

BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

City Hall, 401 Van Ness Ave.
San Francisco, Ca. 94102-4532

MEETING MINUTES

DOCUMENTS DEPT.

Tuesday, June 1, 1999 2:00 PM

AUG 03 1999

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

SAN FRANCISCO
PUBLIC LIBRARY

Regular Meeting

TOM AMMIANO, PRESIDENT

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

Gloria L. Young, Clerk of the Board

BOARD COMMITTEES

Committee Membership

Meeting Days

Audit and Government Efficiency Committee

1st Tuesday
1:00 PM

Supervisors Kaufman, Newsom, Katz

Finance and Labor Committee

Wednesday
10:00 AM

Supervisors Yee, Bierman, Ammiano

Housing and Social Policy Committee

1st and 3rd Tuesday
10:00 AM

Supervisors Teng, Bierman, Becerril

Parks and Recreation Committee

2nd Tuesday
1:00 PM

Supervisors Brown, Newsom, Leno

Public Health and Environment Committee

2nd & 4th Thursday
1:00 PM

Supervisors Bierman, Brown, Yaki

Public Utilities and Deregulation Committee

3rd Tuesday
1:00 PM

Supervisors Ammiano, Yee, Becerril

Rules Committee

2nd & 4th Thursday
10:00 AM

Supervisors Leno, Teng, Kaufman

Small Business, Economic Vitality and Consumer Services Committee

1st and 3rd Thursday
10:00 AM

Supervisors Newsom, Leno, Becerril

Transportation and Land Use Committee

2nd and 4th Tuesday
10:00 AM

Supervisors Katz, Yaki, Yee

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

Members Present: Tom Ammiano, Alicia Becerril, Sue Bierman, Amos Brown, Leslie Katz, Barbara Kaufman, Mark Leno, Gavin Newsom, Mabel Teng, Michael Yaki, Leland Y. Yee.

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 2:03 p.m. On call of the roll, the following Supervisor was noted absent:

Supervisor Katz - 1.

Quorum present.

Supervisor Katz was noted present at 2:04 p.m.

SPECIAL ORDER 2:00 P.M.

991065 [Budget, 1999-2000]

Presentation by the Mayor on the 1999-2000 Budget.

Mayor Willie L. Brown, Jr. appeared and submitted his fourth budget to the Board of Supervisors, with its companion ordinances (see Files 991052, 991086). All items were referred to the Finance and Labor Committee.

CONSENT AGENDA

Recommendations of the Transportation and Land Use Committee

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.

Resolution No. 526-99

ADOPTED

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 (Department of Parking and Traffic)

Resolution No. 522-99

ADOPTED

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). (Department of Public Works)

Resolution No. 528-99

ADOPTED

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".

Resolution No. 529-99

ADOPTED

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) (Department of Parking and Traffic)

Resolution No. 530-99

ADOPTED

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) (Department of Parking and Traffic)

Resolution No. 531-99

ADOPTED

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 (Department of Parking and Traffic)

Resolution No. 532-99

ADOPTED

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)

Resolution No. 533-99

ADOPTED

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. (Department of Parking and Traffic)

Resolution No. 535-99

ADOPTED

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. (Department of Parking and Traffic)

(Companion measure to File 990932.)

Resolution No. 536-99

ADOPTED

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.)

Resolution No. 537-99

ADOPTED

The foregoing items were acted upon by the following vote:

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

REGULAR AGENDA**UNFINISHED BUSINESS****From the Clerk****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.)

Ordinance No. 163-99

FINALLY PASSED by the following vote:

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

Recommendations of the Audit and Government Efficiency Committee**990743 [Procurement Reform]
Supervisors Kaufman, Brown**

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

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

Ordinance No. 156-99

FINALLY PASSED by the following vote:

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

Recommendations of the Finance and Labor Committee**990761 [Hazardous Materials and Hazard Waste Fee Amendment]**

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

Ordinance No. 158-99

FINALLY PASSED by the following vote:

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

990785 [Appropriation, Airport Commission]

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

(Fiscal impact.)

Ordinance No. 159-99

FINALLY PASSED by the following vote:

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

990798 [Building Inspection Commission Appeals]

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

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

Ordinance No. 160-99

FINALLY PASSED by the following vote:

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

990917 [Appropriation, Airport]

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

(Fiscal impact.)

Ordinance No. 161-99

FINALLY PASSED by the following vote:

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

990918 [Water Rates]

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

Ordinance No. 162-99

FINALLY PASSED by the following vote:

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

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.)

Ordinance No. 164-99

FINALLY PASSED by the following vote:

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

Recommendations of the Housing and Social Policy Committee**990409 [Laser Pointers]
Supervisors Yaki, Brown**

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

(Adds Article 48, Sections 4800 thru 4808.)

Ordinance No. 157-99

FINALLY PASSED by the following vote:

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

990716 [Fire Code]

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

(Companion measure to File 990715.)

Ordinance No. 141-99

FINALLY PASSED by the following vote:

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

990788 [Building Code]

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

(Companion measure to File 990789.)

Supervisor Teng moved clerical correction on page one, line 15, to correct "103.3.2" to "103.3" and correct "page 11" to "page 10"; on page one, line 16, correct "103.3.2" to read "103.3".

(This clerical correction to the 1998 San Francisco Building Code effecting the definition of "Demolition" on page 68 shall be deleted; and the entirety of Section 103.3 on pages 10 through 12 shall be deleted and replaced with the entirety of Section 103.3 as contained in the 1995 San Francisco Building Code.)

Ordinance No. 142-99

Supervisor Teng, seconded by Supervisor Newsom, moved that this Ordinance be **CLERICAL CORRECTION**.

The motion carried by the following vote:

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

FINALLY PASSED by the following vote:

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

NOTE : June 8, 1999 - An errata was prepared to File 990788, Ordinance 142-99 to correct Supervisor Teng's motion to amend as follows: beginning with page 1, lines 11 through 17, "as the "1998 San Francisco Building Code" with the following modifications: The definition of "Demolition" on page 68 shall be deleted; and the entirety of Section 103.3 on pages 10 through 12 shall be deleted and replaced with the entirety of Section 103.3 as contained in the 1995 San Francisco Building Code, is hereby adopted as the Building Code of the City and County of San Francisco and shall be codified as Part II of the Municipal Code."

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.
(Department of Building Inspection)

(Companion measure to File 990791.)

Ordinance No. 143-99

FINALLY PASSED by the following vote:

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

990792 [Housing Code]

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

(Companion measure to File 990793.)

Ordinance No. 144-99

FINALLY PASSED by the following vote:

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

990794 [Mechanical Code]

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

(Companion measure to File 990795.)

Ordinance No. 145-99

FINALLY PASSED by the following vote:

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

990796 [Plumbing Code]

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

(Companion measure to File 990797.)

Ordinance No. 146-99

FINALLY PASSED by the following vote:

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

NEW BUSINESS

Recommendations of the Finance and Labor Committee

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.)

Supervisor Brown requested this matter be re-referred to Committee.

Supervisor Brown, seconded by Supervisor Yaki, moved that this Ordinance be **RE-REFERRED** to the Finance and Labor Committee. The motion carried by the following vote:

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

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.)

Supervisor Brown requested this matter be re-referred to Committee.

Supervisor Brown, seconded by Supervisor Yaki, moved that this Resolution be **RE-REFERRED** to the Finance and Labor Committee. The motion carried by the following vote:

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

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.)

PASSED, ON FIRST READING by the following vote:

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

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.)

PASSED, ON FIRST READING by the following vote:

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

Appointment of President Pro Tempore

At the request of the President, Supervisor Kaufman assumed the Chair so the President could participate in the debate from the floor concerning the following item.

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.)

PASSED, ON FIRST READING by the following vote:

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

The President resumed the Chair.

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. (Department of Human Resources)

PASSED, ON FIRST READING by the following vote:

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

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. (Department of Human Resources)

PASSED, ON FIRST READING by the following vote:

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

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. (Department of Human Resources)

(Fiscal impact.)

PASSED, ON FIRST READING by the following vote:

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

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.

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

PASSED ON FIRST READING by the following vote:

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

Noes: 1 - Kaufman

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.)

Supervisor Brown requested to be added as co-sponsor.

PASSED, ON FIRST READING by the following vote:

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

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)

Resolution No. 520-99

ADOPTED by the following vote:

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

**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.

Resolution No. 524-99

ADOPTED by the following vote:

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

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.)

Motion No. M99-57

APPROVED by the following vote:

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

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

PASSED, ON FIRST READING by the following vote:

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

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".

PASSED, ON FIRST READING by the following vote:

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

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.

Supervisor Brown requested to be added as co-sponsor.

PASSED, ON FIRST READING by the following vote:

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

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.

Resolution No. 523-99

ADOPTED by the following vote:

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

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.

Resolution No. 525-99

ADOPTED by the following vote:

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

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.

Resolution No. 527-99

Supervisor Leno, seconded by Supervisor Yaki, moved to excuse Supervisor Newsom from voting on this item. The motion carried by the following vote:

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

ADOPTED by the following vote:

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

Recommendations of the Transportation and Land Use Committee**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. (Department of Parking and Traffic)

(Companion measure to File 990931.)

PASSED, ON FIRST READING by the following vote:

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

**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.

Resolution No. 521-99

ADOPTED by the following vote:

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

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. (Department of Parking and Traffic)

Supervisor Yaki moved to amend page two, line 12, after "station" by inserting "located on BART property".

Resolution No. 534-99

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

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

ADOPTED AS AMENDED by the following vote:

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

PUBLIC COMMENT

Speaking in support of the living wage ordinance: Richard Ow; Louis Vitale, female speaker, female speaker, Kent Gordon; female speaker; Ainee Patten; Chris Romero; Al Rosen; male speaker; Genane Mills, male speaker; Steve; Mary Lovett, male speaker, Anthony Locavara; Mark Oreberg; Walter Johnson; Joe Brenner; Yolanda; Barry Herbeson; Mark Norton; Diane; Euna; female speaker.

Speaking in support to defer action on living wage ordinance until study is submitted to the Board of Supervisors: M. Johnson; Rolf Mueller; Tom Creedon; Kathleen Harrington; Gary Smith; Helen Hobbs; Male speaker; Scott Hurge; Patricia Breslin; Mark Mosser; male speaker; Alice Hohas; Linda Mjelle; Joe; Miles Sorrate; Kevin Cronin, Ryan; Tim Spindell, Darlene Mar, Donna Clemens, Colleen, Harold Hoogasian, Kevin Westley.

*Eula Walters, support transfer of Ferry Park to Recreation and Park Department;
Daniel Pieste, Rescue Muni;
Outdoor resident, police harrasment;
Todd Swindell, HIV testing;
Gilbert F. Criswell, candidate for Supervisor, District 6;
Gary Jenkins, North of Market Coalition funding audit;*

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.

**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.)

ADOPTED by the following vote:

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

**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.)

ADOPTED by the following vote:

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

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:

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)

Request withdrawn.

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)

Request withdrawn.

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.

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.

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

Resolution No. 538-99

ADOPTED

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.

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

Resolution No. 539-99

ADOPTED

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.

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

Resolution No. 540-99

ADOPTED

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.

Supervisor Katz requested to be added as co-sponsor.

Resolution No. 541-99

ADOPTED

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.

Supervisor Katz requested to be added as co-sponsor.

Resolution No. 542-99

ADOPTED

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.

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

Resolution No. 543-99

ADOPTED

991041 [Support AB 1276]
Supervisors Newsom, Katz

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

Supervisor Katz requested to be added as co-sponsor.

Resolution No. 544-99

ADOPTED

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.

Supervisor Katz requested to be added as co-sponsor.

Resolution No. 545-99

ADOPTED

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."

Supervisor Katz requested to be added as co-sponsor.

Resolution No. 546-99

ADOPTED

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

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

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

Resolution No. 547-99

ADOPTED

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.

Supervisor Katz requested to be added as co-sponsor.

Resolution No. 548-99

ADOPTED

The foregoing items were acted upon by the following vote:

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

Absent: 1 - Bierman

Appointment of President Pro Tempore

At the request of the President, Supervisor Yaki assumed the Chair so the President could participate in the debate from the floor concerning the following item.

Severed From For Adoption Without Committee Reference Agenda

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

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

Supervisor Ammiano requested this item be severed so it could be considered separately.

SEVERED FROM FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA.

President Ammiano, seconded by Supervisor Becerril, moved to excuse Supervisor Leno from voting on all matters relating to living wages, on advice of the City Attorney. The motion carried by the following vote:

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

Supervisor Kaufman requested this matter be referred to Committee.

Supervisor Newsom requested to be added as co-sponsor.

REFERRED to the Finance and Labor Committee.

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.

Supervisor Teng requested this item be severed so it could be considered separately.

Motion No. M99-58

SEVERED FROM FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA.

Supervisor Ammiano, seconded by Supervisor Yee, moved to amend to "urge the Department of Administrative Services to coordinate such additional assistance from City departments which may be required to allow San Francisco State to complete the study by July 15, 1999.

Supervisor Katz moved a substitute amendment to move the above stated language but change the date from July 15 to August 24, 1999.

Supervisor Katz, seconded by President Ammiano, moved that this Motion be AMENDED. The motion FAILED by the following vote:

Ayes: 3 - Ammiano, Katz, Yee
Noes: 6 - Becerril, Brown, Kaufman, Newsom, Teng, Yaki
Absent: 1 - Bierman
Excused: 1 - Leno

The roll was then called on the main motion.

APPROVED by the following vote:

Ayes: 7 - Becerril, Brown, Katz, Kaufman, Newsom, Teng, Yaki
Noes: 2 - Ammiano, Yee
Absent: 1 - Bierman
Excused: 1 - Leno

The President resumed the Chair.

IMPERATIVE AGENDA

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

[Purely Commendatory Finding]

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

Supervisor Yaki, seconded by Supervisor Becerril, moved ADOPTION of the commendatory finding. The motion carried by the following vote:

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

[Brown Act Finding]

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

Supervisor Yaki, seconded by Supervisor Becerril, moved ADOPTION of the Brown Act finding. The motion carried by the following vote:

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

Imperative Resolution

991091 [Commendation]
Supervisors Kaufman, Teng, Leno

Resolution recognizing Gwen Kaplan for her work as the President of the San Francisco Small Business Network from 1997 to 1999 and commending her for her service to the City and County of San Francisco.

Resolution No. 549-99

ADOPTED by the following vote:

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

OFF-CALENDAR LEGISLATION**Introduced by Supervisors or Mayor****Ordinances**

991052 [Annual Appropriation Ordinance FY 1999-2000]
Mayor

Annual Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures for the City and County of San Francisco for fiscal year ending June 30, 2000. (Controller)

(Fiscal impact; Companion measure to Files)

6/1/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.

**991086 [Annual Salary Ordinance, FY 1999-2000]
Mayor**

Annual Salary Ordinance enumerating positions in the annual budget and appropriation ordinance for the fiscal year ending June 30, 2000, continuing, creating or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the annual appropriation ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefor.

(Fiscal impact; Companion measure to Files 991065, 991052.)
6/1/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.

**991087 [Interim Annual Appropriation Ordinance, Fiscal Year 1999-2000]
Mayor**

Interim Annual Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures for the City and County of San Francisco for fiscal year ending June 30, 2000.

(Fiscal impact; Companion measure to File 991088.)
6/1/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.

**991088 [Interim Annual Salary Ordinance, 1999-2000]
Mayor**

Interim Annual Salary Ordinance enumerating positions in the annual budget and appropriation ordinance for the fiscal year ending June 30, 2000.

(Fiscal impact; Companion measure to File 991087.)
6/1/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.

**991107 [Earned Income Credit Forms]
Supervisors Leno, Newsom**

Ordinance amending Administrative Code by adding Chapter 120, Sections 120.1 through 120.4, to provide that City contractors and subcontractors furnish to eligible employees certain federal forms necessary to claim the earned income credit.

(Adds Chapter 120, Sections 120.1 through 120.4.)
6/1/99, ASSIGNED UNDER 30 DAY RULE to Small Business, Economic Vitality and Consumer Services Committee, expires on 7/1/1999.

**991108 [Regulation of Firearms Dealers]
Supervisor Yaki**

Ordinance amending Police Code by amending Sections 613.1, 613.2 and 613.10 and adding Section 613.2A to require an applicant for a license to sell firearms to provide the Police Department with copies of certificates of eligibility to possess firearms for all persons who will have access to firearms on the dealer's premises and to restrict the employment by firearms dealers of persons who lack such certification.

(Amends Sections 613.1, 613.2, 613.10 and adds Section 613.2A.)

6/1/99, CLERICAL CORRECTION. Correct typo in title, line 6: possess.

6/1/99, ASSIGNED UNDER 30 DAY RULE to Housing and Social Policy Committee, expires on 7/1/1999.

**991109 [Massage Establishments and Massage Services]
Supervisors Ammiano, Yee, Leno**

Ordinance amending Police Code by repealing Article 27, Section 2700 to 2737, inclusive, authorizing the Chief of Police to regulate massage establishments and massage services; and amending Health Code by adding Article 28, Sections 1800 to 1828, inclusive, authorizing the Director of Public Health to regulate massage establishments and massage services, setting new criteria for the issuance and revocation of massage permits, changing certain operating requirements of massage establishments, setting new penalties for violation of massage provisions, and continuing an application fee, an identification card fee and a permit fee.

(Repeals Police Code, Article 27, Section 2700 to 2737; Adds Health Code, Article 28, Sections 1800 to 1828.)

6/1/99, ASSIGNED UNDER 30 DAY RULE to Housing and Social Policy Committee, expires on 7/1/1999.

Resolutions

**991110 [Gold Rush Trail]
Supervisor Ammiano**

Resolution designating 3.5 miles of public rights of way in six districts known as Yerba Buena, Commercial, Embarcadero, Financial, Jackson Portsmouth Square and North Beach for installation of an environmental gold line and 49 display cases, handicapped accessible, pursuant to Public Works Code Section 789.2(A), in order to identify points of interest along a historical route in Downtown San Francisco.

6/1/99, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.

**991111 [Tobacco Settlement Funds]
Supervisors Yee, Ammiano, Bierman**

Resolution supporting funding for tobacco education, prevention and control services and urging that \$1 million per year of tobacco settlement funds be dedicated to tobacco education, prevention and control efforts.

6/1/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.

**991081 [Appointment]
Supervisor Ammiano**

Resolution appointing Supervisor Michael Yaki as member of the Association of Bay Area Governments Executive Board.

6/1/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**991082 [Appointment]
Supervisor Ammiano**

Resolution appointing Supervisor Alicia Becerril as member of the Association of Bay Area Governments Executive Board.

6/1/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**991083 [Appointment]
Supervisor Ammiano**

Resolution appointing Supervisor Mark Leno as member of the Association of Bay Area Governments Executive Board.

6/1/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**991084 [Appointment]
Supervisor Ammiano**

Resolution appointing Supervisor Amos Brown as member of the Association of Bay Area Governments Executive Board.

6/1/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**991089 [State Legislation, AB 1055, Playground Safety/Recycling]
Supervisors Brown, Bierman, Katz**

Resolution urging the California Assembly to support Assembly Bill 1055, the Playground Safety and Recycling Act of 1999.

6/1/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 991096 [H.CON.RES.124]
Supervisors Teng, Ammiano, Bierman, Brown, Leno, Yaki, Katz

Resolution supporting H.CON.RES.124 sponsored by Congressman David Wu and Congressman Tom Campbell expressing the sense of the Congress relating to recent allegations of espionage and illegal campaign financing that have brought into question the loyalty and probity of Americans of Asian ancestry and urging that United States Attorney General, the Secretary of Energy, and the Commissioner of the Equal Employment Opportunity Commission, within their respective jurisdictions to vigorously investigate all allegations of discrimination in public or private workplaces, and respectfully requests the Clerk of the Board to transmit a copy of this resolution to Congressman Pelosi, Congressman Lantos, Senator Boxer, Senator Feinstein, Governor Davis, State Senator Burton, State Senator Speier, Assemblywoman Migden, Assemblyman Shelley, the Association of Bay Area Governments, and the City and County of San Francisco Lobbyists in the District of Columbia and Sacramento.

6/1/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 991097 [Commendation]
Supervisors Teng, Becerril, Kaufman

Resolution commending Charity Cultural Services Center on the occasion of their 16th Anniversary and declaring May 28, 1999 as "Charity Cultural Services Day" in San Francisco.

6/1/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 991098 [H.R. 1658, Forfeiture Reform]
Supervisor Newsom

Resolution supporting H.R. 1658, which will establish general rules relating to civil forfeiture proceedings.

6/1/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 991100 [Commendation]
Supervisors Brown, Bierman, Katz

Resolution commending Fannie Mae for its \$16 billion housing investment plan for the Bay Area.

6/1/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

991101 [Health Service Trust Fund Audit]
Supervisor Yee

Resolution urging the Health Service System to retain Harvey Rose to perform a performance and financial audit of the Health Service Trust Fund.

6/1/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

991103 [Charles E. Vaughn Sr.]
Supervisor Yee

Resolution urging Mayor Jerry Smith of Seaside, Monterey County Supervisor Edith Johnson, U.S. Congressman Sam Farr, and the U.S. Department of Justice to conduct an active investigation into the death of Charles E. Vaughn, Sr. and to develop and implement laws and regulations regarding dealing and interacting with the people who are mentally ill.

6/1/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

991104 [Potrero Power Plant Citizens Advisory Task Force]
Supervisor Yee

Resolution amending Resolution 362-99, relating to the establishment of the Potrero Power Plant Citizens Advisory Task Force, specifying appointment process for task force membership and correcting a clerical error.

6/1/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

991105 [Commendation]
Supervisors Leno, Bierman

Resolution commending Trevor Hailey.

6/1/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

991106 [Commendation]
Supervisors Leno, Bierman, Katz

Resolution commending the Isaiah Project for promoting better understanding between the African-American and Jewish communities in the Bay Area.

6/1/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**991112 [State Legislation, AB 222, The Dignity for All Students Act]
Supervisors Becerril, Bierman, Katz**

Resolution reaffirming the Board of Supervisors strong support for AB 222 and urging the California State Legislature and Governor Davis to approve AB 222, The Dignity For All Students Act and condemning the recent advertising campaign against AB 222.

6/1/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

**991080 [Transbay Terminal Improvement Plan Report]
Supervisor Katz**

Hearing to receive and consider an update on the MTC/Bay Area Toll Authority Transbay Panel's progress in developing a Transbay Terminal Improvement Plan and to consider other issues pertaining to the Transbay Terminal site.

6/1/99, RECEIVED AND ASSIGNED to Transportation and Land Use Committee. With request it be considered at the Transportation and Land Use Committee meeting of June 8, 1999.

**991090 [Professional Dog Walkers]
Supervisor Brown**

Hearing on the impact professional dog walkers have on the City's parks.

6/1/99, RECEIVED AND ASSIGNED to Parks and Recreation Committee.

**991102 [City Services to Pacific Bell Park]
Supervisor Yee**

Hearing to discuss the cost and types of services the City's plans to provide to mitigate the traffic impacts Pac Bell Park games and events will have on the Potrero, South Beach and South of Market Area neighborhood.

6/1/99, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.

**991113 [Transportation Projects Planning and Mitigation]
Supervisor Katz**

Hearing to consider report on planning and mitigation efforts pertaining to the Bay Bridge West Span project, the Bayshore Freeway retro and other transportation projects from the California Department of Transportation (Caltrans), the Department of Parking and Traffic, Department of Public Works and other agencies as necessary.

6/1/99, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.

**991114 [Y2K Needs Assessment]
Supervisor Yaki**

Hearing to consider a basic needs assessment for the residents of the City and County of San Francisco for Y2K; specifically water, electricity, gas, supermarket supplies and bank readiness, among others.
6/1/99, RECEIVED AND ASSIGNED to Public Health and Environment Committee.

**991115 [Public Transportation System]
Supervisor Ammiano**

Hearing to assess the efficiency of electric MUNI trolleys and the financial crisis of Electric Transit Incorporated.
6/1/99, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.

**991116 [Tobacco Settlement Fund Allocation]
Supervisor Newsom**

Hearing to consider the most appropriate way to allocate the Attorney General tobacco settlement money.
6/1/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.

Motions

**990564 [Board Off Site Meeting, August 23, 1999]
Supervisor Ammiano**

Motion changing the date of the off site Board of Supervisors meeting at Balboa High School located at 1000 Cayuga Street at 6:00 p.m. from May 24, 1999 to August 23, 1999.
3/22/99, RECEIVED AND ASSIGNED to Rules Committee.
6/1/99, SUBSTITUTED. Substitute bearing new title.
6/1/99, RECEIVED AND ASSIGNED to Rules Committee.

**991099 [Joint Off-Site Parks Meeting]
Supervisors Newsom, Leno, Brown, Bierman**

Motion that the San Francisco Board of Supervisors' Parks and Recreation Committee hold a special joint off-site meeting with the Recreation and Park Commission's Plans and Programs Committee at the Marina Middle School on June 22, 1999.
6/1/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**991117 [Board Off Site Meeting, December 6, 1999]
Supervisor Teng**

Motion moving to have the December 6, 1999 meeting of the Board of Supervisors convened at West Portal Elementary School located at 5 Lenox Way in the West Portal/Sunset neighborhood of San Francisco at 6:00 p.m.

6/1/99, RECEIVED AND ASSIGNED to Rules Committee.

**991119 [Board of Supervisors Off Site Meeting]
Supervisor Yee**

Motion moving to have Monday, February 28, 2000 meeting of the Board of Supervisors held at A. P. Giannini Middle School, 3151 Ortega Avenue, Multi-purpose Room in the Sunset neighborhood of San Francisco at 6:00 p.m.

6/1/99, RECEIVED AND ASSIGNED to Rules Committee.

**991120 [Legislative Analyst Request]
Supervisors Newsom, Leno**

Motion directing the Board of Supervisors Legislative Analyst to prepare a report on the City's civil judgments and settlements experience.

6/1/99, RECEIVED AND ASSIGNED to Board of Supervisors. Include in Board agenda June 7, 1999.

**991121 [Budget Analyst Request]
Supervisor Newsom**

Motion directing the Board of Supervisors Budget Analyst to prepare a report on the City's civil judgments and settlements experience.

6/1/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**991122 [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.

6/1/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Introduced by the President at the Request of Departments**PROPOSED RESOLUTIONS****991022 [MUNI Service, Line 56-Rutland]**

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

5/21/99, 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. (Public Transportation Commission)

5/21/99, 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)

5/21/99, 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.)

5/20/99, RECEIVED AND ASSIGNED to Audit and Government Efficiency Committee.

991059 [Grant - State]

Resolution authorizing 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)

5/24/99, 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)

5/26/99, 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)

5/26/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.

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)

5/26/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.

Requests Granted

By Supervisor Brown, that letter be sent to the City Attorney requesting legislation be prepared which would ensure that professional dog walkers are appropriately regulated and that the well being of the City's parks are protected against undue abuse by members of that profession. File 991090.

By Supervisor Newsom, that letter be sent to the Police Chief inquiring whether it is true that police officers are forcing restaurants with outdoor dining permits to close by midnight and what procedures are being followed and the law they rely upon in clearing these tables?

By Supervisor Teng, that letters be sent to the City Attorney and the Human Rights Commission to determine if the City's First Source Policy has been observed by the Health Service System in the selection of an acupuncture provider for employees using the City Health Plan.

By Supervisor Becerril, that letter be sent to the City Attorney, in consultation with the Clerk of the Board and the Legislative Analyst, to draft standards and procedures for gathering and distributing materials to members of the Board of Supervisors prior to any committee conducting a hearing.

By Supervisor Becerril, that letter of inquiry be sent to the Tax Collector requesting the following information: what is the delinquency rate on collection of business taxes; what is the dollar value of delinquent taxes; how does the Tax Collector go about collecting delinquent taxes? (please be specific); how much of delinquent taxes are ultimately being collected under the current enforcement process (percentage or dollar value); what penalties and interest are assessed on delinquent taxes; what are the businesses that currently owe taxes to the City of San Francisco.

By Supervisor Ammiano, that letter be sent to the General Manager, Municipal Railway, notifying him of hearing to consider the efficiency of electric MUNI trolleys and the financial crisis of Electric Transit Incorporated. File 991115.

In Memoriams

Alice Adams (By the entire Board)
Mary C. Illig (Supervisor Teng)
James Broughton (Supervisor Leno)
Myron Crandall (Supervisor Leno)

ADJOURNMENT

There being no further business, the Board at the hour of 5:55 p.m. adjourned.

Gloria L. Young, Clerk

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on July 19, 1999.

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

Gloria L. Young
Clerk of the Board