

# BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

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

## MEETING MINUTES

Monday, January 10, 2000 2:00 PM

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

Regular Meeting

**TOM AMMIANO, PRESIDENT**

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

*Gloria L. Young, Clerk of the Board*

### BOARD COMMITTEES

#### Committee Membership

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

Supervisors Kaufman, Newsom, Katz

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

Supervisors Yee, Bierman, Ammiano

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

Supervisors Teng, Bierman, Becerril

##### **Joint School Board/Board of Supervisors Committee**

Supervisors Owens, Chong, Ammiano, Yee

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

Supervisors Brown, Newsom, Leno

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

Supervisors Bierman, Brown, Yaki

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

Supervisors Ammiano, Yee, Becerril

##### **Rules Committee**

Supervisors Leno, Teng, Kaufman

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

Supervisors Newsom, Leno, Becerril

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

Supervisors Katz, Yaki, Yee

#### Meeting Days

1st Tuesday  
1:00 PM

Wednesday  
10:00 AM

1st and 3rd Tuesday  
10:00 AM

Quarterly, 4th Wednesday  
3:00 PM

2nd Tuesday  
1:00 PM

2nd & 4th Thursday  
1:00 PM

3rd Tuesday  
1:00 PM

2nd & 4th Thursday  
10:00 AM

1st and 3rd Thursday  
10:00 AM

2nd and 4th Tuesday  
10:00 AM

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



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

**Members Absent:** Amos Brown.

---

## 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 2:01 p.m. On call of the roll, the following Supervisors were noted absent:*

*Supervisors Brown, Katz - 2.*

*Quorum present.*

*Supervisor Brown was excused. (See infra.)*

*Supervisor Katz was noted present at 2:01 p.m.*

### Supervisor Brown Excused from Attendance

Supervisor Teng, seconded by Supervisor Yaki, moved to excuse Supervisor Brown from attending today's meeting. The motion carried by the following vote:

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

## APPROVAL OF MEETING MINUTES

Supervisor Teng, seconded by Supervisor Leno, moved to APPROVE the December 6 and December 13, 1999 Meeting Minutes. The motion carried by the following vote:

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

## AGENDA CHANGES

*The President announced the City Attorney has requested the Board to table the closed session on tobacco advertising, File 992195, when the matter is called before the Board today. (See infra.)*

*Supervisor Becerril indicated she intends to move to table the Chinatown Area Plan resolution, File 000023, when the matter is called before the Board today. (See infra.)*

**Privilege of the Floor**

Supervisor Leno, seconded by Supervisor Yaki, moved to suspend Rule 4.25 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guest. The motion carried by the following vote:

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

**Introduction of Guest and Presentation Made**

*Supervisor Teng introduced, welcomed and presented a commendation to Claudine Cheng for her involvement in promoting the United States Postal Service commemorative stamp for the lunar calendar Year of the Dragon, noting how appropriate that the Dragon begins the new millennium year.*

*Ms. Cheng thanked the Board of Supervisors for the recognition.*

**REGULAR AGENDA****UNFINISHED BUSINESS****Recommendation of the Housing and Social Policy Committee**

991425 [Notice to Recycling Companies]  
Supervisors Becerril, Bierman, Katz, Teng, Newsom

Ordinance amending Building Code Section 106.3.2.3.2 to provide notice of applications for and issuance of demolition permits to recycling companies upon their payment of a specified fee.

(Amends Section 106.3.2.3.2.)

Ordinance No. 6-00

**FINALLY PASSED** by the following vote:

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

## PUBLIC COMMENT

*Eula Walters, urge transfer jurisdiction of Ferry Park to Recreation and Park Department;*  
*Bob Planthold, concerned about Transportation Authority's recent selection of contractor to provide paratransit services;*  
*Ernestine Weiss, oppose cut through proposal on Davis Street, between Clay and Washington Streets; Butterfly Museum, contract;*  
*Carmen Ramirez read letter from San Francisco Neighborhood Alliance opposing development of waterfront area and lack of democratic process;*  
*Elizabeth, Miraloma Improvement Club, oppose proposed women's treatment center;*  
*Mark Ong, against proposed homeless shelter on Church Street as inadequate housing for the homeless, concern about fire safety, rear exit, urge City to provide a plan to neighbors to address health and safety concerns;*  
*Tom Logenson, expressing lack of notice to neighbors of proposed homeless shelter to be created and suggest making this a ten bed facility with two being drop in basis;*  
*Female speaker, expressing whether there is adequate financing for proposed homeless shelter at Church Street;*  
*Edward Edwins, community was not contacted when proposal was being developed;*  
*Ronald Carlson, oppose merger of San Francisco Chronicle and Examiner, urge lawsuit be filed;*  
*Ron Miguel, urge agencies to begin work and provide funding for the Octavia Boulevard project;*  
*Fred Wolf, concern about merger of newspapers and possible loss of jobs;*  
*Robin Levit, Philip Carlson, Pinky, support resolution urging CalTrans to move forward on the Octavia Boulevard project;*  
*Dennis Marcofenend, concern about merger of newspapers and possible loss of jobs, need two newspapers;*  
*May, questions fire safety with only one street access to proposed shelter, facility not adequate at Church Street, poor planning, due process, neighbors not notified;*  
*Larry Edmund, Martin Luther King birthday weekend, congratulate Mayor Brown, read words of Martin Luther King;*  
*Abdalla Megahed, congratulate the Mayor and urge working together for the homeless;*  
*Gary Jenkinson, concern with lack of communication with residents for their input on projects affecting their neighborhood;*  
*David Pasquarelli, commenting on an editorial he wrote for the January 2000 issue of the Magnus magazine concerning testing for HIV and AIDS drug scam, HIV drug treatment program is causing liver and kidney failure to those taking the drugs (copy of editorial submitted).*

*Note: Written statements presented during public comment are on file in the Office of the Clerk of the Board of Supervisors and are available for review in File 000020.*

## CLOSED SESSION

### CONFERENCE WITH CITY ATTORNEY - Anticipated Litigation as Defendant

992195 [Anticipated Litigation]  
Supervisor Newsom

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 regarding anticipated litigation (City anticipated to be a defendant) which may be filed as a result of the decision of the U. S. Court of Appeals for the Ninth Circuit, Lindsay v. Tacoma Pierce County, No. 98-35416, which concluded that the regulation of outdoor tobacco advertising by the Tacoma Pierce County Health Department Board of Health is preempted by the Federal Cigarette Labeling and Advertising Act. The City and County of San Francisco has local laws regulating certain tobacco advertising. This closed session would be permitted by Government Code Section 54956.9(b).

(The City Attorney advises that, as of January 6, 2000, the City has not been threatened with litigation regarding this issue. Government Code Section 54956.9(b), and City Administrative Code (Sunshine Ordinance) Section No. 67.8 would not permit a closed session, unless the City receives such a threat by January 10, 2000.)

Supervisor Newsom, seconded by Supervisor Leno, moved to TABLE this matter. The motion carried by the following vote:

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

### CONFERENCE WITH CITY ATTORNEY - Anticipated Litigation as Plaintiff

992266 [Potential Litigation]  
Supervisor Brown

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 regarding anticipated litigation (City anticipated to be a plaintiff) which may be filed for the purpose of halting the sale of the San Francisco Chronicle to the Hearst Corporation. This closed session would be permitted by Government Code Section 54956.9(c).

Supervisor Leno, seconded by Supervisor Kaufman, moved to convene in closed session. The motion carried by the following vote:

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

*Persons in attendance:**Supervisors Ammiano, Bierman, Becerril, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee**Louise H. Renne, City Attorney**Ted Lakey, Deputy City Attorney**Pat Mahoney, Deputy City Attorney**Owen Clements, Deputy City Attorney**Michael Collentino, outside counsel**Ed Harrington, Controller**Gloria L. Young, Clerk of the Board**Jean Lum, Deputy Clerk**Tape: CS Bd 00 002***HEARD IN CLOSED SESSION.****CONFERENCE WITH CITY ATTORNEY - Existing Litigation****000044 [Existing Litigation]**

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 regarding the following existing litigation in which the City, as a plaintiff, is attempting, in sum, to have major manufacturers and distributors of handguns, and their trade associations, determined to be knowingly and recklessly marketing and selling a dangerous product, thereby creating a public nuisance: People of the State of California, by and through San Francisco City Attorney Louise H. Renne, et al. v. Arcadia Machine & Tool, Inc., et al. This closed session would be permitted by Government Code Section 54956.9(a). (City Attorney)

(People of the State of California, by and through San Francisco City Attorney Louise H. Renne, Berkeley City Attorney Manuela Albuquerque, Sacramento City Attorney Samuel L. Jackson, and San Mateo County Counsel Thomas F. Casey, III; Joe Serna, Jr., Mayor of Sacramento, the City of Berkeley, and the County of Alameda, on behalf of the general public v. Arcadia Machine & Tool, Inc, Bryco Arms, Inc., Davis Industries, Inc., Excel Industries, Inc., Lorcin Engineering Co., Inc., China North Industries, Phoenix Arms, Sundance Industries, Inc., Beretta U.S.A. Corp., Pietro Beretta Sp. A., Browning Arms Co., Carl Walther GmbH, Charter Arms, Inc., Colt's Manufacturing Co., Inc., Forjas Taurus, S.A., Taurus International Manufacturing, Inc., Glock, Inc., Glock GmbH, H&R 1871 Inc., Heckler & Koch, Inc., Kel-Tec CNC Industries, Inc, MKS Supply Inc., Navegar, Inc., North American Arms, Inc., Sigarms, Inc., Smith And Wesson Corp., S.W. Daniels, Inc., Sturm Ruger & Company, Inc., American Shooting Sports Council Inc., National Shooting Sports Foundation, Inc., Sporting Arms And Ammunition Manufacturers' Institute, Inc., B.L. Jennings, Inc., Ellett Brothers Inc., International Armament Corp., RSR Wholesale Guns, Inc., Southern Ohio Gun Distributors, Traders Sports, Inc., and Does 1-200; San Francisco Superior Court No. 303-753. This lawsuit was filed on May 25, 1999 (a first amended complaint was filed on July 16, 1999).)

Supervisor Leno, seconded by Supervisor Kaufman, moved to convene in closed session. The motion carried by the following vote:

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

Absent: 1 - Brown

*Persons in attendance:*

*Supervisors Ammiano, Bierman, Becerril, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee  
 Louise H. Renne, City Attorney  
 Ted Lakey, Deputy City Attorney  
 Pat Mahoney, Deputy City Attorney  
 Owen Clements, Deputy City Attorney  
 Michael Collentino, outside counsel  
 Ed Harrington, Controller  
 Gloria L. Young, Clerk of the Board  
 Jean Lum, Deputy Clerk  
 Tape: CS Bd 00 001*

**HEARD IN CLOSED SESSION.**

992337

**[Litigation]**

**Supervisors Ammiano, Becerril**

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 regarding the following existing litigation in which the plaintiffs and claimants, various businesses, are, in sum, challenging the constitutionality of the City's business taxing system. These plaintiffs and claimants are also seeking reimbursement of tax payments made to the City: General Motors Corporation v. San Francisco, and related cases and claims. This closed session would be permitted by Government Code Section 54956.9(a).

(General Motors Corporation v. San Francisco, San Francisco Superior Court, No. 301-510, filed 2/24/99; Eastman Kodak Co. v. San Francisco, San Francisco Superior Court, No. 302-983, filed 4/22/99; Macy's Department Stores, Inc/Broadway Stores, Inc. v. San Francisco, San Francisco Superior Court, No. 306-723, filed 11/18/99; Hewlett-Packard Company v. San Francisco, San Francisco Superior Court, No. 306-787, filed 9/28/99; Costco Wholesale Corporation v. San Francisco, San Francisco Superior Court, No. 307-277, filed 10/19/99; Various claims against San Francisco (totaling nearly 90) filed by other businesses.)

**Supervisor Leno, seconded by Supervisor Kaufman, moved to convene in closed session. The motion carried by the following vote:**

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

*Persons in attendance:*

*Supervisors Ammiano, Bierman, Becerril, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee  
 Louise H. Renne, City Attorney  
 Ted Lakey, Deputy City Attorney  
 Pat Mahoney, Deputy City Attorney  
 Owen Clements, Deputy City Attorney  
 Michael Collentino, outside counsel  
 Ed Harrington, Controller  
 Susan Leal, Treasurer  
 Gloria L. Young, Clerk of the Board  
 Jean Lum, Deputy Clerk  
 Tape: CS Bd 00 003*

**HEARD IN CLOSED SESSION.**



*Recess*

*The Board recessed at the hour of 3:30 p.m. to convene in closed session pursuant to above motions.*

*Reconvening of the Board*

*The Board, at the hour of 4:12 p.m., reconvened.*

*Calling the Roll*

*On call of the roll, the following Supervisors were noted present: Supervisors Ammiano, Bierman, Becerril, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee - 10.*

*Noted Absent: Supervisor Brown - 1.*

*Quorum present.*

*Supervisor Brown was excused. (See supra.)*

*Report on Closed Session*

*Deputy City Attorney Ted Lakey reported that the Board has met in closed session with the City Attorney regarding above litigations, as permitted by Government Code sections cited above.*

*The meeting was informational only and no action was taken.*

*[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.*

*Supervisor Leno, seconded by Supervisor Kaufman, moved to not disclose its closed session deliberations. The motion carried by the following vote:*

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

**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.*

**000016 [Commendation]**

**Supervisors Brown, Katz, Newsom, Teng, Kaufman**

Resolution commending Police Chief Fred Lau, Sergeant Dan Linehan (officer in charge of preparing for the event) and the Police Department for their diligent efforts in providing a safe New Year's Eve for San Franciscans.

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

Resolution No. 11-00

**ADOPTED**

**000022 [Used Computer and Electronic Equipment Collection Pilot Project]**  
**Supervisors Becerril, Bierman, Katz, Newsom, Teng**

Resolution urging the City's Solid Waste Management Program to study the San Jose Collection Program and to develop a used computer and electronic equipment collection pilot project in the City and County of San Francisco.

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

Resolution No. 12-00

**ADOPTED**

**000024 [Octavia Boulevard/Central Freeway Replacement Project]**  
**Supervisors Leno, Katz, Bierman, Ammiano, Teng, Yaki**

Resolution urging the California Department of Transportation to complete its review of the reevaluation of the environmental assessment of the Octavia Boulevard/Central Freeway Replacement Project, to forward its review to the Federal Highway Administration with a favorable recommendation, to transfer the emergency relief funds designated for the project to the City and County of San Francisco, and to develop a work plan with the City and County of San Francisco as quickly and expeditiously as possible.

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

Resolution No. 13-00

**ADOPTED**

**000025 [Code System Reporting of HIV Cases]**  
**Supervisors Leno, Bierman**

Resolution urging Governor Gray Davis and the California State Legislature to approve legislation requiring report of HIV cases using a unique code system.

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

Resolution No. 14-00

**ADOPTED**

**000026 [Ballot Argument Form and Fee Schedule Review and Update]**  
**Supervisors Leno, Katz**

Resolution urging the Department of Elections to review and update its local ballot argument form and fee schedule and requesting the department to report back to the Board of Supervisors within ninety days.

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

Resolution No. 15-00

**ADOPTED**

- 000027 [Proclamation]  
Supervisors Teng, Newsom, Bierman, Katz, Leno, Becerril, Yaki, Kaufman

Resolution commemorating the Year of the Dragon, extending its heartfelt wishes for a prosperous New Year, inviting all of San Francisco to join in the New Year Festivities and declaring February 5, 2000 to be "Celebrating the Year of the Dragon Day" in San Francisco.

*Supervisors Bierman, Katz, Leno, Becerril, Yaki, Kaufman requested to be added as co-sponsors.*

Resolution No. 16-00

**ADOPTED**

- 000028 [Commendation]  
Supervisors Bierman, Katz, Newsom, Becerril, Yaki

Resolution commending the Golden Gate National Recreation Area for their extension of the lease for the Giant Camera Obscura and urging the GGNRA to continue to pursue designation in the National Register of Historic Places to preserve the Giant Camera Obscura in its present structure and location as part of the Sutro Historic District.

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

Resolution No. 17-00

**ADOPTED**

- 000029 [State Legislation, AB 1028, Mental Health Services]  
Supervisors Brown, Bierman, Katz

Resolution urging the California Legislature to pass Assembly Bill 1028 which would amend the Lanterman-Petris-Short Act (LPS Act) relating to mental health services.

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

Resolution No. 18-00

**ADOPTED**

- 000030 [Commendation]  
Supervisors Brown, Katz, Teng

Resolution commending Soka Gakkai International-USA on its 25th Anniversary.

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

Resolution No. 19-00

**ADOPTED**

- 000038 [Blocking the Box]  
Supervisors Newsom, Bierman, Katz, Leno, Yaki

Resolution urging the Judicial Council to increase the fines for those "Blocking the Box" impeding traffic.

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

Resolution No. 20-00

**ADOPTED**

The foregoing items were acted upon by the following vote:

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

### Severed From For Adoption Without Committee Reference Agenda

000023 [Chinatown Area Plan]  
Supervisors Becerril, Bierman

Resolution urging the Planning Department to review and update the Chinatown Area Plan of the Master Plan of the City and County of San Francisco.

*Supervisor Becerril requested this matter be severed for the purpose of tabling.*

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

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

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

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

992245 [Urging City Attorney to Evaluate Litigation Against Merger of Chronicle and Examiner]  
Supervisors Ammiano, Bierman, Yee

Resolution urging the Office of the City Attorney, based upon testimony by the general public and the District Attorney's Office as well as the precedent established in Honolulu, Hawaii, to evaluate the appropriateness of litigation of the proposed sale of the San Francisco Chronicle to the Hearst Corporation and further urging the City Attorney to report back to the Board of Supervisors in a timely manner.

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

Resolution No. 10-00

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

*Supervisor Ammiano requested this matter be technically amended on page one, line one, by replacing "Litigate" with "Evaluate Litigation".*

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

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

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

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

## OFF-AGENDA LEGISLATION

### Introduced by Supervisors or Mayor

#### Resolutions

- 000047 [Revenue Bonds Public Hearing Approval for Drew College Preparatory School]  
Supervisors Kaufman, Bierman, Brown, Newsom

Resolution authorizing the execution and delivery of revenue bonds by the California Statewide Communities Development authority in an aggregate principal amount not to exceed \$8,000,000 for Drew College Preparatory School. (Mayor)

1/10/00, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 000048 [State Legislation, AB 1607, Handgun Licensing and Registration]  
Supervisors Leno, Bierman, Brown, Newsom

Resolution urging the California State Legislature and Governor Davis to approve Assembly Bill 1607 regarding handgun licensing and registration.

1/10/00, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 000049 [U.S. Food and Drug Administration and Congress to create new blood donor guidelines]  
Supervisors Leno, Katz, Bierman, Newsom

Resolution urging Senator Barbara Boxer, Senator Dianne Feinstein and Representative Nancy Pelosi to work with the U.S. Food and Drug Administration and Congress to create new blood donor guidelines that allow HIV-negative gay men to donate blood and help alleviate the nation's chronic blood shortage.

1/10/00, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 000050 [Tracking criminal misconduct in the City's shelters]  
Supervisors Newsom, Teng, Brown

Resolution urging the Mayor's Office on Homelessness and the Department of Human Services to create a system for tracking criminal misconduct in the City's shelter system.

1/10/00, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**000051 [Contract to complete an accurate count for the Census 2000]  
Supervisors Teng, Bierman, Becerril, Newsom**

Resolution authorizing the Department of Administrative Services to enter into an agreement with the State of California and to accept \$114,447 from the State of California to implement a plan to achieve a complete and accurate count for the Census 2000.

1/10/00, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**000052 [Commendation]  
Supervisors Ammiano, Bierman, Newsom, Kaufman, Teng, Katz**

Resolution commending Richard A. Sullivan upon his retirement as Tax Collector and for his outstanding contribution and dedicated service to the City and County of San Francisco.

1/10/00, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**000053 [Commendation]  
Supervisors Bierman, Newsom**

Resolution commending and congratulating the Pittman & Davis Company of Harlingen, Texas, for its conscientious effort to spare the environment by using 100% recycled paper as its packaging material.

1/10/00, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**000054 [Commendation]  
Supervisors Katz, Kaufman, Teng, Bierman, Leno, Newsom**

Resolution congratulating Glide Memorial United Methodist Church, San Francisco City College, Manpower, Inc. and Mission College for launching Glidetech.

1/10/00, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**000055 [Commendation]  
Supervisors Leno, Bierman, Newsom**

Resolution commending Department of Parking and Traffic Senior Parking Control Officer Ella Mueller.

1/10/00, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 000056 [Commendation]  
Supervisors Leno, Kaufman, Katz, Bierman, Newsom, Teng

Resolution commending the Holocaust Center of Northern California upon its 20th Anniversary.  
1/10/00, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

### Requests for Hearing

- 000057 [District Supervisors offices at different school sites]  
Supervisor Ammiano

Hearing to consider the possibility of setting up District Supervisors offices at different school sites.  
1/10/00, RECEIVED AND ASSIGNED to Joint School Board/Board of Supervisors Committee. Sponsor requests this matter be scheduled at the January 26, 2000 meeting. (January 26, 2000 meeting cancelled on January 21, 2000.)

- 000058 [Conditional use authorization and building permits for antennae placed on Sutro Tower]  
Supervisor Ammiano

Hearing to consider the conditional use authorization and building permits for antennae placed on Sutro Tower, the Zoning Administrator's December ruling regarding conditional use authorization for such antennae, the revocation of the Zoning Administrator's ruling, potential appeals of the revocation and related matters.  
1/10/00, RECEIVED AND ASSIGNED to Public Utilities and Deregulation Committee.

- 000059 [Alternatives to institutional care for Seniors/people with disabilities progress report]  
Supervisor Bierman

Hearing to follow Resolution No. 336-99, alternatives to institutional care for Seniors/people with disabilities, to consider progress made by City Departments in developing supportive housing alternatives to institutional care.  
1/10/00, RECEIVED AND ASSIGNED to Housing and Social Policy Committee.

- 000060 [Independent auditors' management letters and comments]  
Supervisor Kaufman

Hearing to consider the Independent auditors' management letters and comments related to the June 30, 1999 audit of the City.

(Pursuant to Charter Section 9.117.)  
1/10/00, RECEIVED AND ASSIGNED to Audit and Government Efficiency Committee.

**000061 [San Francisco Public Library]  
Supervisor Newsom**

Hearing to consider the Post Occupancy Evaluation Report of the Main Branch of the San Francisco Public Library.

1/10/00, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.

**Motions**

**000062 [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.

1/10/00, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**Introduced by the President at the Request of Departments**

**PROPOSED ORDINANCES**

**000007 [Appropriation for the 700 Pennsylvania facility to house MUNI staff and shops that provide power/special machine maintenance (previously performed at 24th and Utah site) to insure safe transit service for 700,000 daily riders]  
Supervisor Newsom**

Ordinance appropriating \$2,918,024 of Safe Harbor Lease Revenue to provide funds for the completion of the 700 Pennsylvania facility capital project of the San Francisco Municipal Railways for fiscal year 1999-2000.  
(Controller)

(Fiscal impact.)

12/29/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.

**000008 [Amending traffic code Section 3.6.1 regarding San Francisco Downtown Core, the area surrounded by and including Washington, Stockton, 4th, and King Streets and The Embarcadero]**

Ordinance amending Traffic Code by amending Section 3.6.1, regarding the Downtown Core boundaries.  
(Department of Parking and Traffic)

1/3/00, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.

**000017 [Tour Bus Loading Zones]**

Ordinance amending Traffic Code by adding Section 66, regarding tour bus loading zones, and amending Section 71b, regarding towing of vehicles obstructing the normal flow of traffic. (Department of Parking and Traffic)

1/4/00, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.



- 000043 [Revised patient rates for home health services provided by Department of Public Health for fiscal year 1999-2000]  
Ordinance amending Health Code by amending Section 128, to fix patient rates for services furnished by Department of Public Health, retroactively to December 1, 1999. (Department of Public Health)  
1/5/00, RECEIVED AND ASSIGNED to Finance and Labor Committee.

## PROPOSED RESOLUTIONS

- 000003 [Grant funds to be used by the Public Library to participate in the State's 150th anniversary celebration by providing free programming and multimedia materials on California history]  
Resolution authorizing San Francisco Public Library to accept and expend retroactively \$1,200 awarded by the California Council for Humanities, to participate in the History Alive! Chatauqua Program, a part of California Sesquicentennial Project. (Public Library)  
12/28/99, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.
- 000004 [Grant funds from MTC for "FASTFerry" project to provide public information services that will maintain and enhance ridership during the Downtown Ferry Terminal construction]  
Resolution authorizing the Executive Director of the Port of San Francisco to accept and expend \$40,000 of State funds from the Metropolitan Transportation Commission for a public information program for the Downtown Ferry Terminal Project; and foregoing reimbursement of indirect costs. (Port)  
12/28/99, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.
- 000005 [Grant funds to reimburse tuition expenses of non-professional library employees pursuing a degree or certificate in library science at an institution of higher education]  
Resolution authorizing San Francisco Public Library to accept and expend \$6,546 to be awarded by the California State Library, Fiscal Year 1999-2000 Public Library Staff Education Program as part of the Federal Library Services and Technology Act (LSTA). Funds will be used to reimburse tuition expenses of library employees pursuing a degree or certificate in library science at an institution of higher education. Employees participating in the program applied to, and were selected by, the California State Library. (Public Library)  
12/28/99, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.
- 000006 [Grant funds to purchase English and Chinese language books and library materials for young adults in the North Beach and Chinatown branch libraries]  
Resolution authorizing San Francisco Public Library to accept and expend \$10,000 to be awarded by the California State Library, Youth Services Materials Grant, a part of the Federal Library Services and Technology Act, to purchase books in English and Chinese languages for young adult collections to be located in the North Beach and Chinatown Neighborhood branch libraries. (Public Library)  
12/29/99, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.

- 000014 **[Proposed expenditure of California Healthcare for Indigents Program (CHIP) funds for fiscal year 1999-2000]**  
Resolution authorizing adoption of the County Description of Proposed Expenditure of California Healthcare for Indigents Program (CHIP) funds for fiscal year 1999-2000 and that the President or duly authorized representative of the Board of Supervisors of the City and County of San Francisco can certify the County Description of Proposed Expenditure of CHIP funds for fiscal year 1999-2000. (Department of Public Health) 12/28/99, RECEIVED AND ASSIGNED to Finance and Labor Committee. Department requests this item be calendared at the January 19, 2000 meeting.
- 000015 **[Grant funds for HIV/AIDS study designed to determine whether immunization with HIV vaccine protects at-risk persons from acquiring HIV infection]**  
Resolution authorizing the Department of Public Health, Population Health and Prevention Division, HIV Research Section, to accept retroactively and expend a grant in the amount of \$211,587 from the Public Health Foundation Enterprises, Inc. on the conduct and evaluation of ongoing Phase III HIV vaccine efficacy trials and to enter into an agreement which includes an indemnification clause and which does not include patent infringement indemnification and false claims clauses; providing for ratification of action previously taken. (Department of Public Health) 1/3/00, RECEIVED AND ASSIGNED to Public Health and Environment Committee. Department requests this item be calendared at the January 27, 2000 meeting.
- 000018 **[Authorizing the Airport Commission to enter into a contract with the Regents of the University of California to perform studies on the habitats of herring and oysters during the Runway Reconfiguration Program]**  
Resolution concurring with the action of the Airport Commission to enter into a professional services contract with the University of California to perform herring and oyster habitat studies notwithstanding deletion of indemnification requirement for patent rights, copyright or trademark infringement. (Airport Commission) 1/4/00, RECEIVED AND ASSIGNED to Finance and Labor Committee.
- 000045 **[Authorizing the PTC General Manager to execute an agreement with Intelitran as a new paratransit broker to perform many important functions and to act as the principal customer service representative for paratransit services on behalf of PTC]**  
Resolution requesting the Board of Supervisors to approve a Paratransit Broker Agreement with Comsis Mobility Services, Inc., dba Intelitran for an amount not to exceed \$66,420,375 for a term of five years. (Public Transportation Commission)  
  
(Fiscal impact.)  
1/5/00, RECEIVED AND ASSIGNED to Finance and Labor Committee. Department requests this item be calendared at the January 26, 2000 meeting.

## Requests Granted

*From: Supervisor Ammiano*

*To: City Attorney*

*Requesting/Inquiring: To draft legislation to implement the voter-approved Proposition I, The Central Freeway Corridor and Transportation Improvement Act.*

*From: Supervisor Becerril*

*To: Director, Department of Telecommunications and Information Services and the Controller*

*Requesting/Inquiring: To obtain the names of the companies, number and dollar value of contracts the City currently has for technology and technology services (to include computer hardware, software, training services, internet access and any other related products and services).*

*From: Supervisor Kaufman*

*To: City Attorney*

*Requesting/Inquiring: To draft legislation amending Chapter 65 of the San Francisco Administrative Code, Rent Reduction and Relocation of Tenants for Seismic Work to streamline and update the language of the chapter. This should include modernizing the text if necessary as well as correcting any outdated references to the Charter, other Administrative Code chapters, state law or other regulations; delete any sections which are outdated, obsolete or unnecessary; make changes necessary to bring the chapter into conformance with current practice; the sponsor will also consider proposed policy changes.*

*From: Supervisor Kaufman*

*To: City Attorney*

*Requesting/Inquiring: To draft legislation amending Chapter 66 of the San Francisco Administrative Code, Seismic Safety Retrofit Program to streamline and update the language of the chapter. This should include modernizing the text if necessary as well as correcting any outdated references to the Charter, other Administrative Code chapters, state law or other regulations; delete any sections which are outdated, obsolete or unnecessary; make changes necessary to bring the chapter into conformance with current practice; the sponsor will also consider proposed policy changes.*

*From: Supervisor Kaufman*

*To: City Attorney*

*Requesting/Inquiring: To draft legislation amending Chapter 66A of the San Francisco Administrative Code, Seismic Safety Loan Program to streamline and update the language of the chapter. This should include modernizing the text if necessary as well as correcting any outdated references to the Charter, other Administrative Code chapters, state law or other regulations; delete any sections which are outdated, obsolete or unnecessary; make changes necessary to bring the chapter into conformance with current practice; the sponsor will also consider proposed policy changes.*

*From: Supervisor Newsom*

*To: Director, Department of Building Inspection*

*Requesting/Inquiring: To provide an update on the work of the Department of Building Inspection's San Francisco Residential Hotel Operators Advisory Committee.*

*From: Supervisor Newsom*

*To: General Manager, Municipal Railway*

*Requesting/Inquiring: To determine what its plans are for making travel by Muni more attractive to users by meeting the needs of the public through such actions as expanding upon express service, providing greater direct service to such areas as Fisherman's Wharf, and other creative ideas such as creating a master plan for service which might combine some lines and whether it would be possible to have this information in time for the hearing on implementing Proposition E, requested to be scheduled on February 8, 2000 at the Transportation and Land Use Committee.*

*Due: February 8, 2000*

*From: Supervisor Newsom*

*To: General Manager, Municipal Railway; Director, Department of Parking and Traffic; San Francisco Transportation Authority*

*Requesting/Inquiring: To provide the parameters for use and plan for use of reportedly unused transportation money from the State government. Specifically, Governor Gray Davis has threatened to program \$1.7 billion languishing unspent in local coffers if this money remains unspent by July 31.*

*From: Supervisor Teng*

*To: City Administrator*

*Requesting/Inquiring: To meet with the Sheriff, Clerk of the Board and Building Manager to determine a policy for adequate security in the Board of Supervisors Chambers when there are visitors to the Chamber or when there are meetings in session in light of recent problems with vandalism and graffiti in the Chambers.*

### **In Memoriams**

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

*Anne Bloomfield (Supervisors Bierman, Becerril)*

*Harold Groner (Supervisor Kaufman)*

*Louis Landini (Supervisor Leno)*

*Wallace Lee (By the entire Board)*

*Alex L. Pitcher, Jr. (By the entire Board)*

## ADJOURNMENT

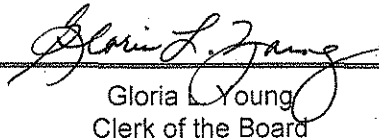
*There being no further business, the Board at the hour of 4:17 p.m. adjourned.*

*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 January 31, 2000.*

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

  
\_\_\_\_\_  
Gloria L. Young  
Clerk of the Board

