

Agenda & Minutes Archive

Board of Supervisors

City and County of San Francisco

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

City Seal



AGENDA - DRAFT
Tuesday, June 1, 1999
2:00 PM

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

ROLL CALL AND PLEDGE OF ALLEGIANCE

APPROVAL OF MEETING MINUTES

COMMUNICATIONS

SPECIAL ORDER 2:00 P.M.

1. 991065 [Budget, 1999-2000]

Annual Budget of the City and County of San Francisco for Fiscal Year 1999-2000.

(Charter Section 9.100 provides the Board shall not adopt the Budget earlier than July 15, 1999, nor later than August 1, 1999.)

Action: _____

Question: Shall this Ordinance be FINALLY PASSED?

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 12

Recommendations of the Transportation and Land Use Committee

Present: Supervisors Katz, Yaki

2. 990826 [Bernal Cut/San Jose Restoration Project]

Supervisors Leno, Bierman

Resolution urging City departments, the San Francisco County Transportation Authority and the Board of Supervisors to take all necessary action to restore the Bernal Cut Area of San Jose Avenue to a safe, efficient, multi-purpose and beautiful boulevard.

Question: Shall this Resolution be ADOPTED?

Present: Supervisors Yaki, Katz, Yee

3. 990670 [Traffic Regulations, Various Streets]

Resolution enacting and rescinding traffic regulations on various streets:

DIAMOND LANE - ESTABLISH

3rd Street, east curb lane (northbound), between Market and Mission Streets

3rd Street, second lane from east curb, between Mission and Howard Streets

3rd Street, east curb lane (northbound), between Howard and Folsom Streets

RIGHT LANE MUST TURN RIGHT - ESTABLISH

3rd Street, east curb lane (northbound), at Mission Street

TOW-AWAY LANE MUST TURN LEFT - RESCIND
3rd Street, west curb lane (northbound), at Mission Street

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH
3rd Street, east side, between Howard and Folsom Streets
3rd Street, east side, between Mission and Jessie Streets (eliminates meters #47, #49, #51, #53, and #59)
3rd Street, east side, between Mission and Minna Streets (eliminates meters #103, #105, #107, and #109)
3rd Street, west side, from Howard Street to 103 feet northerly (103-foot zone, eliminates meters #158, #160, #162, and #164)

TOW-AWAY, NO STOPPING, 3 PM - 6 PM, MONDAY THROUGH FRIDAY - RESCIND
TOW-AWAY, NO STOPPING, 3 PM - 7 PM, MONDAY THROUGH FRIDAY - ESTABLISH
3rd Street, west side, between Market and Stevenson Streets (Parking and Traffic Department)

Question: Shall this Resolution be ADOPTED?

4. 990875 [Revocable Permit, Pacific Bell Park Construction Operations]

Resolution granting revocable permission to Huber, Hunt and Nichols, Inc. Construction Company to temporarily close and occupy the east sidewalk and a portion of the street area on 3rd Street between King and Berry Streets and the south sidewalk and a portion of the street area on King Street between 2nd and 3rd Streets to conduct construction operations at the Pacific Bell Park (Block 3794, Lot 28). (Public Works Department)

Question: Shall this Resolution be ADOPTED?

5. 990876 [Grant - State]

Resolution authorizing the Executive Director of the Port of San Francisco to accept and expend \$400,000 of State funds from the California Department of Boating and Waterways for Marina Pollution Prevention and Water Quality Improvements at the Hyde Street Fishing Harbor, and forgoing reimbursement of indirect costs; and authorizing the Port of San Francisco to hold the State of California harmless as required in the grant agreement. (Port)

5/7/99 - Clerically corrected by clerk page 1 line 7 and page 4 line 3, replace "foregoing" with "forgoing".

Question: Shall this Resolution be ADOPTED?

6. 990898 [Stop Intersections]

Resolution designating certain intersections as "STOP" intersections:

STOP SIGNS - ESTABLISH

21st and Castro Streets, northeast and southwest corners, stopping 21st Street (makes this uncontrolled intersection a two-way STOP)

Detroit Street and Mangels Avenue, northwest and southeast corners, stopping Detroit Street (makes this uncontrolled intersection a two-way STOP)

Blanken and Peninsula Avenues, all corners, stopping all approaches (makes this uncontrolled intersection an all-way STOP)

Gillette and Lathrop Avenues, northwest corner, stopping southbound Gillette Avenue (makes this uncontrolled T-intersection a one-way STOP)

Lathrop and Tocoloma Avenues, all corners, stopping all approaches (makes this uncontrolled intersection an all-way STOP)

Nueva and Blanken Avenues, northwest and southeast corners, stopping Nueva Avenue (makes this uncontrolled intersection a two-way STOP)

Nueva and Lathrop Avenues, northwest corner, stopping southbound Nueva Avenue (makes this uncontrolled T-intersection a one-way STOP)

Peninsula and Lathrop Avenues, northwest and southeast corners, stopping Peninsula Avenue (makes this uncontrolled intersection a two-way STOP) (Parking and Traffic Department)

Question: Shall this Resolution be ADOPTED?

7. 990899 [Parking Regulations, Various Locations]

Resolution enacting and rescinding parking regulations at various locations:

NO PARKING ANYTIME - RESCIND

TOW-AWAY, NO PARKING ANYTIME - ESTABLISH

Fella Place, both sides, between Pine and Bush Streets

RESIDENTIAL PERMIT PARKING AREA "J" (2-HOUR TIME LIMIT, 8 AM - 6 PM, MONDAY THROUGH FRIDAY) - ESTABLISH

8th Avenue, both sides, between Irving and Judah Streets (1300 block) (Parking and Traffic Department)

Question: Shall this Resolution be ADOPTED?

8. 990900 [Traffic Regulations, Various Streets]

Resolution enacting and rescinding traffic regulations on various streets:

BICYCLE LANES - ESTABLISH

7th Street, east curb lane (northbound only), between Bryant and Townsend Streets

San Bruno Avenue, both curb lanes (both directions), between Mansell Street and Campbell Avenue

Polk Street, west curb lane (southbound only), between Grove and Hayes Streets

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH

Polk Street, west side, between Hayes and Lech Walesa Streets

NO LEFT TURN - ESTABLISH

Turk Street, eastbound, at Broderick Street

NO TURN ON RED - ESTABLISH

South Van Ness Avenue, northbound, at Market Street

ONE-WAY STREET - ESTABLISH

Landers Street, northbound, between 14th and 15th Streets (Parking and Traffic Department)

Question: Shall this Resolution be ADOPTED?

Present: Supervisors Katz, Yaki

9. 990901 [Grant - Federal]

Resolution authorizing the Public Transportation Commission to accept and expend \$28,171,395 of Federal Surface Transportation Program (STP), and Section 5307 Capital Assistance for four Municipal Railway capital projects and One Department of Parking and Traffic capital project, including \$369,702 for administrative overhead costs. (Public Transportation Commission)

Question: Shall this Resolution be ADOPTED?

Present: Supervisors Katz, Yaki, Yee

10. 990920 [Grant - Bay Area Air Quality Management District]

Resolution authorizing the Department of Parking and Traffic to retroactively accept and expend a grant in the amount of \$136,500 from the Transportation Fund for Clean Air in the Bay Area for the striping of bike lanes in various locations and waiving indirect costs. (Parking and Traffic Department)

Question: Shall this Resolution be ADOPTED?

11. 990931 [Grant - State/Federal Funds]

Resolution authorizing the Executive Director of Department of Parking and Traffic and the Director of Public Works to accept and expend up to \$331,000 in State and Federal Funds as reimbursement for review and assistance to State Department of Transportation (CALTRANS) in the preparation of plans and specifications for the I-80 western approaches projects as well as technical consultation, and assistance on public outreach as required by CALTRANS. (Parking and Traffic Department)

(Companion measure to File 990932.)

Question: Shall this Resolution be ADOPTED?

Present: Supervisors Katz, Yee

12. 990960 [Light Rail Vehicle on-Board Signal Equipment]

Resolution approving an agreement of purchase of 71 car sets of on-Board Signal Equipment from Alcatel Transport Automation for an amount not to exceed \$18,332,000. (Public Transportation Commission)

(Fiscal impact.)

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

13. 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.)

5/24/1999, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Audit and Government Efficiency Committee

Present: Supervisors Kaufman, Katz

14. 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.)

5/24/1999, PASSED ON FIRST READING. Supervisor Brown requested to be added as co-sponsor.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Finance and Labor Committee

Present: Supervisors Bierman, Ammiano

15. 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. (Public Health Department)

5/24/1999, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

16. 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.)

5/24/1999, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

17. 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. (Building Inspection Department)

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

5/24/1999, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

18. 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.)

5/24/1999, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

19. 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)

5/24/1999, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

20. 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.)

5/24/1999, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Housing and Social Policy Committee

Present: Supervisors Teng, Yaki

21. 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.)

5/24/1999, PASSED ON FIRST READING. Supervisor Brown requested to be added as co-sponsor.

Question: Shall this Ordinance be FINALLY PASSED?

Present: Supervisors Teng, Leno

22. 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; providing for further hearings and an expiration date." (Fire Department)

(Companion measure to File 990715.)

5/24/1999, AMENDED. 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."

5/24/1999, PASSED ON FIRST READING AS AMENDED.

Question: Shall this Ordinance be FINALLY PASSED?

23. 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; providing for further hearings and an expiration date. (Building Inspection Department)

(Companion measure to File 990789.)

5/24/1999, AMENDED. 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."

5/24/1999, AMENDED. 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

5/24/1999, PASSED ON FIRST READING AS AMENDED. The roll was then called on the pending ordinance as amended.

Question: Shall this Ordinance be FINALLY PASSED?

24. 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; providing for further hearings and an expiration date. (Building Inspection Department)

(Companion measure to File 990791.)

5/24/1999, AMENDED. 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."

5/24/1999, PASSED ON FIRST READING AS AMENDED.

Question: Shall this Ordinance be FINALLY PASSED?

25. 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; providing for further hearings and an expiration date. (Building Inspection Department)

(Companion measure to File 990793.)

5/24/1999, AMENDED. 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."

5/24/1999, PASSED ON FIRST READING AS AMENDED.

Question: Shall this Ordinance be FINALLY PASSED?

26. 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; providing for further hearings and an expiration date. (Building Inspection Department)

(Companion measure to File 990795.)

5/24/1999, AMENDED. 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."

5/24/1999, PASSED ON FIRST READING AS AMENDED.

Question: Shall this Ordinance be FINALLY PASSED?

27. 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; providing for further hearings and an expiration date. (Building Inspection Department)

(Companion measure to File 990797.)

5/24/1999, AMENDED. 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."

5/24/1999, PASSED ON FIRST READING AS AMENDED.

Question: Shall this Ordinance be FINALLY PASSED?

NEW BUSINESS

Recommendations of the Finance and Labor Committee

Present: Supervisors Yee, Ammiano

28. 990857 [Recreation and Park Fees]

Ordinance amending Park Code by adding Sections 12.08 approving fees for parking at the Kezar parking lot in Golden Gate Park. (Mayor)

(Adds Section 12.08.)

Question: Shall this Ordinance be FINALLY PASSED?

29. 990803 [Kezar Parking Lot]

Supervisor Brown

Resolution authorizing and approving the management agreement by and between the City and County of San Francisco and U.S. Parking, Inc., for the "Kezar Parking Lot" located at Stanyan and Frederick Streets.

(Fiscal impact.)

Question: Shall this Resolution be ADOPTED?

30. 990870 [Appropriation, Public Utilities Commission]

Mayor

Ordinance appropriating \$606,006 from Water Fund Balance, \$236,968 from Hetch Hetchy Fund Balance and \$177,726 from Clean Water Fund Balance, (a total of \$1,020,700) to fund the establishment and implementation of Public Utilities Commission Year 2000 (Y2K) Embedded System Compliance Program for fiscal year 1998-1999.

(Fiscal impact.)

Question: Shall this Ordinance be FINALLY PASSED?

31. 990871 [Appropriation, Dept of Public Health-S.F. General Hospital]

Mayor

Ordinance appropriating \$19,187,662, Department of Public Health-San Francisco General Hospital, from the General Fund Reserve to offset the revenue shortfall in the current fiscal year 1998-1999.

(Fiscal impact.)

Question: Shall this Ordinance be FINALLY PASSED?

32. 990872 [Appropriation, Police Department]

Mayor

Ordinance appropriating \$879,000, Police Department, from the General Fund Reserve to provide additional funds for Workers' Compensation, installation of a "Bullet Trap" facility, and funds for the Peaceful Streets Program, for fiscal year 1998-1999.

(Fiscal impact.)

Question: Shall this Ordinance be FINALLY PASSED?

33. 990913 [Amendment to MOU, Local 261, Class 7501]

Ordinance implementing Amendment No. 2 to the 1997-2001 Memorandum of Understanding between the Laborers Local 261 and the City and County of San Francisco by adding a provision to establish the step increase schedule for Class 7501 employees as set forth in the Memorandum of Understanding Article 111.K, effective July 1, 1999. (Human Resources Department)

Question: Shall this Ordinance be FINALLY PASSED?

34. 990914 [Amendment to MOU, Local 216]

Ordinance implementing Amendment No. 1 to the 1998-2001 Memorandum of Understanding between the Teamsters Local 216 and the City and County of San Francisco to correct clerical omissions by: 1) adding a provision for a minimum period of time and rate of pay for certain overtime assignments; 2) incorporating rule changes by the City's Retirement Board regarding crediting of accrued sick leave for retirement purposes; and 3) adding language regarding contributions to the employee tuition reimbursement fund as set forth in the Memorandum of Understanding, effective July 1, 1999. (Human Resources Department)

Question: Shall this Ordinance be FINALLY PASSED?

35. 990915 [Amendment to MOU, Local 6, Class 7371]

Ordinance implementing Amendment No. 1 to the 1997-2001 Memorandum of Understanding between the International Brotherhood of Electrical Workers Local 6 and the City and County of San Francisco to establish salary schedules and salary step placement provisions for the newly created classification, Class 7371 Electrical Transit Mechanic, effective July 1, 1999. (Human Resources Department)

(Fiscal impact.)

Question: Shall this Ordinance be FINALLY PASSED?

36. 990934 [Appropriation, Dept. of Children, Youth and Families] Supervisors Ammiano, Bierman, Brown, Leno

Ordinance appropriating \$100,000, Department of Children, Youth and Families, from the General Fund Reserve to fund the New Conservatory Theatre Center, providing arts and health education programs for San Francisco youth, for fiscal year 1998-1999.

Question: Shall this Ordinance be FINALLY PASSED?

37. 990936 [MOU Amendment, Police Officers Association]

Mayor, Supervisor Brown

Ordinance implementing Amendment No. 3 to the 1996-2001 Memorandum of Understanding between the San Francisco Police Officers' Association and the City and County of San Francisco to amend salary provisions for represented classes and to authorize action to rectify prior retirement status for former Airport Police Officers, effective July 1, 1999.

(Fiscal impact.)

Question: Shall this Ordinance be FINALLY PASSED?

38. 990077 [City Hall Cafe' Management Agreements]

Resolution authorizing and approving retroactively, a month to month management agreement between the City and County of San Francisco and Events Management Inc. dba McCall and Associates, for operation of a cafe' located in the North Light Court of City Hall. (Real Estate Department)

Question: Shall this Resolution be ADOPTED?

39. 990747 [Affinity Phone Card]

Supervisor Bierman

Resolution authorizing the City Administrator to enter into a Second Amendment to operating the Licensing Agreement for the San Francisco Affinity Phone Card Program.

Question: Shall this Resolution be ADOPTED?

40. 991012 [Taxable General Obligation Bonds]

Motion awarding Bonds and fixing definitive interest rates for \$20,000,000 General Obligation Bonds (Affordable Housing), Series 1999A. (Mayor)

(Fiscal impact.)

Question: Shall this Motion be ADOPTED?

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

Present: Supervisors Newsom, Leno, Becerril

41. 990335 [Garment Manufacturer's Tax Credit]

Supervisor Teng

Ordinance amending San Francisco Municipal Code, Part III, by amending Section 906D permitting garment manufacturers to claim 60 percent of the credit provided by this provision in the taxable year that creditable costs and expenses are incurred and 40 percent of the credit in the taxable year following such year, and providing a definition of the term "garment manufacturer".

Question: Shall this Ordinance be FINALLY PASSED?

42. 990336 [Garment Manufacturers' Tax Credit]

Supervisor Teng

Ordinance amending San Francisco Municipal Code, Part III, by amending Section 1005.8 permitting garment manufacturers to claim 60 percent of the credit provided by this provision in the taxable year that creditable costs and expenses are incurred and 40 percent of the credit in the taxable year following such year, and providing a definition of the term "garment manufacturer".

Question: Shall this Ordinance be FINALLY PASSED?

43. 990543 [Mid-Mission Zoning Map Amendment (Liquor Moratorium)]

Supervisors Katz, Brown

Ordinance amending the Zoning Map of the City and County of San Francisco for property generally bounded by Cesar Chavez Street, Mission Street, Randall Street, San Jose Avenue and Guerrero Street by changing the property use classifications to add Mission Alcoholic Beverage Special Use District; amending Planning Code Section 781.8 to change the boundaries of the Mission Alcoholic Beverage Special Use District to add property generally bounded by Cesar Chavez Street, Mission Street, Randall Street, San Jose Avenue and Guerrero Street; and making a determination of consistency with the priority policies of Planning Code Section 101.1.

(Amends Section 781.8.)

(Planning Commission Resolutions Nos. 14815 and 14816 adopted May 6, 1999 recommending approval; Certificate of Determination of Exemption dated 4/12/99.

Question: Shall this Ordinance be FINALLY PASSED?

44. 990731 [Liquor License Transfer, 1001 South Van Ness Avenue]

Resolution approving the request for the transfer of a Type 21 off-sale general alcoholic beverage control license for Dolores Padilla Reyes dba Mi Rancho Market from 3365 - 20th Street to 1001 South Van Ness Avenue, will serve the convenience of the people of the City and County of San Francisco in accordance with Section 23958.4 of the California Business and Professions Code.

Question: Shall this Resolution be ADOPTED?

45. 990768 [Liquor License 460 Haight Street]

Resolution opposing the request for the issuance of a Type 48 on-sale general public premises alcoholic beverage control license to John R. Didomenico in exchange for a Type 42 license for Nickie's Haight Street BBQ, LLC, located at 460 Haight Street, will not serve the public convenience and necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code.

Question: Shall this Resolution be ADOPTED?

Supervisor Newsom excused from voting in committee.

46. 990864 [Liquor License Transfer, 1162 Folsom Street]

Resolution approving the transfer of a Type 20 off-sale general alcoholic beverage control license to Tristan Hoagland for The Gifted Basket from 860 Second Street, Suite 20, to 1162 Folsom Street, will serve the convenience of the people of the City and County of San Francisco in accordance with Section 23958.4 of the California Business and Professions Code; with a condition.

Condition: That the sale of beer and/or wine be in conjunction with the sale of gift baskets.

Question: Shall this Resolution be ADOPTED?

Recommendations of the Transportation and Land Use Committee

Present: Supervisors Katz, Yaki, Yee

47. 990932 [Hold Harmless Agreement]

Ordinance amending Administrative Code by amending Section 1.41 to include authorization for the Department of Public Works to enter into hold harmless agreement with State and Federal agencies for receipt of transportation grant funds. (Parking and Traffic Department)

(Companion measure to File 990931.)

Question: Shall this Ordinance be FINALLY PASSED?

48. 990641 [Grant, State Funds]

Supervisor Katz

Resolution authorizing the Director of Public Works and the Executive Director of the Department of Parking and Traffic to execute documents necessary to apply for, accept and expend \$506,895 of Transportation Development Act (TDA) Article 3 Funds for bicycle and pedestrian projects for FY 1999-2000.

4/12/1999, SEVERED FROM CONSENT AGENDA. Supervisor Katz requested this item be severed for

the purpose of referring it to committee.

4/12/1999, REFERRED to Transportation and Land Use Committee.

Question: Shall this Resolution be ADOPTED?

49. 990911 [Grant - State]

Resolution authorizing the Department of Parking and Traffic to retroactively apply for, accept and expend a grant in the amount of \$79,632 from the fiscal year 1997-1998 State Bicycle Lane Account for construction and operation of an attended bicycle parking facility at a San Francisco BART transit station and waiving indirect costs. (Parking and Traffic Department)

Question: Shall this Resolution be ADOPTED?

50. 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.

51. 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.

APPROVAL OF REQUESTS TO THE LEGISLATIVE ANALYST

These items may be introduced by any Supervisor seeking analysis from the Office of the Legislative Analyst on introduced legislation and for the purpose of providing assistance to Board of Supervisors' task forces and advisory committees. Requests to the Legislative Analyst shall require the affirmative vote of a majority of the members of the Board.

52. 991056 [Legislative Analyst Request]

Supervisor Leno

Request to provide analysis, in coordination with the Budget Analyst's Office for all Charter Amendments. (File Nos. 990600, 990984, 990985, 990986, 990987, 990989, and 990990.)

53. 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.)

CLOSED SESSION

Conference with City Attorney - Litigation

[Convene in Closed Session]

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

54. 991058 [Potential Litigation]

Potential litigation as plaintiff regarding existing litigation in the case of Air Transport Assn. v. CCSF, USDC No. C97-1763 CW., as permitted by Government Code Section 54956.9(a) and Administrative Code Section 67.11(b). (City Attorney)

Question: Shall this Motion be ADOPTED?

55. 991071 [Potential Litigation]

Potential litigation as plaintiff regarding existing litigation in the case of S.D. Meyers, Inc. v. CCSF, et al. CCSF, United States District Court No. C97-4463 WHO, as permitted by Government Code Section 54956.9(a) and Administrative Code Section 67.11(b). (City Attorney)

Question: Shall this Motion be ADOPTED?

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

[Elect Not to Disclose]

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

[Elect To Disclose]

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

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures are introduced for adoption without committee reference. A unanimous vote is required for adoption of a resolution today. Any Supervisor may require any resolution to go to committee.

Items 56 through 68

56. 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.

5/24/1999, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

57. 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 five weeks after the date that the final economic analysis of the costs and benefits of a Living Wage Ordinance is presented to the Task Force, to allow time for consideration of the study's results; providing for extension of another five weeks.
- 5/24/1999, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?
58. 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.
- 5/24/1999, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?
59. 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.
- 5/24/1999, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?
60. 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.
- 5/24/1999, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?
61. 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.
- 5/24/1999, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?
62. 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.

5/24/1999, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

63. 991041 [Support AB 1276] Supervisors Newsom, Katz

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

5/24/1999, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

64. 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.

5/24/1999, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

65. 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."

5/24/1999, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

66. 991045 [Neighborhood Action Guide] Supervisors Yee, Katz, Newsom

Resolution urging Planning and Building Departments to develop Neighborhood Action Guides.

5/24/1999, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

67. 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.

5/24/1999, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

68. 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.

5/24/1999, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be ADOPTED?

Severed From For Adoption Without Committee Reference Agenda

Questions on the For Adoption Without Committee Reference Agenda: _____

69. IMPERATIVE AGENDA

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

[Serious Injury Finding]

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

[Purely Commendatory Finding]

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

[Brown Act Finding]

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

[Imperative Resolutions, if any]

OFF-CALENDAR LEGISLATION

PROPOSED ORDINANCES

PROPOSED RESOLUTIONS

Proposed resolutions received from May 20 through noon on May 26, for reference by President to appropriate committee on June 1, 1999.

991022 [MUNI Service, Line 56-Rutland]

Resolution approving abandonment of a portion of the service on Line 56-Rutland; establishment of substitute service to Visitacion Valley Middle School. (Public Transportation Commission)

5/21/1999, SCHEDULED FOR PUBLIC HEARING. Scheduled for public hearing before Board on June 14, 1999, at 3:00 p.m.

991023 [MUNI Service, Line 56-Rutland]

Resolution disapproving abandonment of a portion of the service on Line 56-Rutland; establishment of substitute service to Visitacion Valley Middle School. (Public Transportation Commission)

5/21/1999, SCHEDULED FOR PUBLIC HEARING. Scheduled for public hearing before Board on June 14, 1999, at 3:00 p.m.

991025 [Contract Modification - Municipal Railway]

Resolution authorizing the Purchaser and the Public Transportation Department to enter into Contract Modification No. 10 with Breda Costruzioni Ferroviarie S.p.A. to exercise an option to purchase 15 Light Rail Vehicles in the amount of \$39,459,480, for a total contract amount not to exceed \$398,006,879. (Public Transportation Commission)

5/21/1999, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.

991026 [Settlement of Claim, Victoria Mason]

Resolution approving the settlement of the unlitigated claim of Victoria Mason by payment of \$50,000. (City Attorney)

(Claim No. 99-01405.)

5/20/1999, RECEIVED AND ASSIGNED to Audit and Government Efficiency Committee.

991059 [Grant - State]

Resolution authorizing, retroactively, the District Attorney of the City and County of San Francisco to accept and expend funds made available through the Office of Criminal Justice Planning for a project entitled "Violence Against Women Vertical Prosecution - Elder Abuse" and waiving indirect costs due to funding constraints. (District Attorney)

5/24/1999, RECEIVED AND ASSIGNED to Housing and Social Policy Committee.

991062 [Prop J Contract, Jail Food Services]

Resolution approving retroactively the Controller's certification that County Jail food service management operations for the City and County of San Francisco can practically be performed by private contractor at a lower cost for the year commencing July 1, 1999, than if work were performed by City and County

employees. (Sheriff)

5/26/1999, RECEIVED AND ASSIGNED to Finance and Labor Committee.

991063 [Prop J Contract, Pretrial Program]

Resolution approving retroactively the Controller's certification that the Pretrial Diversion Program for the City and County of San Francisco can practically be performed by private contractor at a lower cost for the year commencing July 1, 1999, than if work were performed by City and County employees. (Sheriff)

5/26/1999, RECEIVED AND ASSIGNED to Finance and Labor Committee.

991066 [Petitions and Communications]

Petitions and communications received from May 20 through noon on May 26, for reference by the President to the Committee considering related matters or to be ordered filed by the Clerk on June 1, 1999.

991064 [Prop J Contract, Own Recognizance Project]

Resolution approving retroactively the Controller's certification that the San Francisco Own Recognizance Project for the City and County of San Francisco can practically be performed by private contractor at a lower cost for the year commencing July 1, 1999, than if work were performed by City and County employees. (Sheriff)

5/26/1999, RECEIVED AND ASSIGNED to Finance and Labor Committee.

ADJOURNMENT

Meeting Procedures

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

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

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

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

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

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

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

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

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

Disability access

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

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

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

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

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

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

Know Your Rights Under the Sunshine Ordinance

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

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

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