four, to add "; providing for further hearings and an expiration date." and on Page 2, Line 3 after Section 5 to add "This ordinance is adopted on an interim basis and it shall expire six months from its effective date."*

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

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

Ordinance repealing Part II, Chapter XIV of the San Francisco Municipal Code (Mechanical Code); adopting in its entirety a new San Francisco Mechanical Code; providing for further hearings and an expiration date. (Department of Building Inspection)

(Companion measure to File 990795.)

**PASSED ON FIRST READING AS AMENDED by the following vote:**

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

**990795 [Mechanical Code]**

Resolution endorsing those changes and providing findings as to the local conditions requiring amendments to the State Mechanical Code for buildings, as required by the California Health and Safety Code. (Department of Building Inspection)

(Certificate of Determination of Exemption/Exclusion from Environmental Review dated March 24, 1999; companion measure to File 990794.)

Resolution No. 494-99

**ADOPTED** by the following vote:

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

**990796 [Plumbing Code]**

Ordinance repealing Part II, Chapter VII of the San Francisco Municipal Code (Plumbing Code); adopting in its entirety a new San Francisco Plumbing Code. (Department of Building Inspection)

(Companion measure to File 990797.)

*Supervisor Teng moved to amend the title, line four, to add "; providing for further hearings and an expiration date." and on Page 2, Line 3 after Section 5 to add "This ordinance is adopted on an interim basis and it shall expire six months from its effective date."*

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

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

Ordinance repealing Part II, Chapter VII of the San Francisco Municipal Code (Plumbing Code); adopting in its entirety a new San Francisco Plumbing Code; providing for further hearings and an expiration date. (Department of Building Inspection)

(Companion measure to File 990797.)

**PASSED ON FIRST READING AS AMENDED** by the following vote:

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

**990797 [Plumbing Code]**

Resolution endorsing those changes and providing findings as to the local conditions requiring amendments to the State Plumbing Code for buildings, as required by the California Health and Safety Code. (Department of Building Inspection)

(Certificate of Determination of Exemption/Exclusion from Environmental Review dated March 24, 1999; companion measure to File 990796.)

Resolution No. 495-99

**ADOPTED** by the following vote:

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

**SPECIAL ORDER 3:00 P.M.****990767 [Public Hearing]**

Hearing of persons interested in or objecting to proposed ordinance adopting and imposing schedules of sewer service charges to be paid by users for fiscal year 1999-2000 pursuant to Public Works Code Articles 4.1 and 4.2. (Clerk of the Board)

*The following persons were recognized: Andy Moran, Public Utilities Commission; Roberta Caravelli, opposed to any rate increase; Ms. Chandler, opposed to any rate increase; Doris Vincent, opposed to any rate increase.*

**HEARD AT PUBLIC HEARING.**

**990919 [Sewer Service Charge]**

Ordinance adopting and imposing schedules of sewer service charges to be paid by users for fiscal year 1999-2000 pursuant to Public Works Code Articles 4.1 and 4.2. (Public Utilities Commission)

(Certificate of Determination of Exemption/Exclusion from Environmental Review dated 5/4/99.)

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

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

Absent: 1 - Teng



## PUBLIC COMMENT

*Abdalla Megahed, naming a street in memory of Julia Day;*  
*J.B. Saunders, crack victims vs. the CIA;*  
*Eula Walters, supporting Supervisor Bierman's legislation (File 99097);*  
*Ron Lieto, opposition to Central Freeway;*  
*Jeremy Lee Morgan;*  
*Ernestine Weiss, supporting Ferry Park remaining a Park;*  
*Man, opposed to confiscation of cars of accused drug dealers;*  
*Rene Salcedo, supporting INS Raid Free Zone;*  
*Raymundo Gcampo, supporting INS Raid Free Zone;*  
*Richard Ow, supporting INS Raid Free Zone;*  
*Sandra Alvarez, supporting INS Raid Free Zone;*  
*Marie Valarie, supporting INS Raid Free Zone;*  
*Richard Chow, supporting INS Raid Free Zone;*  
*Todd Swindell, AIDS profiteers;*  
*David Chu, supporting INS Raid Free Zone;*  
*Barbara Smit, senior housing developments;*  
*Roberta Caravelli, thanks for passage of amended codes;*  
*Joshua Kaufman, supporting INS Raid Free Zone;*  
*Anamaria Loya, supporting INS Raid Free Zone;*  
*Sabrina Tse, Lisa Manning, Ramona Best, tobacco settlement funds for prevention services;*  
*Leboriae P. Smoore, wants something done about Blacks in prison;*  
*Vernon Jenkins, helping the unfortunate;*  
*Robert Pender, city-wide tenants convention;*  
*Ms. Bernardo, supporting INS Raid Free Zone;*  
*Frances Payne, support SB 480;*  
*David Golden, opposition to laser pointer legislation;*  
*John Jenkel, lack of accountability of the Port;*  
*Jo Leville, support SB 480;*  
*Doris Vincent, supporting renaming of Southeast Community Center;*  
*Mary Jefferson Smith, urged Board to work together;*  
*Jean Pauline, support SB 480.*

## 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.*

990999 [Renaming the Southeast Community Center Room]  
Supervisors Brown, Leno, Ammiano, Teng, Bierman

Resolution renaming the Southeast Community Facility Room the "Alex Pitcher Community Room".

Supervisors Leno, Ammiano, Teng, Bierman, requested to be added as co-sponsors.

Resolution No. 510-99

ADOPTED



**991000 [Pedestrian Crosswalk Closure Study]**  
**Supervisors Katz, Bierman, Ammiano, Teng**

Resolution requesting the Department of Parking and Traffic to conduct a Citywide study of pedestrian crosswalk closures and to propose reopening closed crosswalks if doing so would not jeopardize pedestrian safety.

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

Resolution No. 511-99

**ADOPTED**

**991001 [Commendation]**  
**Supervisors Leno, Kaufman, Teng, Bierman, Newsom, Katz**

Resolution commending the San Francisco City Hall Docent Program volunteers.

*Supervisors Kaufman, Teng, Bierman, Newsom, Katz requested to be added as co-sponsors.*

Resolution No. 512-99

**ADOPTED**

**991003 [AB 1191]**  
**Supervisors Teng, Becerril, Ammiano**

Resolution supporting AB 1191 and urging the California State Senate to pass AB 1191 to enable a city or county to increase the fine for any person failing to properly stop at a stop sign.

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

Resolution No. 513-99

**ADOPTED**

**991004 [Catastrophic Leave Interagency Task Force]**  
**Supervisors Ammiano, Bierman**

Resolution extending the deadline for reporting the recommendations of the Catastrophic Sick Leave and Long-Term Disability Task Force, established pursuant to Resolution 199-99 on file with the Clerk of the Board, to June 30, 1999.

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

Resolution No. 514-99

**ADOPTED**

**991005 [INS Raid Free Zone]****Supervisors Ammiano, Bierman, Brown, Yaki, Becerril, Leno, Katz**

Resolution urging the Immigration and Naturalization Service (I.N.S.) to cease conducting raids, arrests and detentions within the City and County of San Francisco and declaring the City and County of San Francisco an "I.N.S. Raid Free Zone" and further requesting the Mayor of San Francisco contact the I.N.S. District Director to communicate the contents of this resolution.

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

Resolution No. 515-99

**ADOPTED**

**991007 [SB 480 Universal Health Coverage]****Supervisors Ammiano, Teng, Katz, Bierman, Leno**

Resolution endorsing SB 480 Universal Health Coverage by Senator Hilda Solis (D-Los Angeles).

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

Resolution No. 516-99

**ADOPTED**

**991013 [Caltrans District 4 Bicycle/Pedestrian Coordinator]****Supervisors Leno, Bierman, Ammiano**

Resolution urging the Director of Caltrans District 4 to create an Office of the Bicycle/Pedestrian Coordinator for District 4 of the California Department of Transportation.

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

Resolution No. 517-99

**ADOPTED**

**991018 [Commendation]****Supervisor Bierman**

Resolution commending Michael Killelea and Edward Rothman upon their retirement from the City Attorney's Office for their years of able and dedicated service to the City. (Clerk of the Board)

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

Resolution No. 518-99

**ADOPTED**

990867 [Public Hearing - Eminent Domain]  
Supervisor Bierman

Motion directing the Board of Supervisors to hold a public hearing on June 28, 1999, at 3:00 p.m. to consider adopting a resolution of necessity for the City's proposed acquisition by eminent domain for the Open Space Program of Lots 13 through 17 in Assessor's Block 2338A, Lots 4 through 13 in Assessor's Block 2338, and Lots 2 through 7 in Assessor's Block 2337, all in San Francisco. (Real Estate Department)

(Property known as "Hawk Hill", in the vicinity of 14th Avenue and Rivera, near Herbert Hoover Middle School. Fiscal impact; Companion measure to Files 990868 and 990869.)

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

Motion No. M99-55

**APPROVED**

991015 [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.

Motion No. M99-56

**ADOPTED**

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**

990944 [Raising Lake Merced Water Level]  
Supervisors Teng, Newsom, Yaki, Becerril, Kaufman, Ammiano, Katz, Bierman

Resolution urging the Public Utilities Commission to raise the water level of Lake Merced by immediately seeking the necessary concurrence from the Department of Fish and Game and the Golden Gate Audubon Society to discharge excess imported surface water into Lake Merced, urging the Department of Fish and Game and the Golden Gate Audubon Society to provide their concurrence and to do so as expeditiously as possible, and instructing the Public Utilities Commission to report to the Board of Supervisors no later than one month from the passage of this resolution as to what progress has been made to complete this request.

*At the request of Supervisor Teng, this matter was severed for the purpose of presenting an Amendment of the Whole.*

Resolution No. 505-99

Supervisor Teng, seconded by Supervisor Brown, moved that this Resolution be **AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE**. The motion carried by the following vote:

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

Absent: 1 - Kaufman

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

**ADOPTED AS AMENDED by the following vote:**

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

Absent: 1 - Kaufman

**991002 [San Francisco CARES Program]**

**Supervisors Teng, Bierman, Ammiano, Katz, Yaki, Brown, Kaufman, Leno**

Resolution urging the Department of Children, Youth and Their Families to create and implement a San Francisco C.A.R.E.S (Compensation and Retention Encourage Stability) Program, designed to encourage local child care teachers and providers to continue their education and remain in the child care field by providing incentive stipends to reward child care professionals and family child care providers.

*At the request of Supervisor Yee, this matter was severed for the purpose of referring it to Committee.*

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

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

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

**991010 [Suspend 30 Day Rule]**

**Supervisors Bierman, Ammiano**

Motion Suspending Rule 5.40 of the Rules of Order of the Board of Supervisors to allow the Board of Supervisors to consider, without waiting 30 days after its introduction, Zoning-Live/Work Moratorium: Imposing Interim Zoning Controls.

*At the request of Supervisor Brown, this matter was severed for the purpose of possible referral to Committee.*

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

*Parliamentary motions cannot be referred to Committee and the matter was voted upon. Supervisor Ammiano requested to be added as co-sponsor.*

**NOT APPROVED by the following vote:**

Ayes: 4 - Ammiano, Bierman, Katz, Leno

Noes: 5 - Becerril, Brown, Teng, Yaki, Yee

Absent: 2 - Kaufman, Newsom

**991011 [Suspend 30 Day Rule]**

**Supervisors Bierman, Ammiano**

Motion Suspending Rule 5.40 of the Rules of Order of the Board of Supervisors to allow the Board of Supervisors to consider, without waiting 30 days after its introduction, Zoning-Live/Work Moratorium: Imposing an order prohibiting action on applications.

*At the request of Supervisor Brown, this matter was severed for the purpose of possible referral to Committee.*

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

*Parliamentary motions cannot be referred to Committee and the matter was voted upon. Supervisor Ammiano requested to be added as co-sponsor.*

**NOT APPROVED** by the following vote:

Ayes: 4 - Ammiano, Bierman, Katz, Leno  
Noes: 5 - Becerril, Brown, Teng, Yaki, Yee  
Absent: 2 - Kaufman, Newsom

## 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.*

*[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 Becerril, moved adoption. The motion carried by the following vote:**

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

*[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 Becerril, moved adoption. The motion carried by the following vote:**

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



991027 [Commending Regina Minudri]  
Supervisor Ammiano

Resolution commending Regina Minudri for outstanding and exemplary service to the San Francisco Public Library and wishing her a speedy recovery.

Resolution No. 519-99

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

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

## OFF-CALENDAR LEGISLATION

### Introduced by Supervisors or Mayor

### Ordinances

990168 [Rent Ordinance]  
Supervisors Leno, Bierman

Ordinance amending Administrative Code (Residential Rent Stabilization and Arbitration Ordinance) by amending the definition of "Housing Services" in Section 37.2(g) to include rights permitted the tenant by agreement, including the right to have a specific number of occupants in a unit, whether express or implied, and whether or not the agreement prohibits subletting or assignment; and by amending Section 37.9(a)(2) to provide that, notwithstanding any lease provision to the contrary, the landlord shall not endeavor to recover possession of the rental unit as a result of subletting by the tenant if the landlord has unreasonably withheld the right to sublet, so long as the tenant continues to reside in the unit and the sublet constitutes a one-for-one replacement of the departing tenant(s).

(Amends Sections 37.2(g) and 37.9(a)(2).)

2/1/99, ASSIGNED UNDER 30 DAY RULE to Housing and Social Policy Committee, expires on 3/3/1999.

3/22/99, SUBSTITUTED.

3/22/99, ASSIGNED to Housing and Social Policy Committee.

5/24/99, SUBSTITUTED.

5/24/99, ASSIGNED to Housing and Social Policy Committee.

**990741 [Pedestrian Safety]  
Supervisor Brown**

Ordinance amending Traffic Code by adding Sections 79.1, 79.2, 79.3 and 79.4 prohibiting persons from standing, sitting or lying in roadways, curbs or on median strips throughout all streets and highways within the City and County of San Francisco except in emergencies or as otherwise allowed by permit for special events.

(Amends Traffic Code by adding Sections 79.1, 79.2, 79.3 and 79.4.)

4/19/99, ASSIGNED UNDER 30 DAY RULE to Housing and Social Policy Committee, expires on 5/19/1999.

4/26/99, SUBSTITUTED. SUBSTITUTED by Supervisor Brown in Board, bearing same title.

4/26/99, ASSIGNED UNDER 30 DAY RULE to Housing and Social Policy Committee, expires on 5/19/1999.

5/24/99, SUBSTITUTED. SUBSTITUTED by Supervisor Brown in Board, bearing same title.

5/24/99, ASSIGNED to Housing and Social Policy Committee.

**990879 [Administrative Code Revision, Chapter 5]  
Supervisor Kaufman**

Ordinance amending Administrative Code by amending Sections 5.60, 5.63, and 5.64 (Street Utilities Coordinating Committee), Sections 5.90 and 5.91 (Park and Open Space Advisory Committee), Sections 5.190-2 and 5.190-4 (Family Violence Advisory Council), Section 5.200 (Child Care Planning and Advisory Council), and by repealing Sections 5.20-5.22 (Interdepartmental Committee on Water Pollution), Section 5.51 (Commission on Aging), Sections 5.110-5.115 (National Guard Advisory Council), Sections 5.140-5.144 (Mission Bay HMIRP Citizens Advisory Committee) and Section 5.160-5.165 (Joint Task Force on the HIV Epidemic).

(Amends Sections 5.60, 5.63, 5.64, 5.90, 5.91, 5.190-2, 5.190-4, 5.200; repeals Sections 5.20-5.22, 5.51, 5.110-5.115, 5.140-5.144 and 5.160-5.165.)

5/3/99, ASSIGNED UNDER 30 DAY RULE to Audit and Government Efficiency Committee, expires on 6/2/1999.

5/24/99, SUBSTITUTED.

5/24/99, ASSIGNED to Audit and Government Efficiency Committee.

**991028 [Underground District No. 350]  
Supervisor Bierman**

Ordinance creating Underground District No. 350 on Folsom Street from 16th Street to Cesar Chavez Street.

5/24/99, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.

**991029 [Underground District No. 349]  
Supervisor Bierman**

Ordinance Creating Underground District No. 349 on 24th Street from South Van Ness Avenue to Church Street.

5/24/99, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.

**991030 [Small Business Commission]  
Supervisor Leno**

Ordinance amending Administrative Code by repealing current Sections 5.120 through 5.122, regarding the Mayor's Bureau of Small Business and Small Business Advisory Commission, and adopting new Sections 5.120 through 5.122, establishing a Mayor's Office of Small Business Affairs and a Small Business Commission.

(Repeals Sections 5.120 through 5.122, adds new Sections 5.120 through 5.122.)

5/24/99, ASSIGNED UNDER 30 DAY RULE to Small Business, Economic Vitality and Consumer Services Committee, expires on 6/23/1999.

**991031 [Alcohol Consumption--Small, Self-Service Restaurants]  
Supervisor Newsom**

Ordinance amending Police Code by amending Section 21 to allow the consumption of alcoholic beverages on public streets in the area described in a Tables and Chairs Permit issued to a Small, Self-Service Restaurant by the Department of Public Works, pursuant to Article 5.2 of the Public Works Code.

(Amends Section 21.)

5/24/99, ASSIGNED UNDER 30 DAY RULE to Housing and Social Policy Committee, expires on 6/23/1999.

**991032 [Memorandum of Understanding-Local 798-Unit 1]  
Mayor**

Ordinance adopting and implementing the provision of a Memorandum of Understanding between the San Francisco Fire Fighters Union Local 798, IAFF, AFL-CIO for Bargaining Unit 1 and the City and County of San Francisco for the period July 1, 1999 through June 30, 2001.

(Fiscal Impact)

5/24/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.

**991033 [Memorandum of Understanding-Local 798, Unit 2]  
Mayor**

Ordinance adopting and implementing the provisions of a Memorandum of Understanding between the San Francisco Fire Fighters Union Local 798, IAFF, AFL-CIO for Bargaining Unit 2 and the City and County of San Francisco for the period July 1, 1999 through June 30, 2001.

(Fiscal impact.)

5/24/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.

**Resolutions****991034 [Make\*A\*Circus]****Supervisors Bierman, Katz, Becerril**

Resolution declaring June 20, 1999 "MAKE\*A\*CIRCUS" Day in San Francisco in honor of the opening of their 25th Season.

5/24/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**991035 [Living Wage Task Force Extension]****Supervisors Kaufman, Newsom**

Resolution amending Resolution Nos. 991-98 and 126-99 to change the expiration date of the Living Wage Task Force to December 31, 1999, to allow time for consideration of the results of an economic analysis of the costs and benefits of a Living Wage Ordinance.

5/24/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**991036 [San Francisco Tool Lending Library]****Supervisors Kaufman, Katz, Newsom, Becerril**

Resolution supporting the creation of a Tool Lending Library and urging the San Francisco Library and the Mayor to include funding in the City's Fiscal Year 1999-2000 Budget for a Tool Lending Library.

5/24/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**991037 [Commending the Canadian Supreme Court]****Supervisors Leno, Kaufman, Katz, Newsom**

Resolution commending the Supreme Court of Canada for recognizing that same sex partners are worthy of the recognition and protection afforded to other individuals in committed relationships.

5/24/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.



**991038 [Universitywide AIDS Research Funding]**  
**Supervisors Leno, Katz**

Resolution urging the State to restore Universitywide AIDS Research Program funding in order to provide core infrastructure at the five Medical School Campuses of the University of California.

5/24/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**991039 [Hospital Emergency Room Closures]**  
**Supervisors Leno, Katz**

Resolution urging the California State Legislature and Governor Davis to approve Assembly Bill 421 relating to the downgrade or closure of urban hospital emergency departments.

5/24/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**991040 [School Guard Program]**  
**Supervisors Newsom, Kaufman, Katz, Becerril**

Resolution encouraging the Department of Parking and Traffic to continue its pursuit of the San Francisco Unified School District as a partner in increasing the effectiveness of our School Guard Crossing Program to ensure the safety of San Francisco school children, to the fullest extent possible place entire oversight of the Program within the purview of the schools, and to expand this partnership to include parochial and private schools.

5/24/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**991041 [Support AB 1276]**  
**Supervisors Newsom, Katz**

Resolution supporting Assembly Bill 1276, which will increase the penalty for disabled placard abuse.

5/24/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**991042 [Presidio Parking and Traffic Concerns]**  
**Supervisors Newsom, Katz**

Resolution urging the Department of Parking and Traffic, the Transportation Authority, and Municipal Railway to coordinate efforts with and attend future meetings of the Presidio Trust regarding the Letterman Hospital and future planned developments.

5/24/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.



**991043 [Stroke Awareness]**  
**Supervisors Newsom, Katz**

Resolution encouraging the residents of the City and County of San Francisco to know the warning signs and call 911 immediately at the onset of symptoms of a Stroke and establishing May as "Stroke Awareness Month."  
5/24/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**991045 [Neighborhood Action Guide]**  
**Supervisors Yee, Katz, Newsom**

Resolution urging Planning and Building Departments to develop Neighborhood Action Guides.  
5/24/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**991046 [Support AB 362-Food Stamp Recipients:Employment/Training]**  
**Supervisors Becerril, Katz**

Resolution urging the State Legislature to adopt Assembly Bill 362 to increase State funding for the Food Stamps Employment and Training Program.  
5/24/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**991047 [Grant-State]**  
**Supervisor Ammiano**

Resolution authorizing the County Department of Agriculture to apply for and accept, retroactively, and expend a grant in the amount of \$127,392 from the State Department of Food and Agriculture for the performance of high-risk pest exclusion activities. (Agriculture, Weights and Measures)  
5/24/99, RECEIVED AND ASSIGNED to Audit and Government Efficiency Committee.

**991048 [Ellis Act]**  
**Supervisor Ammiano**

Resolution urging the Legislature and Governor of the State of California to enact SB 948 amending the Ellis Act, California Government Code Section 7060 et seq., to reaffirm the power of local governments to regulate the use of residential property withdrawn from rent or lease, thereby enabling local governments to meet their regional share of affordable housing under California Government Code Section 65584.  
5/24/99, RECEIVED AND ASSIGNED to Housing and Social Policy Committee.

## Requests for Hearing

**991049 [Assess, Analyze, Survey City Claims Data]  
Supervisor Newsom**

Hearing to 1) Assess the aggregate costs to the City over the last five years for all civil judgments and settlements; 2) Analyze current data within the City Attorney, Risk Manager, and other Departments regarding claims, both current and from the last five years, by department, actions which led to the claim, and total costs, including City Attorney hours billed; and, 3) Survey best practices from other local governments which successfully utilize such data to direct and incentivize government departments to lessen their exposure to similar future claims.

5/25/99, RECEIVED AND ASSIGNED to Audit and Government Efficiency Committee.

**991050 [Future Status of Programming on Public Access Channel]  
Supervisor Ammiano**

Hearing to consider public testimony about the future status of programming on the Public Access, Education, and Government Cable TV Channels, specifically, programming entitled "The California Channel" and "Kaleidoscope", both of which are currently aired on the Public Access Channel (Channel #53). The San Francisco Community Television Channel (CTC) has submitted an operations plan that proposes to increase the airing of Public Access programming to 24 hours per day. The Channel currently airs non-public access programming from 5:30 a.m. to 3:30 p.m. weekdays. CTC's proposal, if approved, would displace the current daytime programming. This hearing is in response to the Telecommunications Commission's Resolution #99-013 which asks the Board to consider whether the programming entitled The California Channel and Kaleidoscope should be removed from the air, relocated to the Government Channel (Citywatch #54), relocated to the Education Channel (#52), or remain on the Public Access Channel (#53).

5/25/99, RECEIVED AND ASSIGNED to Public Utilities and Deregulation Committee.

**991051 [Asthma Problem]  
Supervisor Becerril**

Hearing to consider the asthma problem in San Francisco, to gather input from experts and community members on the prevalence of the problem and its effects on city residents.

5/25/99, RECEIVED AND ASSIGNED to Public Health and Environment Committee.

## Motions

**991044 [Independent Economic Analysis of Proposed Living Wage Legislation]  
Supervisor Teng**

Motion requiring that the Board of Supervisors defer taking action on the proposed "Living Wage" Ordinance until findings of the Independent Economic Analysis are submitted to the Board of Supervisors for review.

5/24/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**Requests To The Legislative Analyst****991057 [Legislative Analyst Request]  
Supervisor Teng**

Request to provide analysis to determine the impacts of the Fire, Building, Electrical, Housing, Mechanical, and Plumbing Codes. (File Nos. 990716, 990788, 990790, 990792, 990794, and 990796 respectively.)  
5/24/99, REFERRED to Board of Supervisors, due back on 6/1/1999.

**Introduced by the President at the Request of Departments****PROPOSED ORDINANCES****990972 [Billy Kimbley, et al., v. CCSF, et al.]**

Ordinance authorizing settlement of litigation of Billy Kimbley aka William Kimbley against the City and County of San Francisco by payment of \$150,000. (City Attorney)

(S.F. Superior Court No. 993-315.)

5/14/99, RECEIVED AND ASSIGNED to Audit and Government Efficiency Committee.

**990973 [Sheryl Brock/Bruce Wilson v. CCSF, et al.]**

Ordinance authorizing settlement of litigation of Sheryl Brock and Bruce Wilson against the City and County of San Francisco by payment of \$200,000. (City Attorney)

(S.F. Superior Court No. 994-307.)

5/14/99, RECEIVED AND ASSIGNED to Audit and Government Efficiency Committee.

**990974 [Foon Tong/Jeannie Tong, et al. v. CCSF, et al.]**

Ordinance authorizing settlement of litigation of Foon G. Tong and Jeannie Tong against the City and County of San Francisco by payment of \$400,000. (City Attorney)

(S.F. Superior Court No. 994-981.)

5/14/99, RECEIVED AND ASSIGNED to Audit and Government Efficiency Committee.

**990978 [Yee v. CCSF, and Consolidated Actions]**

Ordinance authorizing settlement of the cross-complaint of the City and County of San Francisco against cross-defendant Shank Balfour/Beatty in the consolidated actions entitled Yee v. City and County of San Francisco, and Consolidated Actions, for settlement payment to the City in the amount of \$800,000. (City Attorney)

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

5/17/99, RECEIVED AND ASSIGNED to Audit and Government Efficiency Committee.

- 990988 **[General Accident Insurance Co. v. CCSF]**  
Ordinance authorizing settlement of litigation of General Accident Insurance Company against the City and County of San Francisco by payment of \$35,000. (City Attorney)  
  
(S.F. Superior Court No. 996-820.)  
5/18/99, RECEIVED AND ASSIGNED to Audit and Government Efficiency Committee.
- 990995 **[Mary Devitt, et al., v. CCSF, et al.]**  
Ordinance authorizing settlement of litigation of Mary Devitt against the City and County of San Francisco by payment of \$281,250. (City Attorney)  
  
(San Mateo Superior Court No. 398-201.)  
5/18/99, RECEIVED AND ASSIGNED to Audit and Government Efficiency Committee.

## PROPOSED RESOLUTIONS

- 990979 **[Airport Concession Bond/Loan Program]**  
Resolution authorizing the Airport Commission ("Commission") to increase its line of credit with Wells Fargo Bank from \$4 Million to \$6 Million to provide funding to induce bond companies and financial institutions to provide surety bonds and working capital financing to certain disadvantaged business enterprises. (Airport Commission)  
5/17/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.
- 991006 **[Real Property Lease Amendment]**  
Resolution authorizing an amendment to lease real property at 3801 Third Street, Suites 110, 220 and 230, for the Department of Human Services. (Real Estate Department)  
5/18/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.
- 991017 **[Revocable Permit, S.F. MOMA Parking Garage Construction]**  
Resolution granting revocable permission to Webcor Builders to temporarily close and occupy the northerly sidewalk and a 7'-0" wide portion of the street area on Natoma Street westerly of New Montgomery Street during the construction of the San Francisco Museum of Modern Art (S.F. MOMA) parking garage at 141-151 Minna Street. (Department of Public Works)  
5/18/99, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.
- 991019 **[Prop J Contract, Convention Facilities Management Services]**  
Resolution concurring with Controller's certification that convention facilities management operation and services can be practically performed at Bill Graham Civic Auditorium and Moscone Center by private contractor for lower cost than similar services performed by City and County employees. (Administrative Services Department)  
5/19/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.



**991020 [Contract - DPH/Health Management Systems, Inc.]**

Resolution authorizing the Director of Public Health and the Purchaser to execute a contract between the City and County of San Francisco and Health Management Systems, Inc. to provide electronic claims submission, claiming of aged accounts and managed care consulting, claims and data processing services. (Department of Public Health)

5/19/99, RECEIVED AND ASSIGNED to Public Health and Environment Committee.

## Requests Granted

*By Supervisor Brown, that letter be sent to the City Attorney requesting draft legislation be prepared to prohibit loitering in 236 non-profit housing developments in the City.*

*By Supervisor Brown, that letter be sent to the City Attorney requesting draft legislation be prepared that models the anti-trespassing ordinance presenting being considered by the city of Antioch and which would include a fine and jail sentence for convictions of panhandlers.*

*By Supervisor Katz, that letter be sent to the Director, Department of Technology and Information Services and to the Committee on Information Technology requesting that each research, evaluate and then work together to establish a computer pilot program for select City Departments that will track and monitor worker's compensation claims. Currently, there is little or no monitoring of worker's compensation claims, leaving the system open for fraud. Reports indicate the recent launch of a new software package capable of managing worker's compensation claims. A computer pilot program could assess problems, inconsistencies and reoccurrences of claims and give departments the necessary information for enforcement.*

*By Supervisor Katz, that letter be sent to the Director, Planning Department regarding the feasibility of requesting that buildings allow bicyclists access to freight elevators to transport their bicycles. Currently, many buildings do not allow bicycles to be transported in elevators because of space issues. Elevators are very crowded with people, and bicycles take up much needed space. In order to not contribute to crowding in elevators, freight elevators may be a viable option for bicyclists to transport their bicycles to upper levels of a building.*

*By Supervisor Katz, that letter be sent to the Director, Emergency Communications Department, the Police Chief, the Taxicab Commission and the Taxicab Task Force requesting that each research and evaluate the feasibility of developing a pilot program to put 911 emergency alarms or small cameras in taxicabs. A button alarm, one placed in the back seat for passengers and one placed in the front seat for the driver, would provide access to emergency assistance in a threatening or dangerous situation; and the installation of cameras would provide monitoring and recording of situations that occur in a taxi. Currently, there is no ability for a taxicab driver or a passenger to directly signal for help when inside a taxi, nor is there any type of monitoring device.*

*By Supervisor Katz, that letter be sent to the Director, Department of Technology and Information Services and the Committee on Information Technology requesting that each research and evaluate the feasibility of a portal web site, connected to CitySpan, which would showcase San Francisco, via the Internet, and promote our status as the interactive leader across the globe. The goal of this web site would be to market San Francisco as the premiere city of choice for businesses nationally and internationally. Yahoo! Internet Life magazine recently named San Francisco the nation's most wired city for the second year in a row. This award is a tribute to the City's tech-savvy citizens and the City's new media sector, which continues to flourish. Unfortunately, the award does not speak to the City's Internet presence itself, which lacks the status of cities such as New York, Austin, and many other cities that are competing for jobs and business. The new site will not replace the current CitySpan site, which is a great site for City services. Rather, the new site will promote, attract and retain businesses in San Francisco and link directly to CitySpan. This project could also provide an exciting public/private partnership opportunity between the City and the members of the interactive business community sharing knowledge and expertise.*

*By Supervisor Katz, that letter be sent to the members of the Appropriations Committee of the State Assembly reiterating the Board's support of Assembly Bill 222, the Dignity for All Students Act and urging the legislature to pass the bill and the Governor to approve it.*

By Supervisor Kaufman, that letter be sent to the City Librarian, Regina Minudri, who is at UCSF Hospital expressing the thoughts and best wishes of the Board for a speedy recovery from her recent stroke.

By Supervisor Kaufman, that letter be sent to the San Francisco School Board members encouraging the Unified School District to work with Department of Parking and Traffic to improve the City's school crossing guard program. The Board's Budget Analyst has found the need for greater oversight of crossing guards as well as improved recruitment and retention of staff in the program. The Supervisor asks that the Unified School District assist the City in solving the current deficiencies in the program before the start of the new school year this fall.

By Supervisor Newsom, that letter be sent to the Director, Department of Parking and Traffic, asking what measures it is taking to address the anticipated increase in traffic surrounding the Presidio, given the Presidio Trust's plans for development. In addition, strongly urging the Department to coordinate with the Trust around this issue and to be present at future planning meetings hosted by the Trust.

By Supervisor Newsom, that letter be sent to the Police Chief and the Police Department Taxi Detail requesting statistics on the number of taxi drivers who have been arrested for assault or violent behavior during the past five years. In addition, asking if the Taxi Detail could perform a more rigorous background check and/or ongoing or updated check to investigate the criminal or violent background of potential drivers.

By Supervisor Newsom, that letter be sent to the City Attorney requesting preparation of a resolution to place a stop sign at the intersection of Broderick and Union Street.

By Supervisor Newsom, that letter be sent to the Taxi Commission, with a copy to Marianne Costello, c/o Scoma's Restaurant, Pier 47, San Francisco, asking if the report on taxi driver safety being heard in the Commission on June 8 could be expanded in scope to include the topic of passenger safety.

By Supervisor Becerril, that letter be sent to the General Manager, Department of Public Transportation regarding whether or not the use of Automatic Vehicle Locators on MUNI trains and buses will improve the response time when a MUNI driver or operator calls in to report a medical emergency or criminal activity. Further, what is the potential use of the NEXT Bus system in locating vehicles during a medical emergency or criminal activities on MUNI trains and buses.

By Supervisor Becerril, that letter be sent to the General Manager, Department of Public Transportation regarding existing procedures used during emergencies on MUNI trains and buses. The report should address the following: 1) Current procedures for operators and drivers when reporting medical emergencies and criminal activity; 2) Elapsed time between when an operator or driver reports an emergency or crime in progress and when notification of police, fire and/or other emergency personnel occurs; and 3) Use and installation of silent alarms in trains and buses.

## **In Memoriams**

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

Julie Christine Day (By the entire Board)

## ADJOURNMENT

*There being no further business, the Board at the hour of 5: 28 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 July 19, 1999.*

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

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Gloria L. Young  
Clerk of the Board