

Agenda & Minutes Archive
Board of Supervisors

City and County of San Francisco

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



AGENDA

Monday, February 28, 2000
2:00 PM

Special Rescheduled Meeting

TOM AMMIANO, PRESIDENT

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

Gloria L. Young, Clerk of the Board

APPROVAL OF MEETING MINUTES

COMMUNICATIONS

Note: Each item on the Consent or Regular agenda may include the following documents:

- 1) Legislation
- 2) Budget Analyst report
- 3) Legislative Analyst report
- 4) Department or Agency cover letter and/or report
- 5) Public correspondence

These items will be available for review at City Hall, Room 244, Reception Desk.

1. PUBLIC COMMENT

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

CONSENT AGENDA

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

Items 2 through 4

Recommendations of the Finance and Labor Committee

Present: Supervisors Yee, Bierman, Ammiano

2. 000068 [Authorizing the creation of a new account in the City Treasury for the deposit of Tobacco Settlement Revenue]

Ordinance amending Administrative Code by adding Section 10.117-90 establishing the Tobacco Settlement Revenue Account. (City Attorney) (Adds Section 10.117-90. Companion measure to File 000069)

2/22/2000, PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

3. 000146 [Authorizing a 10-year lease between the City and Americana Apartments No. 2, a housing complex, for S.F. PUC land consisting of approximately 46,174 sq. ft. located in Fremont, Alameda

Resolution authorizing a 10-year lease of Public Utilities Commission land between the City and County of San Francisco and Americana Apartments No. 2 in Alameda County. (Public Utilities Commission)

Question: Shall this Resolution be ADOPTED?

4. 000187 [Authorizing the assignment of City's leasehold interest in the sublease of an off-street parking facility (at 5200 Geary Boulevard) owned by Merrill's Drug Centers to Parking Authority,

Resolution approving assignment of the City and County of San Francisco's interest in that certain lease with Merrill's Drug Centers to the Parking Authority of the City and County of San Francisco. (Real Estate Department)

Question: Shall this Resolution be ADOPTED?

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

REGULAR AGENDA

UNFINISHED BUSINESS

From the Clerk

(Only one of the following two motions should be adopted.)

5. 992111 [Landmark Appeal, 2750 Sloat Boulevard (Doggie Diner Sign and Site)]

Motion approving decision of the Planning Commission by its Resolution No. 14915, disapproving the proposal to

designate the Doggie Diner Sign, and site at 2750 Sloat Boulevard containing the Carousel Restaurant building as a landmark pursuant to Article 10 of the Planning Code. (Clerk of the Board)

1/18/2000, CONTINUED. Supervisor Kaufman, seconded by Supervisor Yaki, moved adoption.

1/31/2000, CONTINUED. Supervisor Becerril requested this matter be continued to February 22, 2000.

2/22/2000, CONTINUED. Supervisor Yaki requested this matter be continued to February 28, 2000.

Question: Shall this Motion be ADOPTED?

6. 992112 [Landmark Appeal, 2750 Sloat Boulevard (Doggie Diner Sign and Site)]
Motion disapproving decision of the Planning Commission by its Resolution No. 14915, disapproving the proposal to designate the Doggie Diner Sign, and site at 2750 Sloat Boulevard containing the Carousel Restaurant building as a landmark pursuant to Article 10 of the Planning Code.

1/18/2000, CONTINUED. Supervisor Becerril requested this matter be continued to January 31, 2000.

1/31/2000, CONTINUED. Supervisor Becerril requested this matter be continued to February 22, 2000.

2/22/2000, CONTINUED. Supervisor Yaki requested this matter be continued to February 28, 2000.

Question: Shall this Motion be ADOPTED?

7. 992218 [Landmark Designation, Doggie Diner Sign and Carousel Building at 2750 Sloat Boulevard]
Ordinance designating the Doggie Diner Sign and site at 2750 Sloat Boulevard, as Landmark No. 212 pursuant to Article 10, Sections 1004 and 1004.4 of the Planning Code.

1/18/2000, CONTINUED ON FIRST READING. Supervisor Becerril requested this matter be continued to January 31, 2000.

1/31/2000, CONTINUED ON FIRST READING. Supervisor Becerril requested this matter be continued to February 22, 2000.

2/22/2000, CONTINUED ON FIRST READING. Supervisor Yaki requested this matter be continued to February 28, 2000.

Question: Shall this Ordinance be FINALLY PASSED?

8. 992200 [Landmark Appeal, 2750 Sloat Boulevard (Doggie Diner Sign)]
Motion approving decision of the Planning Commission by its Resolution No. 14915, disapproving the proposal of the Landmarks Preservation Advisory Board to designate the Doggie Diner Sign at 2750 Sloat Boulevard as a landmark pursuant to Article 10 of the Planning Code.

1/18/2000, CONTINUED. Supervisor Becerril requested this matter be continued to January 31, 2000.

1/31/2000, CONTINUED. Supervisor Becerril requested this matter be continued to February 22, 2000.

2/22/2000, CONTINUED. Supervisor Yaki requested this matter be continued to

February 28, 2000.

Question: Shall this Motion be ADOPTED?

9. 992221 [Landmark Designation, Doggie Diner Sign at 2750 Sloat Boulevard]
Ordinance designating the Doggie Diner Sign at 2750 Sloat Boulevard, as Landmark No. 212 pursuant to Article 10, Sections 1004 and 1004.4 of the Planning Code.

1/18/2000, CONTINUED ON FIRST READING. Supervisor Becerril requested this matter be continued to January 31, 2000.

1/31/2000, CONTINUED ON FIRST READING. Supervisor Becerril requested this matter be continued to February 22, 2000.

2/22/2000, CONTINUED ON FIRST READING. Supervisor Yaki requested this matter be continued to February 28, 2000.

Question: Shall this Ordinance be FINALLY PASSED?

From Housing and Social Policy Committee Without Recommendation

Present: Supervisors Bierman, Becerril

10. 000151 [Pedestrian Decoy Program]

Supervisors Katz, Leno

Resolution urging the San Francisco Police Department and the Department of Parking and Traffic to establish a pedestrian decoy program to reduce the number of violations of pedestrian's right-of-way and decrease the number of pedestrian injuries and fatalities.

2/22/2000, CONTINUED. At the request of Supervisor Katz, Supervisor Leno moved to continue this matter to February 28, 2000.

Question: Shall this Resolution be ADOPTED?

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

Present: Supervisors Newsom, Leno, Becerril

11. 991878 [Regulations for Rodeo Exhibits and Shows]

Supervisors Leno, Bierman

Ordinance amending Police Code Section 1020 to require that a qualified veterinarian be present at all times during rodeo exhibitions and shows, animals be used in humane events only, and notification be sent to the Commission on Animal Control and Welfare of proposed events. (Amends Section 1020.)

Supervisor Becerril dissenting in Committee.

2/14/2000, CONTINUED ON FIRST READING. Supervisor Leno requested this matter be continued to February 22, 2000.

2/22/2000, AMENDED. Supervisor Leno moved to amend page two, lines 10 and 11 by deleting "steer wrestling, calf roping,"

2/22/2000, PASSED ON FIRST READING AS AMENDED.

Question: Shall this Ordinance be
FINALLY PASSED?

NEW BUSINESS

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

Present: Supervisors Newsom, Leno, Becerril

12. 992341 [Liquor License Transfer, 1546 Market Street]

Resolution determining that the transfer of a Type 21 off-sale general alcoholic beverage control license from 310 Bayshore Boulevard to 1546 Market Street to Pei Xia Fung for Variety Convenience Store located at 1546 Market Street, will serve the convenience of the people of the City and County of San Francisco; with conditions.

Question: Shall this Resolution be ADOPTED?

13. 000019 [Liquor License, 2650 Mason Street]

Resolution determining that the issuance of a Type 20 off-sale beer and wine alcoholic beverage control license to Lee Sanders for 7-ELEVEN INC. located at 2650 Mason Street, will serve the convenience of the people of the City and County of San Francisco; with conditions.

Question: Shall this Resolution be ADOPTED?

14. ROLL CALL FOR INTRODUCTIONS

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

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.

Items 15 through 23

15. 000324 [Acceptance of gift and approval of easement agreement - dog head sign]

Supervisor Becerril

Resolution accepting gift of dog head sign located at 2750 Sloat Boulevard, San Francisco, California; approving easement agreement in which Sloat Garden Center grants the City and County of San Francisco a non-exclusive easement over property upon which the dog head sign is located for a term up to January 1, 2005; and agreeing to maintain and relocate the dog head sign in San Francisco's Ocean Beach neighborhood.

2/23/2000, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE
AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this
Resolution be ADOPTED?

16. 000338 [San Francisco Junior Tennis League]

Supervisors Teng, Bierman, Brown, Katz, Becerril

Resolution endorsing the establishment and development of a citywide San Francisco Junior Tennis League and urging the Department of Recreation and Parks to work collaboratively with the U. S. Tennis Association, the Youth Tennis Association, the National Junior Tennis League, the Professional Tennis Association, the San Francisco Unified School District, and other national and local organizations to bring tennis to San Francisco's children.

2/22/2000, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE
AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this
Resolution be ADOPTED?

17. 000339 [John McCain]

Supervisors Teng, Bierman, Ammiano, Leno, Brown, Katz

Resolution urging Senator John McCain to strictly adhere to his pledge to cease using the offensive epithet "gooks" and to recognize that his use of the racial slur has broader implications in perpetuating prejudice against Asian Americans.

2/22/2000, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE
AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this
Resolution be ADOPTED?

18. 000340 [24 Willie Mays Plaza]

Supervisors Yaki, Bierman, Brown, Katz, Becerril

Resolution urging the Port Commission to officially rename the south side of King Street bounded by Second and Third Streets to 24 Willie Mays Plaza, and requesting the Department of Public Works to erect double signage at this location.

2/22/2000, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE
AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this
Resolution be ADOPTED?

19. 000341 [Michael Bernick Appointment]

Supervisor Becerril

Resolution urging the President Pro Tem of the California State Senate to confirm Michael Bernick to be Director of the State Employment Development Department.

2/22/2000, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE
AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this
Resolution be ADOPTED?

20. 000342 [Commendation]

Supervisors Teng, Brown, Katz, Becerril

Resolution commending the Chinese American Voters Education Committee on the occasion of their Chinese New Year celebration and declaring February 17, 2000 to be "Chinese American Voters Education Committee Day" in San Francisco.

2/22/2000, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE
AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this
Resolution be ADOPTED?

21. 000332 [Final Map of 2101 - 2147 and 2201 - 2231 26th Street, a two lot merger and eight lot resubdivision project]

Motion approving final map of 2101 - 2147 and 2201- 2231 26th Street, being a merger and resubdivision of portions of Lots 8 and 9 in Assessor's Block 4327A, Lot 8 in Assessor's Block 4328A and Lot 15 in Assessor's Block No. 4329 and adopting findings pursuant to Planning Code Section 101.1 (Public Works Department)

2/22/2000, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE
AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion
be ADOPTED?

22. 000345 [Transfer of File]

Supervisors Becerril, Brown

Motion transferring File No. 000260, a hearing to consider the Environmental Impact Report on the Reuse of Hunters Point Shipyard from the Finance and Labor Committee to the Transportation and Land Use Committee.

2/22/2000, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE
AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion
be ADOPTED?

000346 [Needle Exchange Emergency]

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

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

2/22/2000, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE
AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion
be ADOPTED?

Questions on the For Adoption Without Committee Reference
Agenda: _____

OFF-AGENDA LEGISLATION

PROPOSED ORDINANCES

Proposed ordinances received from February 17 through noon on February 23, for reference by President to appropriate committee on February 28, 2000.

000328 [Public Financing of Election Campaigns]
(Ethics Commission)

2/18/2000, RECEIVED AND ASSIGNED to Finance and Labor Committee.

PROPOSED RESOLUTIONS

Proposed resolutions received from February 17 through noon on February 23, for reference by President to appropriate committee on February 28, 2000.

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)

2/18/2000, RECEIVED AND ASSIGNED to Audit and Government Efficiency Committee.

000347 [Petitions and Communications]

Petitions and Communications received from February 17 through noon on February 23, for reference by the President to the Committee considering related matters or to be ordered filed by the Clerk on February 28, 2000.

From various departments, regarding the number of special assistants employed in each department. Copy: Supervisor Yee (1)

Department of Administrative Services, (Reference No. 20000118-051);

Airport, (Reference No. 20000118-008);

Arts Commission, (Reference No. 20000118-018);

Department of Building Inspection, (Reference No. 20000118-026);

Human Rights Commission, (Reference No. 20000118-010);

Department of Human Services, (Reference No. 20000118-053);

Juvenile Probation Department, (Reference No. 20000118-015);

Law Library, (Reference No. 20000118-055);

Police Department, (Reference No. 20000124-003);

Port, (Reference No. 20000118-031);

Department of Public Health, (Reference No. 20000118-050);

Public Library, (Reference No. 20000118-042);

Department of Public Works, (Reference No. 20000118-060);

Sheriff, (Reference No. 20000118-023);

Solid Waste Management Program, (Reference No. 20000118-046);

Treasurer, (Reference No. 2000118-014);

War Memorial and Performing Arts Center, (Reference No. 20000118-034);

Department of Telecommunications and Information Services, (Reference No. 20000118-058);

Department of Human Resources, (Reference No. 20000118-029);

Adult Probation Department, (Reference No. 20000118-025).

From concerned citizens, regarding proposed legislation regarding tenancies in common. File 99-2281, 3 Letters (2)

From concerned citizens, submitting opposition to the proposed Muni Board Nominees. File 00-0190, 17 Letters (3)

From Juvenile Probation Department, regarding services provided to San Francisco residents with limited English proficiency. (Reference No. 19991115-027) Supervisor Teng (4)

From Volunteer Auxiliary of the Youth Guidance Center, regarding the Courthouse Children's Waiting Rooms Fund. File 99-2317, Finance and Labor Committee, Copy: Each Supervisor (5)

From Inner Sunset Merchants Association, requesting the Small Business Advisory Commission hold a hearing regarding the impact of Home Depot's proposal to build a store on Bayshore and Leland Avenue. Copy: Each Supervisor (6)

From Department of Building Inspection, regarding San Francisco Residential Hotel Operators Advisory Committee. Copy: Supervisor Newsom (7)

From Senate Rules Committee, submitting appointment of Laurie J. Black as a member of the California Regional Water Quality Control Board, San Diego Region. (8)

From Office of the Treasurer, submitting the Cash Difference and Overage Funds for the period ending January 31, 2000. (9)

From San Francisco Youth Commission, submitting Youth Commission minutes for February 7, 2000. (10)

From Greg Tong, regarding online business tax filing. (11)

From concerned citizens, submitting support for the proposed rodeo ban in San Francisco. File 99-1878, 3 Letters (12)

From concerned citizens, submitting opposition to the proposed rodeo ban in San Francisco. File 99-1878, 2 Letters (13)

From Senate Rules Committee, submitting appointment of Stan L. Dixon of Ferndale as a member of the State Board of Forestry and Fire Protection. (14)

From Public Utilities Commission, submitting report from Office of the State Auditor regarding the San Francisco Water System. (15)

From Jeanine Dubois, IBEW Local 617, regarding the question of safety at the Airport for construction workers. (16)

From concerned citizens, submitting support to save the Doggie Diner sign at 2750 Sloat Blvd. File 99-2199, 4 Letters (17)

From concerned citizens, submitting opposition to the proposed living wage ordinance. File 99-0252, Finance and Labor Committee, 2 Letters (18)

From State Department of Health Services, submitting the Final Maintenance of Effort (MOE) Calculation table for Proposition 99 funding which reflects the actual Sales Tax, Vehicle License Fee, and Growth revenues, received by the counties for fiscal year 1998-99. (19)

From Purchasing Department, responding to request that the Police Department canvass the Bay Area for other vendors that may provide maintenance and repairs for their Helicopter Unit. (Reference No. 20000118-070) Copy: Supervisor Yaki (20)

From Superior Court of California, County of San Francisco, submitting notice that effective December 31, 1998, the Municipal Court of San Francisco, officially unified with the Superior Court of San Francisco. (References 19991213-004 and 19991115-007) Copy: Supervisors Newsom, Teng (21)

From Fire Department, submitting annual detention facility inspection of Civic Center Courthouse at 400 McAllister Street. (22)

From Fire Department, submitting annual holding cell inspection of Mission Police Station at 630 Valencia Street. (23)

From Therese Koller, regarding Mayor Willie L. Brown. 4 Letters (24)

From Hossein Malek, submitting request for an On-Sale Beer License for MO's Café, inside the Yerba Buena Ice Skating Center which is part of the complex known as the Yerba Buena Gardens. Small Business, Economic Vitality and Consumer Services Committee (25)

From Papapietro & Perry, Inc., submitting notice to withdraw request for approval of liquor license at 56 Gillette Avenue. Small Business, Economic Vitality and Consumer Services Committee (26)

From Bay Area Black United Fund, Inc., submitting request to participate in the Combined Charities Fundraising Drive for 2000. File 00-0186 Finance and Labor Committee (27)

From United Way of the Bay Area, submitting request to participate in the Combined Charities Fundraising Drive for 2000. File 00-0186 Finance and Labor Committee (28)

From US Army Corps of Engineers, submitting public notice regarding maintenance dredging at Coast Guard Group

San Francisco, Yerba Buena Island to provide sufficient depth for Coast Guard vessels to dock and maneuver safely. (29)

From Pei Xia Fung, submitting request to transfer liquor license from 310 Bayshore Blvd. to "Variety Convenience Store" at 1546 Market Street. Small Business, Economic Vitality and Consumer Services Committee (30)

From Erifili Sakalidu, regarding the low wages paid to early childhood education workers. (31)

From Joyce Miller, submitting protest to the ineffective use of Department of Human Services money to contract with Bay View Hunters Point Foundation. Copy: Each Supervisor (32)

From Scott Burch, requesting help or suggestions to keep his Australian partner, in this county permanently, since gay marriage is not an option. (33)

From Richard Stokes, regarding pedestrian/auto accidents in San Francisco. File 00-0199, Transportation and Land Use Committee (34)

From Airport Commission, regarding appointment of Supervisor Kaufman as replacement for Tim Treacy as San Francisco representative to the Airport-Community Roundtable (35)

From E.K., regarding the proposed legislation to approve April 24, 1999 as Armenian Genocide Remembrance day in San Francisco. (36)

From Office of the Controller and the Department of Telecommunications and Information Services, regarding City contracts for technology and technology services. (Reference Nos. 20000110-002 and 20000110-003) Copy: Supervisor Becerril (37)

From Local Independent Charities, submitting request to participate in the Combined Charities Fundraising Drive for 2000. File 00-0186 Finance and Labor Committee (38)

From Peter Witt, submitting request for appointment to the Taxi Commission as taxi driver representative, and submitting over 1000 taxi driver signatures that support his appointment. Copy: Supervisor Newsom (39)

From Office of the Treasurer and Tax Collector, submitting annual report for fiscal year 1998-99. (40)

ADJOURNMENT

Meeting Procedures

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

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

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

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

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

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

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

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

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