

BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

*City Hall, 1 Dr. Carlton B.
Goodlett Place
San Francisco, CA 94102-4689*

MEETING MINUTES

Monday, March 13, 2000 2:00 PM

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

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

Audit and Government Efficiency Committee

Supervisors Kaufman, Newsom, Katz

Finance and Labor Committee

Supervisors Yee, Bierman, Ammiano

Housing and Social Policy Committee

Supervisors Teng, Bierman, Becerril

Joint School Board/Board of Supervisors Committee

Commissioner Owens, Commissioner Chong, Supervisor Ammiano, Supervisor Yee

Parks and Recreation Committee

Supervisors Brown, Newsom, Leno

Public Health and Environment Committee

Supervisors Bierman, Brown, Yaki

Public Utilities and Deregulation Committee

Supervisors Ammiano, Yee, Becerril

Rules Committee

Supervisors Leno, Teng, Kaufman

Small Business, Economic Vitality and Consumer Services Committee

Supervisors Newsom, Leno, Becerril

Transportation and Land Use Committee

Supervisors Katz, Yaki, Yee

Meeting Days

1st Tuesday

1:00 PM

Wednesday

10:00 AM

1st and 3rd Tuesday

10:00 AM

Quarterly, 4th Wednesday

3:00 PM

2nd Tuesday

1:00 PM

2nd & 4th Thursday

1:00 PM

3rd Tuesday

1:00 PM

2nd & 4th Thursday

10:00 AM

1st and 3rd Thursday

10:00 AM

2nd and 4th Tuesday

10:00 AM

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

Volume 95
Number 11

Members Present: Tom Ammiano, Amos Brown, Mark Leno, Gavin Newsom, Mabel Teng, Leland Y. Yee.

Members Absent: Alicia Becerril, Sue Bierman, Leslie Katz, Barbara Kaufman, Michael Yaki.

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 2:07 p.m. On call of the roll, the following Supervisors were noted absent:

Supervisors Becerril, Bierman, Katz, Kaufman, Yaki - 5.

Quorum present.

Supervisor Becerril was excused. (See infra.)

Supervisor Bierman was excused. (See infra.)

Supervisor Katz was excused. (See infra.)

Supervisor Kaufman was excused. (See infra.)

Supervisor Yaki was excused. (See infra.)

Supervisors Becerril, Bierman, Katz, Kaufman, Yaki Excused from Attendance

Supervisor Brown, seconded by Supervisor Yee, moved to excuse Supervisors Becerril, Bierman, Katz, Kaufman, Yaki from attending today's meeting. The motion carried by the following vote:

Ayes: 6 - Brown, Leno, Newsom, Teng, Yee, Ammiano

Absent: 5 - Katz, Kaufman, Yaki, Becerril, Bierman

APPROVAL OF MEETING MINUTES

Supervisor Leno, seconded by Supervisor Newsom, moved to APPROVE the February 14, 2000 Meeting Minutes. The motion carried by the following vote:

Ayes: 6 - Ammiano, Brown, Leno, Newsom, Teng, Yee

Absent: 5 - Becerril, Bierman, Katz, Kaufman, Yaki

CONSENT AGENDA

Recommendations of the Audit and Government Efficiency Committee

**000175 [Reward Authorization]
Supervisor Newsom**

Ordinance authorizing payment of reward to John P. Doyle (also known as Sean Doyle) and George R. Forster. (Mayor)

PASSED ON FIRST READING

000232 [Settlement of Lawsuit]

Ordinance authorizing settlement of the lawsuit filed by Joanne Yu (in the amount of \$38,500) and Mimi Yu (a minor) by her Guardian Ad Litem, Xiao Ping Chen (in the amount of \$3,000) against the City and County of San Francisco; the lawsuit was filed on May 6, 1999 in San Francisco entitled Yu, et al., v. City and County of San Francisco, et al. (City Attorney)

(S.F. Superior Court - Unlimited Civil Jurisdiction, Case No. 303-305; filed on May 6, 1999.)

PASSED ON FIRST READING

000288 [Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Gina Balestrieri against the City and County of San Francisco by payment of \$65,000. (City Attorney)

(S. F. Superior Court No. 985-591; filed on March 26, 1997.)

PASSED ON FIRST READING

000300 [Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Caryn Lamp (\$110,000), Leland Lamp (\$1,000), and Mariah Lamp (\$4,000) by and through her Guardian Ad Litem against the City and County of San Francisco for a total amount of \$115,000. (City Attorney)

(S.F. Superior Court No. 301.009; filed on February 5, 1999.)

PASSED ON FIRST READING

**000333 [Settlement of Lawsuit, Eminent Domain for Moscone Convention Center Expansion Project]
Supervisor Kaufman**

Ordinance authorizing settlement of litigation of City and County of San Francisco against Main Street California, Inc., dba TGI Friday's for \$1,694,647.

(Fiscal impact; City and County of San Francisco v. WCB More II Limited Partnership, San Francisco Superior Court No. 997-764; filed September 10, 1998.)

PASSED ON FIRST READING

**000334 [Settlement of Lawsuit, Eminent Domain for Moscone Convention Center Expansion Project]
Supervisor Kaufman**

Ordinance authorizing settlement of litigation of City and County of San Francisco against Chelsea Development Company, LLC et al. for \$7,840,667.

(Fiscal impact; City and County of San Francisco v. Chelsea Development Co., LLC et al., San Francisco Superior Court No. 997-765; filed September 10, 1998.)

PASSED ON FIRST READING

000287 [Settlement of Claim]

Resolution approving the settlement of unlitigated claim of Patterson Environment Response Trust by payment of \$42,989.00. (City Attorney)

(U.S. Environmental Protection Agency's Unilateral Administrative Order No. 98-12A; Claim No. 99-03838; filed on November 30, 1999.)

Resolution No. 212-00

ADOPTED

000227 [Accepting a gift of Chevrolet van valued at \$7,000 for Police Department's Youth Fishing Program]

Resolution authorizing the San Francisco Police Department to accept a gift of a Chevrolet van valued at \$7,000 for use in its Youth Fishing Program. (Police Commission)

Resolution No. 210-00

ADOPTED

000228 [Accepting gift of \$96,154 from the estate of Kathleen Mason for the benefit of AIDS patients at S.F. General Hospital]

Resolution authorizing the Department of Public Health, San Francisco General Hospital to accept and expend a gift of \$96,154 donated by the estate of Kathleen Mason. (Public Health Department)

Resolution No. 211-00

ADOPTED

- 000327** [Accepting gifts of computer software and hardware valued at \$32,750 from Environmental Systems Research Institute (ESRI) for use by DPW]
Resolution accepting gifts valued at a total of \$32,750 from Environmental Systems Research Institute (ESRI) for use by the Department of Public Works. (Public Works Department)
Resolution No. 213-00
ADOPTED

Recommendation of the Finance and Labor Committee

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

(Fiscal impact; Companion measure to File 000087)

Ordinance No. 40-00
FINALLY PASSED
- 000244** [Appropriating \$1,788,089, Department of Elections, to off-set cost of 1999 December run-off, and to update voter files]
Supervisors Newsom, Bierman, Katz

Ordinance appropriating \$1,788,089 (\$1,606,602 from the General Fund Reserve and \$181,487 from various governmental revenues) for salaries, fringe benefits, other current expenses, materials and supplies, and equipment for the Department of Elections for Fiscal Year 1999-2000. (Controller)

(Fiscal impact.)

Ordinance No. 43-00
FINALLY PASSED
- 000271** [Appropriating \$508,000, Trial Court, to pay for increased costs of indigent defense in adult criminal and juvenile delinquency cases]
Ordinance appropriating \$508,000 from the General Fund Reserve to fund the increased costs of indigent defense in adult criminal and juvenile delinquency cases for the trial court for Fiscal Year 1999-2000, providing for ratification of action previously taken, placing \$254,000 on reserve. (Controller)

(Fiscal impact.)

Ordinance No. 44-00
FINALLY PASSED

- 000272 [Appropriating \$600,000 for the clean-up project to remove 2,000 tons of contaminated debris from the 17 acres of PUC-Water Department bayside property leased to Peninsula Sportman's Club]**
Ordinance appropriating \$600,000 of Water Fund balance to fund initial clean-up activities of San Francisco Public Utilities Commission Bayside property located west of the Dumbarton Bridge, for fiscal year 1999-2000; placing \$505,368 on reserve. (Controller)

(Fiscal impact.)

Ordinance No. 45-00

FINALLY PASSED

- 000273 [Appropriating \$507,025 for the 1999-2000 Joint Powers Board Caltrain Capital Plan]**
Supervisor Newsom

Ordinance appropriating \$507,025 to General City Responsibility, payments to other governments, and rescinding \$507,025 from lease-purchase, to provide funds for San Francisco's share of the capital improvement budget at the Peninsula Corridor Joint Powers Board, for fiscal year 1999-2000. (Controller)

(Fiscal impact.)

Supervisor Newsom requested to be added as sponsor.

Ordinance No. 46-00

FINALLY PASSED

Recommendations of the Housing and Social Policy Committee

- 000336 [Grant funds to support the Juvenile Justice Action Plan]**
Supervisor Yaki

Resolution authorizing the Mayor's Criminal Justice Council to accept and expend a grant in the amount of \$474,961 from the U.S. Department of Justice, Office of Juvenile Justice and Delinquency Prevention (OJJDP), to support the implementation of the comprehensive effort to reform the City and County of San Francisco's Juvenile Justice System.

Resolution No. 214-00

ADOPTED

- 000337 [Bill and Melinda Gates Grant Funds]**
Supervisors Becerril, Newsom

Resolution authorizing the Public Library to retroactively accept and expend grants in the amount of \$262,900 from the Bill and Melinda Gates Foundation to purchase computer equipment for 15 neighborhood branch libraries and to equip a public access training lab in the main library.

Supervisor Newsom requested to be added as co-sponsor.

Resolution No. 215-00

ADOPTED

Recommendation of the Public Health and Environment Committee

**000241 [Hazardous Materials Advisory Committee]
Supervisors Bierman, Brown**

Ordinance amending Health Code Section 1103 to reduce the membership of the Hazardous Materials Advisory Committee from 21 members to 14 members; and by amending Section 1103.1 to delete provisions relating to original composition of committee.

(Amends Sections 1103 and 1103.1.)

Ordinance No. 42-00
FINALLY PASSED

Recommendation of the Rules Committee

**000111 [Supervisory Nominations to Board and Commissions]
Supervisor Kaufman**

Ordinance amending Administrative Code by adding Section 2.7, providing that individual supervisory nominations to boards, commissions or similar bodies be effected by submission of a written nomination and an application completed by the nominee to the Clerk of the Rules Committee.

(Adds Section 2.7.)

Ordinance No. 41-00
FINALLY PASSED

The foregoing items were acted upon by the following vote:

**Ayes: 6 - Ammiano, Brown, Leno, Newsom, Teng, Yee
Absent: 5 - Becerril, Bierman, Katz, Kaufman, Yaki**

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Housing and Social Policy Committee

991827 [Color Tires]
Supervisors Teng, Yaki, Kaufman, Ammiano, Bierman, Becerril, Katz, Leno, Brown

Ordinance amending Police Code by adding Article 42A (Sections 4200A.1 and 4200A.2) making manufacturers strictly liable for costs related to the clean-up of graffiti caused by tires with colored treads.

(Adds Sections 4200A.1 and 4200A.2.)

Supervisor Brown requested to be added as co-sponsor.

Ordinance No. 39-00

FINALLY PASSED by the following vote:

Ayes: 6 - Ammiano, Brown, Leno, Newsom, Teng, Yee

Absent: 5 - Becerril, Bierman, Katz, Kaufman, Yaki

NEW BUSINESS

Recommendation of the Finance and Labor Committee

000384 [Appropriating \$502,008, Department of Elections, for new Vote Scanning System]
Supervisors Newsom, Becerril

Ordinance appropriating \$502,008 from the General Fund Reserve for temporary salaries, minor furnishings and equipment, for the new Vote Scanning System at the Department of Elections, for Fiscal Year 1999-2000.
(Controller)

(Fiscal Impact)

PASSED, ON FIRST READING by the following vote:

Ayes: 6 - Ammiano, Brown, Leno, Newsom, Teng, Yee

Absent: 5 - Becerril, Bierman, Katz, Kaufman, Yaki

PUBLIC COMMENT

Male speaker, oppose first amendment right prohibition on Dr. Laura;

Robert O'Malley, supports entertainment venues South of Market, urges creation of commission to oversee this group;

Larry Edmund, homeless flag, want town hall meeting with Governor and candidates for presidency on the homeless.

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.

**000396 [State Legislation, AB 1040]
Supervisors Leno, Bierman, Teng, Brown**

Resolution endorsing continued planning activities for a Long-Term Care Integration Pilot Project (AB 1040) to improve services for older and disabled adults.

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

Resolution No. 216-00

ADOPTED

**000397 [Online Accessible City Budget]
Supervisors Newsom, Bierman, Teng**

Resolution urging the Mayor's Budget Office to work with the Department of Telecommunications and Information Services and the Budget Analyst to institute an online accessible City budget and to make the City budget available in disk form for persons requesting or having a need for a copy of the City's budget, including the Board of Supervisors, in time for the 2001-2002 City budget.

Supervisor Teng requested to be added as co-sponsor.

Resolution No. 217-00

ADOPTED

**000398 [Tracking Room Availability and Occupancy in Residential Hotels]
Supervisors Newsom, Leno, Bierman, Teng**

Resolution urging the Department of Building Inspection to create a system for tracking room availability and occupancy in all of San Francisco's residential hotels.

Supervisor Teng requested to be added as co-sponsor.

Resolution No. 218-00

ADOPTED

**000399 [Contract - Census 2000]
Supervisors Teng, Newsom, Brown**

Resolution authorizing the Department of Administrative Services to enter into an agreement with the State of California and to accept \$74,000 from the State of California to implement a complete and accurate count for Census 2000.

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

Resolution No. 219-00

ADOPTED

**000400 [Rehabilitation of Gay Victims under the National Socialist Government]
Supervisors Ammiano, Bierman**

Resolution urging the Federal Republic of Germany to annul the sentences of all individuals, particularly gay and lesbian individuals, who were convicted under the Reich Penal Code Section 175 and 175A by the National Socialist Judiciary between 1935 and 1945 and further to include gay, lesbian, bisexual and transgender communities amongst those groups entitled to recognition and full compensation as victims of the National Socialist Government and further to publicly apologize for allowing the 1935 version of the Reich Penal Code Paragraph 175 to remain unchanged until 1969.

Resolution No. 220-00

ADOPTED

**000401 [INS Operating during the Census]
Supervisors Ammiano, Bierman, Newsom**

Resolution urging the San Francisco District of the Immigration and Naturalization Services (INS) to consider sending a well-publicized message to the immigrant community in San Francisco that INS raids will not be pursued during the Census 2000 count and to otherwise maintain a low profile during the count.

Supervisor Newsom requested to be added as co-sponsor.

Resolution No. 221-00

ADOPTED

**000402 [Columbus Savings Bank Building]
Supervisors Becerril, Bierman, Newsom, Brown**

Resolution recognizing the architectural historical value and initiating landmark designation of the Columbus Savings Bank Building at 700 Montgomery Street.

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

Resolution No. 222-00

ADOPTED

**000404 [Commendation]
Supervisors Leno, Newsom, Bierman**

Resolution commending Bread and Roses on its 25th Anniversary and proclaiming March 20, 2000 "Bread and Roses Day" in San Francisco.

Resolution No. 224-00

ADOPTED

000405 [Commendation]
Supervisors Teng, Leno, Newsom, Brown

Resolution commending Marin Day Schools on their eighteenth anniversary of providing high quality child care and early childhood education to Bay Area children and families and declaring May 6, 2000, to be "Marin Day Schools Day" in San Francisco.

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

Resolution No. 225-00

ADOPTED

000406 [Commendation]
Supervisor Teng

Resolution commending Patricia Siegel for her commitment to the children and families of San Francisco and to children and families throughout the State of California and declaring March 6, 2000, to be "Patricia Siegel Day" in San Francisco.

Resolution No. 226-00

ADOPTED

000407 [Commendation]
Supervisors Brown, Bierman, Teng

Resolution commending the Thirty-Fifth Anniversary of the Selma March known as "Bloody Sunday".

Supervisor Teng requested to be added as co-sponsor.

Resolution No. 227-00

ADOPTED

000408 [Commendation]
Supervisors Brown, Bierman

Resolution commending efforts made by the American Red Cross, Bay Area Chapter, and the San Francisco Black Chamber of Commerce for their efforts to assist flood victims in Mozambique.

Resolution No. 228-00

ADOPTED

000409 [Commendation]
Supervisors Katz, Leno, Bierman, Ammiano

Resolution commending StopDrLaura.Com and the hardworking web activists who created it and maintain it.

Supervisor Ammiano requested to be added as co-sponsor.

Resolution No. 229-00

ADOPTED

000415 [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. M00-20

APPROVED

000421 [Final Map of 1099 23rd Street, a new 20 unit live/work condominium project]

Motion approving final map of 1099 23rd Street, a Live/Work Condominium Project, being a subdivision of Lot 12 in Assessor's Block No. 4228, and adopting findings pursuant to Planning Code Section 101. (Public Works Department)

(DPW Order No. 172,201.)

Motion No. M00-21

APPROVED

000422 [Final Map of 767 Corbett Avenue, a 10 unit residential condominium project]

Motion approving final map of 767 Corbett Avenue, a Residential Condominium Project, being a subdivision of Lot 39, Assessor's Block No. 2763, and adopting findings pursuant to Planning Code Section 101. (Public Works Department)

(DPW Order No. 172,200.)

Motion No. M00-22

APPROVED

000423 [Final Map of 1821 15th Street, a 20 unit residential condominium project]

Motion approving final map of 1821 15th Street, a Residential Condominium Project, being a subdivision of Lot 45, Assessor's Block No. 3556, and adopting findings pursuant to Planning Code Section 101. (Public Works Department)

(DPW Order No. 172,204.)

Motion No. M00-23

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 6 - Ammiano, Brown, Leno, Newsom, Teng, Yee

Absent: 5 - Becerril, Bierman, Katz, Kaufman, Yaki

Severed From For Adoption Without Committee Reference Agenda

000403 [Bob Jones University]
Supervisor Becerril

Resolution condemning the past and present discriminatory practices prevalent at Bob Jones University and commending the University for positive changes.

At the request of Supervisor Becerril, President Ammiano requested this matter be severed so it could be considered separately.

Resolution No. 223-00

SEVERED FROM FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA.

President Ammiano stated Supervisor Becerril requested this matter be amended (technical amendments).

Supervisor Newsom, seconded by Supervisor Yee, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. The motion carried by the following vote:

Ayes: 6 - Ammiano, Brown, Leno, Newsom, Teng, Yee

Absent: 5 - Becerril, Bierman, Katz, Kaufman, Yaki

Resolution condemning the past and present discriminatory practices prevalent at Bob Jones University.

Supervisor Newsom requested to be added as co-sponsor.

ADOPTED AS AMENDED by the following vote:

Ayes: 6 - Ammiano, Brown, Leno, Newsom, Teng, Yee

Absent: 5 - Becerril, Bierman, Katz, Kaufman, Yaki

OFF-AGENDA LEGISLATION

Introduced by Supervisors or Mayor

Ordinances

000432 [Requirements Suspended for Certain Transient Merchants]
Supervisor Leno

Ordinance amending Article 3 of Part III of the San Francisco Municipal Code, by amending Section 250, excepting certain transient merchants that operate at Moscone Center or the Bill Graham Civic Auditorium and agree to comply with all the City and County of San Francisco's rules from the licensing and fee requirements otherwise applicable to transient merchants under Article 3; and enabling enforcement by means of citation.

(Amends Section 250.)

3/13/00, ASSIGNED UNDER 30 DAY RULE to Finance and Labor Committee, expires on 4/12/2000.

**000433 [Amendment to Definition of Transient Merchant - Temporary Business]
Supervisor Leno**

Ordinance amending Article 3 of Part III of the San Francisco Municipal Code, by amending Section 251, defining the term temporary business to mean a business conducted for less than seven days, and excluding pumpkin sellers from the definition of transit merchant.

(Amends Section 251.)

3/13/00, ASSIGNED UNDER 30 DAY RULE to Finance and Labor Committee, expires on 4/12/2000.

**000434 [Requirements Suspended for Certain Transient Merchants]
Supervisor Leno**

Ordinance amending Article 3 of Part III of the San Francisco Municipal Code, by amending Section 252, excepting certain transient merchants that operate at Moscone Center or the Bill Graham Auditorium and agree to comply with all the City and County of San Francisco's rules from the requirement that they apply for a license under Article 3.

(Amends Section 252.)

3/13/00, ASSIGNED UNDER 30 DAY RULE to Finance and Labor Committee, expires on 4/12/2000.

**000435 [Fee Reduction During Suspension Period]
Supervisor Leno**

Ordinance amending Article 3 of Part III of the San Francisco Municipal Code, by amending Section 253, reducing the fees payable by transient merchants during the suspension period.

(Amends Section 253.)

3/13/00, ASSIGNED UNDER 30 DAY RULE to Finance and Labor Committee, expires on 4/12/2000.

**000436 [Requirements Suspended for Certain Transient Merchants - Tax Return Filing]
Supervisor Leno**

Ordinance amending Article 3 of Part III of the San Francisco Municipal Code, by amending Section 254, exempting those certain transient merchants that operate at Moscone Center or the Bill Graham Civic Auditorium and agree to comply with all the City and County of San Francisco's rules from the tax return filing requirement otherwise applicable to transient merchants under Article 3; and exempting all other transient merchants from such tax return filing requirement during the suspension period.

(Amends Section 254.)

3/13/00, ASSIGNED UNDER 30 DAY RULE to Finance and Labor Committee, expires on 4/12/2000.

**000437 [Requirements Suspended for Certain Transient Merchants]
Supervisor Leno**

Ordinance amending Article 3 of Part III of the San Francisco Municipal Code, by amending Section 255, exempting those certain transient merchants that operate at Moscone Center or the Bill Graham Civic Auditorium and agree to comply with all the City and County of San Francisco's rules from the bonding requirement otherwise applicable to transient merchants under Article 3.

(Amends Section 255.)

3/13/00, ASSIGNED UNDER 30 DAY RULE to Finance and Labor Committee, expires on 4/12/2000.

**000438 [Elimination of Penalty During Suspension Period - Violation of Article 3]
Supervisor Leno**

Ordinance amending Article 3 of Part III of the San Francisco Municipal Code, by amending Section 257, eliminating the penalty on transient merchants that violate the provisions of Article 3 during the suspension period.

(Amends Section 257.)

3/13/00, ASSIGNED UNDER 30 DAY RULE to Finance and Labor Committee, expires on 4/12/2000.

**000439 [Requirements Suspended for Certain Transient Merchants - Licensing Requirements]
Supervisor Leno**

Ordinance amending Article 3 of Part III of the San Francisco Municipal Code, by amending Section 258, exempting those certain transient merchants that operate at Moscone Center or the Bill Graham Auditorium and agree to comply with all the City and County of San Francisco's rules from the licensing requirements otherwise applicable to transient merchants under Article 3.

(Amends Section 258.)

3/13/00, ASSIGNED UNDER 30 DAY RULE to Finance and Labor Committee, expires on 4/12/2000.

Resolutions

**000440 [Green Taxis]
Supervisors Newsom, Ammiano, Bierman**

Resolution urging the San Francisco Taxi Commission, working in conjunction with the San Francisco International Airport to establish a comprehensive clean air protocol with a timeline and specific targets for taxis serving the San Francisco International Airport.

3/13/00, RECEIVED AND ASSIGNED to Small Business, Economic Vitality and Consumer Services Committee.

**000442 [South Sunset Playground]
Supervisors Yee, Bierman, Katz**

Resolution urging the Department of Recreation and Parks to repair the sidewalks fronting the South Sunset Playground and report back to the Board of Supervisors.

3/13/00, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**000443 [Diversity Tracking System]
Supervisors Ammiano, Bierman, Katz**

Resolution requiring all City Departments as stipulated in Chapter 12D.A.6.A(1) and 12D.A.18(C) of San Francisco's Administrative Code to submit a comprehensive strategic plan detailing allocation of resources related to the implementation of the Diversity Tracking System, an accompanying budget itemizing the funds required as well as a list of assigned staff.

3/13/00, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**000444 [Public hearing approval - Bonds, Arriba Juntos]
Supervisors Brown, Becerril, Katz**

Resolution authorizing the execution and delivery of bonds, notes, or any other evidence of indebtedness by the California Statewide Communities Development Authority in an aggregate principal amount not to exceed \$1,300,000 for Arriba Juntos, or an affiliate.

3/13/00, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**000445 [Extend time for Planning - Upper Market Street]
Supervisors Leno, Bierman, Brown, Newsom, Katz**

Resolution extending the prescribed time within which the Planning Commission may render its decision on a proposed ordinance to amend the Planning Code with respect to the Upper Market Street Neighborhood Commercial District.

3/13/00, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**000446 [Extend time for Planning - Castro Street]
Supervisors Leno, Bierman, Brown, Newsom, Katz**

Resolution extending the prescribed time within which the Planning Commission may render its decision on a proposed ordinance to amend the Planning Code with respect to the Castro Street Neighborhood Commercial District.

3/13/00, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

000447 [Commendation]
Supervisors Bierman, Becerril, Brown, Newsom, Katz

Resolution commending John A. O'Connell for distinctive services rendered to the people of the City and County of San Francisco.

3/13/00, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

000448 [Commendation]
Supervisors Leno, Brown, Newsom, Katz

Resolution commending Officer Jane Warner for her outstanding professional and volunteer contributions as a San Francisco Special Patrol Officer in the Castro neighborhood.

3/13/00, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

000096 [Liquor License, 1607-20th Street]
Supervisor Newsom

Hearing to consider that the issuance of a Type 20 off-sale beer and wine alcoholic beverage control license to Mueen Issa Ghanma and Khaled Issa Ghanma for "All States Best Foods" located at 1607-20th Street, will serve the convenience of the people of the City and County of San Francisco.

1/25/00, RECEIVED AND ASSIGNED to Small Business, Economic Vitality and Consumer Services Committee. Filed by Mueen Issa Ghanma 1/25/2000.

2/24/00, FILED PURSUANT TO RULE 5.38. Applicant withdrew application

3/13/00, REACTIVATED PURSUANT TO RULE 5.25.

3/13/00, ASSIGNED to Small Business, Economic Vitality and Consumer Services Committee.

000449 [San Francisco General Hospital Psychiatric Facilities]
Supervisors Newsom, Teng, Leno, Ammiano

Hearing to consider the proposal to close part of the psychiatric capacity at San Francisco General Hospital and future plans for serving dual diagnosis patients who suffer from substance abuse and psychiatric problems.

3/13/00, RECEIVED AND ASSIGNED to Finance and Labor Committee.

000450 [Federal Day Care Funds]
Supervisors Yee, Ammiano, Teng

Hearing to consider the reasons why the City and County of San Francisco did not fully allocate federal child care funds necessitating a return of more than \$6 million to the federal government and to discuss changes that should be implemented to ensure that all available child care funds - federal, state, and local - are fully allocated to those that need and are eligible for them.

3/13/00, RECEIVED AND ASSIGNED to Finance and Labor Committee.

**000451 [Bessie Carmichael School]
Supervisor Yee**

Hearing to assess the cost, scope and progress of rebuilding the Bessie Carmichael School and the community park surrounding the school site.

3/13/00, RECEIVED AND ASSIGNED to Finance and Labor Committee.

**000452 [MUNI Service - West Side]
Supervisor Yee**

Hearing to determine the cost and the feasibility of expanding MUNI service to the west side of the City, increasing reliability of service, alleviating the noise associated with MUNI, ensuring pedestrian and rider safety.

3/13/00, RECEIVED AND ASSIGNED to Finance and Labor Committee.

**000455 [Shooting - Max Castro]
Supervisor Ammiano**

Hearing to examine the recent accidental shooting of eleven year old Max Castro by officers of the San Francisco Police Department.

3/13/00, RECEIVED AND ASSIGNED to Housing and Social Policy Committee.

**000456 [Airport Community Roundtable]
Supervisor Ammiano**

Hearing to examine the current protocol for appointments to the Airport Community Roundtable.

3/13/00, RECEIVED AND ASSIGNED to Finance and Labor Committee.

**000457 [Crime in Western Addition]
Supervisor Brown**

Hearing to determine what is being done to curtail crime in the Western Addition, and to request a detailed police report on crime statistics for the Western Addition for the past 24 month period in response to the shooting death of 14 year old Devin Gross in the 1000 block of McAllister Street on Friday, March 10, 2000.

3/13/00, RECEIVED AND ASSIGNED to Housing and Social Policy Committee.

Introduced by the President at the Request of Departments**PROPOSED ORDINANCES****000416 [Solicitation by Motor Vehicles for Hire]**

Ordinance amending Police Code by repealing Sections 1104, 1105, and 1106, regarding solicitations by motor vehicles for hire, and by adding a new Section 1105, prohibiting solicitations by motor vehicles for hire. (Taxi Commission)

(Repeals Sections 1104, 1005, and 1106; adds Section 1105.)

3/6/00, RECEIVED AND ASSIGNED to Housing and Social Policy Committee.

000424 [Food Service - Application and Permit Fees]

Ordinance amending Part III of the San Francisco Municipal Code (Business and Tax Regulation Code) by amending Section 249.11 to revise permit fees for temporary food operations at special events; amending Part II of the San Francisco Municipal Code (Traffic Code) by amending Section 806 to revise Department of Public Health permit fees for food operations at street fairs; amending Part II of the Municipal Code (Health Code) by amending Sections 451 and 452, to reorganize the section on applying for permits to operate a food establishment, modify the definition of "special events," change the deadline for applications for temporary food permits for special events; and impose an extra fee for late applications for temporary permits. (Public Health Department)

(Amends Business and Tax Regulation Code Section 249.11; amends Traffic Code Section 806; amends Health Code Sections 451 and 452.)

3/8/00, RECEIVED AND ASSIGNED to Finance and Labor Committee.

PROPOSED RESOLUTIONS**000417 [Major encroachment to construct a driveway for vehicular access to a proposed new garage at 212 Union Street property; rescinding Res. No. 1048-98 to reflect the change of ownership of said property]**

Resolution amending Resolution No. 1048-98 and granting revocable permission to Donald H. Putnam and Susann Kellison to construct an extension of the sidewalk by removing a portion of an existing City retaining wall and constructing a new retaining wall with guardrails and a new planter wall to provide vehicular access to a new garage addition, and to replace existing wood stairs and landings for access to an existing cottage at 212 Union Street (Block 106, Lot 39) and adopting findings pursuant to Planning Code Section 101.1. This resolution rescinds Resolution No. 1048-98. (Public Works Department)

(DPT Order No. 172,146.)

3/6/00, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.

- 000418 [Civil Service Commission Certification of Prevailing Rate of Wages]**
Resolution fixing the highest general prevailing rate of wages, including wages for overtime and holiday work, for various crafts and kinds of labor as paid for similar work in private employment in the City and County of San Francisco at the rates certified to the Board by the Civil Service Commission on December 6, 1999. (Civil Service Commission)
3/7/00, RECEIVED AND ASSIGNED to Finance and Labor Committee.
- 000419 [Stop Intersections]**
Resolution designating certain intersections as "STOP" intersections:

STOP SIGNS - ESTABLISH
21st and Rayburn Streets, northwest corner, stopping southbound Rayburn Street (stops the stem of this uncontrolled T-intersection)
Miraloma Drive and Juanita Way, all corners, stopping all approaches (makes this uncontrolled T-intersection an all-way STOP)
Russia Avenue and London Street, northeast and southwest corners, stopping Russia Avenue (makes this an all-way STOP) (Parking and Traffic Department)

(DPT Order No. 1945.)
3/8/00, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.
- 000420 [Traffic Regulations, Various Streets]**
Resolution enacting and rescinding traffic regulations on various streets:

NO U-TURN - ESTABLISH
The Embarcadero, northbound, at Broadway

DIAMOND (BUSES AND LEFT TURNS ONLY) LANE - ESTABLISH
4th Street, east curb lane, between Harrison and Brannan Streets (#1 southbound traffic lane)
4th Street, second lane from east curb, between Brannan and Townsend Streets (#2 southbound traffic lane)

TOW-AWAY, NO STOPPING, 7 AM - 7 PM, MONDAY THROUGH FRIDAY - ESTABLISH
4th Street, east side, between Brannan and Freelon Streets
4th Street, east side, between Bryant and Stillman Streets (Parking and Traffic Department)

(DPT Order No. 1945.)
3/8/00, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.
- 000425 [Renewal of a 5-year term lease at 653 Chenery Street for the Glen Park Branch Library at a monthly rent of \$1,875 for the initial term]**
Resolution authorizing lease of real property at 653 Chenery Street for the Glen Park Branch Library. (Real Estate Department)
3/8/00, RECEIVED AND ASSIGNED to Finance and Labor Committee.

Requests Granted

From: Supervisor Newsom

To: Director, Department of Building Inspection

Requesting/Inquiring: To provide a report detailing information regarding the status of those residential hotel rooms that have been lost by fire. Specifically, the report should include the date of the fire, the number of rooms damaged, the status of refurbishing these rooms and the timeline for completion, and the obstacles preventing timely restoration.

From: Supervisor Newsom

To: General Manager, Recreation and Park Department

Requesting/Inquiring: Follow up to letter sent from the Board of Supervisors last season regarding the Gay Softball League, in which the following concerns were raised: (1) chalking of the fields (Reportedly this service occurs only 50% of the time.); (2) access to and condition of bathrooms (Reportedly, bathrooms were locked approximately 35% of the time. Also of concern: cleanliness of bathrooms, toilet paper and other paper supplies, working lights, homeless persons sleeping in the hallways.); (3) access to the fields (Reportedly, the gates were locked and players had to either climb over or crawl under the fence.); (4) access to Recreation and Park personnel on the weekend, when most games are played. Further updating the previous season's letter with new queries through the League. Specifically, can you confirm the report that only one field was open for playing softball this past weekend, leading to picking of locks, the threat of cutting locks with a bolt-cutter, and players crawling through a hole in the fence in order to have access to the fields? What is the Department doing to change this situation? Two fields in particular were mentioned: Kimball and Lang Fields.

From: Supervisor Ammiano

To: City Attorney; Chair, Airport Community Roundtable

Requesting/Inquiring: To notify the City Attorney and Director of Airport and Chair, Airport Community Roundtable of hearing called to examine the current protocol for appointments to the Airport Community Roundtable and the parameters of the hearing will focus on the following areas: (1) the history and purpose of the formation of the Airport Community Roundtable; (2) what was the protocol in the past for the appointment of members to the Airport Community Roundtable; (3) what is the current practice of the appointment of members to the Airport Community Roundtable; (4) what ways are there to codify the protocol, rules and regulations governing the Airport Community Roundtable; (5) what methods are in place to insure the full breath of the diversity of the participating counties are represented (i.e., county government representatives, federal aviation agencies, local community residents, airline industry, airline unions, environmental groups and scientific bodies, etc.).

In Memoriams

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

Devin Gross (By the entire Board)

John A. O'Connell (Supervisor Bierman)

Goldye Stern (Supervisor Kaufman)

ADJOURNMENT

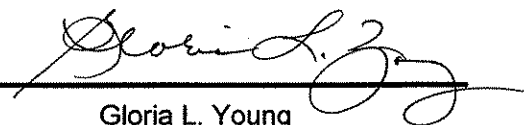
There being no further business, the Board at the hour of 2:48 p.m. adjourned.

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 April 10, 2000.

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



Gloria L. Young
Clerk of the Board