

BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

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

MEETING MINUTES

Tuesday, October 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

City and School District Committee

Commissioner Owens, Commissioner Chong, Supervisor Ammiano, Supervisor Yee

Finance and Labor Committee

Supervisors Yee, Bierman, Ammiano

Housing and Social Policy Committee

Supervisors Teng, Bierman, Becerril

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

Quarterly, 4th Wednesday
3:00 PM

Wednesday
10:00 AM

1st and 3rd Tuesday
10:00 AM

2nd Tuesday
1:00 PM

2nd & 4th Thursday
1:00 PM

3rd Tuesday
1:00 PM

2nd & 4th Thursday
10:00 AM

1st and 3rd Thursday
10:00 AM

2nd and 4th Tuesday
10:00 AM

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

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

Supervisors Bierman, Katz - 2.

Quorum present.

Supervisor Bierman was noted present at 2:05 p.m.

Supervisor Katz was noted present at 2:30 p.m.

AGENDA CHANGES

President Ammiano stated that the matter concerning prohibiting the City from doing business with Burma will be continued when the item is called before the Board. File 001355. See infra.

CONSENT AGENDA

Recommendations of the Audit and Government Efficiency Committee

001378 [Settlement of Lawsuit]

Ordinance authorizing settlement of the lawsuit filed by Wae Son Jensen, individually and as administratrix of the Estate of Mi Pun Kim against the City and County of San Francisco for \$30,000.00; the lawsuit was filed on September 24, 1999 in Superior Court, Case No. 306-739; entitled Wae Son Jensen, Individually and as Administratrix of the Estate of Mi Pun Kim, et al., v. City and County of San Francisco, et al.; other material terms of said settlement are plaintiff shall be responsible for any and all liens related to this action. (City Attorney)

PASSED, ON FIRST READING

001470 [Settlement of Lawsuit]

Ordinance authorizing settlement of the lawsuit filed by the City and County of San Francisco and the Environmental Law Foundation against Matco-Norca for \$10,000, which will be divided as follows: \$5,000 as partial reimbursement to the Environmental Law Foundation for its costs in prosecuting this action, \$2,500 as partial reimbursement to the City and County of San Francisco for its costs in prosecuting this action, and \$2,500 into a Cy Pres fund to support projects to improve water quality in the State of California; the lawsuit was filed on December 28, 1999 in the Superior Court of California for the City and County of San Francisco, Case No. 308832; entitled the people of the State of California by and through San Francisco City Attorney Louise H. Renne, et al., v. Matco-Norca, et al.; other material terms of said settlement are: (1) prior to August 1, 2000, Matco-Norca shall provide a Proposition 65 "Hand Tag" warning sign securely affixed on all brass ball shut off valves it manufactures and intended for sale or use in California whose NSF test statistic Q for lead leached into water is greater than 5 micograms per liter; (2) as of August 1, 2000, all brass ball shut off valves manufactured by Matco-Norca and intended for sale or use in California shall have a NSF test statistic Q for lead leached into water that is less than or equal to 5 micrograms per liter; (3) by August 1, 2000, Matco-Norca shall submit a certificate of compliance to the Environmental Law Foundation that brass ball shut off valves it manufactures and intended for sale or use in California are in compliance with the terms of this agreement; (4) Matco-Norca shall submit an amended certificate of compliance to the Environmental Law Foundation within three days of shipment for sale or use of brass ball shut off valves that are not covered by the original certificate of compliance. (City Attorney)

PASSED, ON FIRST READING

001472 [Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of San Mateo County Transit District against City and County of San Francisco for \$3,500.00. (City Attorney)

(San Mateo County Superior Court No. 405-958; date filed: August 18, 1998.)

PASSED, ON FIRST READING

001477 [Settlement of Lawsuit]

Ordinance authorizing settlement of the lawsuit filed by Craig Banks against the City and County of San Francisco for \$125,000; the lawsuit was filed on April 3, 1998 in San Francisco Superior Court, Case No. 994-115; entitled Craig Banks v. City and County of San Francisco; other material terms of said settlement are as follows: (a) the City will pay \$89,258 as back pay for fiscal years 1997-1998, 1998-1999 and for half of fiscal year 1999-2000; (b) the City shall pay \$7,742 to plaintiff as general damages; and (c) the City will pay \$28,000 in Attorney's fees to Banks, his attorney, Thomas F. Doyle, and the law firm of Ross & Linneball, to be held in escrow by Thomas Doyle pending the resolution of the Attorney's fees lien held by Ross & Linneball. (City Attorney)

PASSED, ON FIRST READING

001512 [Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of City and County of San Francisco against Frank and Maureen Cafferkey for \$400,000.00. (City Attorney)

(S.F. Superior Court No. 305-404; date filed: August 3, 1999.)

PASSED, ON FIRST READING

**001394 [Gift Acceptance]
Mayor**

Resolution authorizing the Mayor to accept a gift of a 1931 Lincoln V-8 four-door sedan from Mr. John Traina for use in the City's ceremonies, parades, events and other special occasions.

Resolution No. 867-00

ADOPTED

**001502 [Gift Acceptance - Public Library]
Supervisor Kaufman**

Resolution authorizing the San Francisco Public Library to accept and expend a gift of \$196,200 from the Friends & Foundation of the San Francisco Public Library to conduct a Branch Library Facilities Study.

Resolution No. 875-00

ADOPTED

**001504 [Advisory Board Report - Union Square Business Improvement District]
Supervisors Kaufman, Newsom**

Motion approving the Annual Report prepared by the Advisory Board to the Union Square Business Improvement District for fiscal year 1999-2000.

Supervisor Newsom requested to be added as co-sponsor.

Motion No. M00-109

APPROVED

Recommendation of the Housing and Social Policy Committee

**001710 [State grant to fund District Attorney's program of prosecuting and convicting individuals arrested for spousal abuse crimes]
Supervisors Newsom, Teng, Bierman, Becerril**

Resolution authorizing the District Attorney of the City and County of San Francisco to retroactively accept and expend a grant in the amount of \$120,000 from the California Department of Justice for a program entitled "Spousal Abuser Prosecution Program", and waiving indirect costs. (District Attorney)

Resolution No. 885-00

ADOPTED

Recommendation of the Public Health and Environment Committee

**001601 [Fiscal Year 2000-2001 State Grant Funds]
Supervisor Newsom**

Resolution authorizing the acceptance and expenditure of state grant funds by the San Francisco Department of Public Health for 2000-2001. (Public Health Department)

Supervisor Newsom requested to be added as sponsor.

Resolution No. 862-00

ADOPTED

Recommendations of the Rules Committee**000910 [Appointment]**

Resolution appointing Robert Elliott, Frederick Hobson, Georgia Creel, Walter Kennedy, terms ending October 1, 2003; Victoria Hunt, term ending October 1, 2002; Jackson Wong, and Marillac Mayorga, terms ending October 1, 2001, to the Drug Abuse Advisory Board.

Marillac Mayorga, Seat 3, succeeding Juan Oyarzun, must represent the public at large, for unexpired portion of three-year term ending October 1, 2001;

Victoria Hunt, Seat 7, succeeding Stephanie Eng, must represent the public at large or a service provider, for unexpired portion of three-year term ending October 1, 2002;

Jackson Wong, Seat 9, succeeding Victoria Schneider, must represent the public at large, for unexpired portion of three-year term ending October 1, 2001;

Robert Elliott, Seat 12, succeeding himself, must represent the public at large or a service provider, for new three-year term ending October 1, 2003;

Frederick Hobson, Seat 13, succeeding himself, must represent the public at large, for new three-year term ending October 1, 2003;

Georgia Creel, Seat 14, succeeding herself, must represent the public at large, for new three-year term ending October 1, 2003;

Walter Kennedy, Seat 15, succeeding Ethel Piper, must represent public at large, for new three-year term ending October 1, 2003.

Resolution No. 863-00

ADOPTED

001098 [Appointment]

Resolution appointing Dennis Lawlor, term ending August 20, 2003; Ching Wong, term ending August 20, 2001; and Carla Furtado, term ending August 20, 2004, to the Lead Poisoning Prevention Citizens Advisory Committee.

Dennis Lawlor, Seat 13, succeeding Kevin Polk, must have expertise in building, new 4-year term ending August 20, 2003;

Carla Furtado, Seat 16, succeeding herself, must be health educator, new 4-year term ending August 20, 2004;

Ching Wong, Seat 18, vacant position, must be language specialist, unexpired portion of 4-year term ending August 20, 2001.

Resolution No. 864-00

ADOPTED

001190 [Appointment]

Resolution appointing Anita-Dolores Bedford, John McGary, Steven Cox terms ending September 4, 2003; Donald Schmidt, term ending September 3, 2001; and Adrienne Lacau, term ending September 3, 2003, to the Assessment Appeals Board No. 2.

Anita Bedford, Seat 1, succeeding herself, must meet the eligibility criteria set forth in Section 1624.05 of the California Revenue and Taxation Code, new three-year term ending September 4, 2003;
Donald Schmidt, Seat 4, succeeding JoAnne McEachern, must meet the eligibility criteria set forth in Section 1624.05 of the California Revenue and Taxation Code, unexpired three-year term ending September 3, 2001;
John McGary, Seat 5, succeeding himself, must meet the eligibility criteria set forth in Section 1624.05 of the California Revenue and Taxation Code, new three-year term ending September 4, 2003;
Adrienne Lacau, Seat 6, succeeding Steven Cox, must meet the eligibility criteria set forth in Section 1624.05 of the California Revenue and Taxation Code, new three-year term ending September 3, 2003;
Steven Cox, Seat 7, succeeding Adrienne Lacau, must meet the eligibility criteria set forth in Section 1624.05 of the California Revenue and Taxation Code (Alternate/Hearing Officer), new three-year term ending September 4, 2003.

Resolution No. 865-00
ADOPTED

001338 [Appointment]

Resolution appointing Marie-Lorraine Mallare, term ending April 27, 2001, to the Sunshine Ordinance Task Force.

Marie-Lorraine Mallare, Seat 4, succeeding Margaret Lacson, must be appointed from names submitted by New California Media and be a journalist from a racial/ethnic-minority-owned news organization, for unexpired portion of two-year term ending April 27, 2001.

Resolution No. 866-00
ADOPTED

001474 [Appointment]

Resolution appointing Alec Lambie, Frank Mahoney, and Hayes Miles, terms ending September 4, 2003, to the Assessment Appeals Board No. 1.

Alec Lambie, Seat 2, succeeding himself, must meet the eligibility criteria set forth in Section 1624.05 of the California Revenue and Taxation Code, new three-year term expiring September 4, 2003;
Frank Mahoney, Seat 5, succeeding himself, must meet the eligibility criteria set forth in Section 1624.05 of the California Revenue and Taxation Code, new three-year term expiring September 4, 2003;
Hayes Miles, Seat 6, succeeding himself, must meet the eligibility criteria set forth in Section 1624.05 of the California Revenue and Taxation Code (Alternate/Hearing Officer), new three-year term expiring September 4, 2003.

Resolution No. 873-00
ADOPTED

001487 [Appointment]

Resolution appointing Mel Ochoa, term ending April 14, 2002, to the Joint Board of Education/Board of Supervisors Digital Divide Task Force; waiving residency requirement.

Mel Ochoa, Seat 4, vacant seat, must be a representative from the association of private sector technology companies, for new two-year term ending April 14, 2002.

Resolution No. 874-00
ADOPTED

Recommendation of the Transportation and Land Use Committee**001598 [Traffic Code - Location of Signs]**

Ordinance amending Section 42 of the San Francisco Traffic Code, regarding the location of signs. (Parking and Traffic Department)

Ordinance No. 239-00

FINALLY PASSED

The foregoing items were acted upon by the following vote:

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

Absent: 1 - Katz

REGULAR AGENDA**UNFINISHED BUSINESS****From Committee of the Whole****001257 [Amendment to YBC Redevelopment Plan to Add Emporium Site Area]
Supervisors Yaki, Bierman**

Ordinance approving and adopting an amendment to the Redevelopment Plan for the Yerba Buena Center Project Area (Ordinance No. 98-66, amended by Ordinance Nos. 202-71, 393-73, 386-76, 367-77, 420-97, 538-81, 477-86, 404-94, and 33-97) to expand the project area by adding land consisting of a portion of the block bounded by Market, Fourth, Mission and Fifth Streets and a portion of Mission Street between Fourth and Fifth Streets, specifically including Assessor's Block 3705, Lots 9, 10, 12, 13, 14, 15, 17, 18, 33, 38 and 43; adopting findings pursuant to the California Environmental Quality Act; adopting findings that the Redevelopment Plan amendment is consistent with the city's General Plan and Eight Priority Policies of city Planning Code Section 101.1; adopting other findings pursuant to the California Community Redevelopment Law; and approving certain limitations on development fees and exactions under the Redevelopment Plan in consideration of public benefits afforded by the project.

(Fiscal impact.)

Supervisor Becerril excused from voting in Board.

Ordinance No. 236-00

FINALLY PASSED by the following vote:

Ayes: 8 - Bierman, Brown, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Noes: 1 - Ammiano

Absent: 1 - Katz

Excused: 1 - Becerril

Recommendations of the Finance and Labor Committee

**001207 [Enforcement of Public Works Labor Standards]
Supervisors Brown, Teng**

Ordinance amending Chapter 6 of the San Francisco Administrative Code by amending Section 6.22(E) to strengthen enforcement of the City's prevailing wage requirements and other requirements imposed on public works contractors by the Charter and Chapter 6 of the San Francisco Administrative Code, and to increase the penalties for violating prevailing wage requirements, and by adding a new Section 6.24 to establish an office within the Department of Administrative Services to enforce prevailing wage and other city public works requirements and to provide for a funding mechanism for that enforcement.

Ordinance No. 237-00

FINALLY PASSED by the following vote:

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

Absent: 1 - Katz

**001267 [Tax Increment Allocation/Financing Agreement - Emporium Site]
Supervisor Yaki**

Resolution approving and authorizing a Tax Increment Allocation Pledge Agreement between the City and County of San Francisco ("City") and the Redevelopment Agency of the City and County of San Francisco ("Agency"), under which the City agrees to a pledge by the Agency of a portion of the available non-housing tax increment generated by the redevelopment of the project site (specifically including Assessor's Block 3705, Lots 9, 10, 12, 13, 14, 15, 17, 18, 33, 38, and 43) in favor of Emporium Development, L.L.C. ("Developer"), a subsidiary of Forest City Enterprises, in furtherance of the implementation of the Redevelopment Plan amendment for the addition of the Emporium Site Area to the Yerba Buena Center Project Area; approving and authorizing a financing agreement and covenant to operate ("Financing Agreement") in connection with the Development of the Emporium Site Area; approving an allocation of tax increment for affordable housing purposes in excess of the minimum amount required under Redevelopment Law; making elections with respect to the allocation of tax increment; adopting findings pursuant to the California Environmental Quality Act; and adopting findings that the agreement is consistent with the city's General Plan and Eight Priority Policies of city Planning Code Section 101.1.

(Fiscal impact.)

Supervisor Becerril excused from voting in Board.

Resolution No. 861-00

ADOPTED by the following vote:

Ayes: 8 - Bierman, Brown, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Noes: 1 - Ammiano

Absent: 1 - Katz

Excused: 1 - Becerril

Recommendations of the Transportation and Land Use Committee

001535 [Changing the official sidewalk width at various locations in conjunction with the MUNI K-Line Rail replacement and Ocean Avenue Streetscape Project]

Ordinance amending Ordinance No. 1061 entitled "Regulating the Width of Sidewalks" in connection with the MUNI K Line Replacement and the Ocean Avenue Streetscape Improvement Project by adding thereto Section 1549 to change the official sidewalk width along portions of Ocean Avenue between Junipero Serra Boulevard and Phelan Avenue; and making findings pursuant to the General Plan and Planning Code Section 101.1. (Public Works Department)

(DPW Order No. 172,515.)

Ordinance No. 238-00

FINALLY PASSED by the following vote:

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

Absent: 1 - Katz

**001266 [Agreement to Convey Portion of Jessie Street in Connection with YBC Plan Amendment]
Supervisors Yaki, Bierman**

Resolution approving and authorizing an agreement with the Redevelopment Agency of the City and County of San Francisco for the sale and exchange of real property consisting of a portion of Jessie Street between Fourth and Fifth Streets, for a purchase price of \$3,100,000 and providing for the conveyance of realigned portions of Jessie Street, for the purpose of enabling the Agency to reconvey such property to or for the benefit of Emporium Development, L.L.C., (a subsidiary of Forest City) for the development of a mixed use project in the Emporium Site Area, in furtherance of the implementation of an amendment to the Redevelopment Plan for Yerba Buena Center; conditionally approving the dedication of new Jessie Streets West and East and authorizing other official actions in connection therewith; adopting findings pursuant to the California Environmental Quality Act; adopting findings that the conveyance is consistent with the city's General Plan and Eight Priority Policies of city Planning Code Section 101.1; adopting findings pursuant to Section 33433 of the California Community Redevelopment Law; and authorizing the Director of Property to execute documents, make certain modifications and take certain actions in furtherance of this Resolution.

Supervisor Yee dissenting in committee.

Supervisor Becerril excused from voting in Board.

Resolution No. 860-00

ADOPTED by the following vote:

Ayes: 8 - Bierman, Brown, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Noes: 1 - Ammiano

Absent: 1 - Katz

Excused: 1 - Becerril

**001434 [Parking and Traffic Regulations - Emporium Site Development]
Supervisors Yaki, Bierman**

Resolution adopting findings pursuant to the California Environmental Quality Act, and enacting and rescinding Parking and Traffic Regulations on portions of Mission Street and Jessie Street.

TOW-AWAY, NO STOPPING, 3PM-6PM, MONDAY THROUGH FRIDAY-RESCIND
Mission Street, north side, from 214 feet to 379 feet east of 5th Street (165 foot zone)
Mission Street, north side, from 274 feet to 341 feet west of 4th Street (67 foot zone)

TOW-AWAY, NO STOPPING ANYTIME-ESTABLISH
Mission Street, north side, from 165 feet to 214 feet east of 5th Street (49 foot zone)
Mission Street, north side, from 335 feet to 490 feet east of 5th Street (155 foot)
Mission Street, north side, from 228 feet to 274 feet west of 4th Street (46 foot zone)
Jessie Street East, east side, between Mission and Jessie Streets
Jessie Street West, west side, between Mission and Jessie Streets
Jessie Street, north side, between 4th Street and Jessie Street East
Jessie Street, north side, between 5th Street and Jessie Street West

NO LEFT TURNS-ESTABLISH
Mission Street, both directions, between 4th and 5th Streets (prohibits mid-block left turns)

ONE WAY STREET-RESCIND
Jessie Street, eastbound, between 5th Street and Jessie Street West

ONE-WAY STREET-ESTABLISH
Jessie Street, westbound, between 5th Street and Jessie Street West
Jessie Street East, northbound, between Mission and Jessie Streets
Jessie Street West, northbound, between Mission and Jessie Streets

TAXI AND BUS LOADING ZONES-ESTABLISH
Jessie Street East, west side, from Jessie Street to 110 feet southerly (110 foot zone)
Jessie Street West, east side, from Jessie Street to 112 feet southerly (112 foot zone) (Parking and Traffic Department)

(DPT Order No. 2042.)
Supervisor Becerril excused from voting in Board.

Resolution No. 872-00

ADOPTED by the following vote:

Ayes: 8 - Bierman, Brown, Kaufman, Leno, Newsom, Teng, Yaki, Yee
Noes: 1 - Ammiano
Absent: 1 - Katz
Excused: 1 - Becerril

NEW BUSINESS

Recommendations of the Audit and Government Efficiency Committee

001309 [Administrative Code Revision, Chapter 24A, Rent Supplement Program Administration]
Supervisors Kaufman, Newsom

Ordinance amending Administrative Code Chapter 24A "Administrative Structure Local Rent Supplement Program in the Office of the Mayor" by amending Sections 24A.01 through 24A.21: to reflect prior conversion of "City Administrative Officer" to "City Administrator" in the Charter and Codes; to reflect prior Municipal Code changes regarding funding allocations under Business and Tax Regulations Code Article 7 ("Tax on Transient Occupancy of Hotel Rooms"); to use the HUD definition of low income households; to set a maximum rent supplement contract term of 10 years, which can be renewed; to provide for discontinuation of rent supplement payments when 30 percent of a tenant's income is sufficient to pay the full rent payment (increased from 25 percent in the current code); to reflect the relationship of this Chapter with Federal and State relocation statutes and regulations, and with United States District Court orders and agreements in Case No. C-69 324 SAW, and technical changes including renumbering as required.

(Amends Sections 24A.01 through 24A.21.)

Supervisor Newsom requested to be added as co-sponsor.

PASSED, ON FIRST READING by the following vote:

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

001354 [Minor Sidewalk Encroachment Permit Appeals]
Supervisors Kaufman, Newsom

Ordinance amending Section 723.2 of the San Francisco Public Works Code to provide that the Board of Supervisors shall make a decision regarding a minor sidewalk encroachment permit appeal within 30 days of the time set for the hearing on the appeal, or the decision of the Director of Public Works shall stand as the final decision; providing procedures for considering and deciding the appeal.

Supervisor Newsom requested to be added as co-sponsor.

PASSED, ON FIRST READING by the following vote:

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

001355 [Repealing regulations prohibiting the City from doing business with Burma]
Supervisor Newsom

Ordinance amending Part I of the San Francisco Municipal Code (Administrative Code), by repealing Chapter 12J (Sections 12J.1 through 12J.9), regarding doing business with Burma.

(Amends Chapter 12J, Sections 12J.1 through 12J.9.)

Supervisor Newsom moved to continue consideration to October 16, 2000.

Supervisor Newsom, seconded by Supervisor Yaki, moved that this Ordinance be CONTINUED ON FIRST READING. The motion carried by the following vote:

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

001436 [Official City Bird]
Supervisor Katz

Ordinance amending Chapter 1, Part I of the San Francisco Municipal Code (Administrative Code) by adding Section 1.5-3, designating the California Quail as the official City bird.

PASSED, ON FIRST READING by the following vote:

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

**001489 [Workers' Compensation Council]
Supervisors Kaufman, Newsom**

Ordinance amending Chapter 16, Article VIII-A of Part I of the San Francisco Municipal Code (Administrative Code), by amending Sections 16.121-1 through 16.121-5, to replace the Central Safety Committee with a Workers' Compensation Council, to be chaired by the Human Resources Director, and making other conforming amendments, and amending Chapter 2A, Article II, of Part I of the San Francisco Municipal Code (Administrative Code), by amending Section 2A.31, to coordinate departmental responsibility for Workers' Compensation costs with the Workers' Compensation Council.

Supervisor Newsom requested to be added as co-sponsor.

PASSED, ON FIRST READING by the following vote:

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

Absent: 1 - Katz

**001491 [Administrative Code Revision - Medical Exams]
Supervisors Kaufman, Newsom**

Ordinance amending Chapter 16, Article IV, of Part I of the San Francisco Municipal Code (Administrative Code), by repealing Sections 16.89, 16.89-1, and 16.89-2, dealing with medical examinations for certain City employees.

Supervisor Newsom requested to be added as co-sponsor.

PASSED, ON FIRST READING by the following vote:

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

Absent: 1 - Katz

**001548 [Administrative Code Revision, Chapter 34]
Supervisors Kaufman, Newsom**

Ordinance amending Chapter 34 of Part I of the San Francisco Municipal Code (Administrative Code), by amending Sections 34.1 through 34.6, regarding giving notice to the Assessor when a variance or conditional use is granted.

Supervisor Newsom requested to be added as co-sponsor.

PASSED, ON FIRST READING by the following vote:

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

Absent: 1 - Katz

Recommendations of the Finance and Labor Committee

**001492 [Marina Yacht Harbor Fees]
Supervisor Brown**

Ordinance amending Part II, Chapter VI of the San Francisco Municipal Code (Park Code) to set fees at the San Francisco Marina Small Craft Harbor for services, including towing boats berthed illegally, removing berthholders' hazardous waste, and pumping out boats that have taken on water, and materials, including additional keys, harbor lines and keys and electrical adapters for temporary use.

PASSED, ON FIRST READING by the following vote:

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

Absent: 1 - Katz

001669 [Moscone Center Expansion Project Financing]
Supervisor Newsom

Ordinance approving the issuance of Lease Revenue Bonds of the City and County of San Francisco Finance Corporation; approving the execution and delivery of a site lease between the City and County of San Francisco, as lessor, and the City and County of San Francisco Finance Corporation, as lessee; approving the execution and delivery of a project lease between the Corporation, as lessor, and the City, as lessee; ratifying previous actions taken in connection with the foregoing matters; and authorizing the taking of appropriate actions in connection therewith. (Mayor)

(Fiscal impact.)

Supervisor Newsom requested to be added as sponsor.

PASSED, ON FIRST READING by the following vote:

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

001675 [Government Funding, Moscone Center Expansion Project]
Mayor, Supervisor Newsom

Ordinance appropriating \$157,500,000 of proceeds from Lease Revenue Bonds to fund the Moscone Center Expansion Project for the Department of Administrative Services for fiscal year 2000-2001.

(Fiscal impact.)

Supervisor Newsom requested to be added as co-sponsor.

PASSED, ON FIRST READING by the following vote:

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

001429 [Sprint Spectrum Transmitter Lease at the Performing Arts Garage]

Resolution authorizing and approving a lease of cellular transmitter space at the Performing Arts Garage to Sprint Spectrum Limited Partnership. (Real Estate Department)

Resolution No. 868-00

ADOPTED by the following vote:

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

001430 [Sprint Spectrum Transmitter Lease at Pierce Street Garage]

Resolution authorizing and approving a lease of cellular transmitter space at the Pierce Street Garage to Sprint Spectrum Limited Partnership. (Real Estate Department)

Resolution No. 869-00

ADOPTED by the following vote:

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

001431 [Sprint Spectrum Transmitter Lease at the Fire Station No. 43]

Resolution authorizing and approving a lease of cellular transmitter space at the Fire Station 43 to Sprint Spectrum Limited Partnership. (Real Estate Department)

Resolution No. 870-00

ADOPTED by the following vote:

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

001432 [Nextel Communications Transmitter Lease at the S.F. General Hospital Garage]

Resolution authorizing and approving a lease of cellular transmitter space at the San Francisco General Hospital Garage to Nextel Communications. (Real Estate Department)

Resolution No. 871-00

ADOPTED by the following vote:

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

001523 [Contracting out Airport parking management operations for fiscal year 2000/01]

Resolution approving retroactively, the Controller's certification that parking management services for San Francisco International Airport can practically be performed by private contractor at a lower cost for the year commencing July 1, 2000 than if work were performed by City employees at budgeted levels. (Airport Commission)

Supervisor Yee, seconded by Supervisor Yaki, moved to excuse Supervisor Becerril from voting on this matter. The motion carried by the following vote:

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

Resolution No. 876-00

ADOPTED by the following vote:

Ayes: 9 - Ammiano, Bierman, Brown, Kaufman, Leno, Newsom, Teng, Yaki, Yee
Absent: 1 - Katz
Excused: 1 - Becerril

001531 [Rincon Park Restaurant Site Lease at the Embarcadero between Harrison and Howard Streets]

Resolution approving lease with Rincon Park Restaurants, LLC, and the City and County of San Francisco, operating by and through the San Francisco Port Commission, for the development of the Rincon Park Restaurant Site, San Francisco, California. (Port)

Resolution No. 877-00

ADOPTED by the following vote:

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

001611 [Academy of Sciences General Obligation Bond Issuance]

Supervisor Newsom

Resolution providing for the issuance of not to exceed \$87,445,000 aggregate principal amount of City and County of San Francisco General Obligation Bonds (California Academy of Sciences Improvement Bonds, 2000); authorizing the execution, authentication and registration of said Bonds; providing for the levy of a tax to pay the principal and interest thereof; providing for the appointment of depositories and other agents for said Bonds; providing for the establishment of accounts related thereto; ratifying certain actions previously taken; and granting general authority to City officials to take necessary actions in connection with the authorization, issuance, sale and delivery of said Bonds. (Mayor)

(Fiscal impact.)

Supervisor Newsom requested to be added as sponsor.

Resolution No. 878-00

ADOPTED by the following vote:

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

001612 [Neighborhood Park General Obligation Bond Sale]
Supervisor Newsom

Resolution authorizing and directing the sale of not to exceed \$14,060,000 City and County of San Francisco General Obligation Bonds (Neighborhood Recreation and Park Facilities Improvement Bonds, 2000), Series 200_ ; prescribing the form and terms of said Bonds; authorizing the execution, authentication and registration of said Bonds; providing for the appointment of depositories and other agents for said Bonds; providing for the establishment of accounts related thereto; approving the forms of official notice of sale and notice of intention to sell Bonds; directing the publication of the notice of intention to sell Bonds; approving the form and execution of the official statement relating thereto; approving the form of the continuing disclosure certificate; approving modifications to documents; ratifying certain actions previously taken; and granting general authority to City officials to take necessary actions in connection with the authorization, issuance, sale and delivery of said Bonds. (Mayor)

(Fiscal impact.)

Supervisor Newsom requested to be added as sponsor.

Resolution No. 879-00

ADOPTED by the following vote:

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

001613 [Golden Gate General Obligation Bond Sale]
Supervisor Newsom

Resolution authorizing and directing the sale of not to exceed \$17,060,000 City and County of San Francisco General Obligation Bonds (Golden Gate Park Improvements, 1992), Series 200_ ; prescribing the form and terms of said Bonds; authorizing the execution, authentication and registration of said Bonds; providing for the appointment of depositories and other agents for said Bonds; providing for the establishment of accounts related thereto; approving the forms of official notice of sale and notice of intention to sell Bonds; directing the publication of the notice of intention to sell Bonds; approving the form and execution of the official statement relating thereto; approving the form of the continuing disclosure certificate; approving modifications to documents; ratifying certain actions previously taken; and granting general authority to City officials to take necessary actions in connection with the authorization, issuance, sale and delivery of said Bonds. (Mayor)

(Fiscal impact.)

Supervisor Newsom requested to be added as sponsor.

Resolution No. 880-00

ADOPTED by the following vote:

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

001614 [Academy of Sciences General Obligation Bond Sale]

Resolution authorizing and directing the sale of not to exceed \$15,095,000 City and County of San Francisco General Obligation Bonds (California Academy of Sciences Improvement Bonds, 2000), Series 200__; prescribing the form and terms of said Bonds; authorizing the execution, authentication and registration of said Bonds; providing for the appointment of depositories and other agents for said Bonds; providing for the establishment of accounts related thereto; approving the forms of official notice of sale and notice of intention to sell Bonds; directing the publication of the notice of intention to sell Bonds; approving the form and execution of the official statement relating thereto; approving the form of the continuing disclosure certificate; approving modifications to documents; ratifying certain actions previously taken; and granting general authority to City officials to take necessary actions in connection with the authorization, issuance, sale and delivery of said Bonds. (Mayor)

(Fiscal impact.)

Resolution No. 881-00

ADOPTED by the following vote:

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

001622 [Grant to acquire Compressed Natural Gas (CNG) vehicles for permitted Airport bus operators to promote clean fuel use]

Supervisors Leno, Newsom

Resolution authorizing the Airport Commission to accept and expend a grant in the amount of \$140,000 from the Bay Area Air Quality Management District (Air District) for acquisition of Compressed Natural Gas (CNG) buses. (Airport Commission)

Supervisor Leno, seconded by Supervisor Teng, moved to excuse Supervisor Becerril from voting on this matter.

The motion carried by the following vote:

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

Supervisor Newsom requested to be added as co-sponsor.

Resolution No. 882-00

ADOPTED by the following vote:

Ayes: 9 - Ammiano, Bierman, Brown, Kaufman, Leno, Newsom, Teng, Yaki, Yee
Absent: 1 - Katz
Excused: 1 - Becerril

001623 [Grant to acquire Compressed Natural Gas (CNG) vehicles for permitted Airport shuttle bus operators to promote clean fuel use]

Supervisors Leno, Newsom

Resolution authorizing the Airport Commission to accept and expend a grant in the amount of \$980,000 from the Bay Area Air Quality Management District (Air District) for acquisition of Compressed Natural Gas (CNG) shuttle vehicles. (Airport Commission)

Supervisor Leno, seconded by Supervisor Teng, moved to excuse Supervisor Becerril from voting on this matter.

The motion carried by the following vote:

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

Supervisor Newsom requested to be added as co-sponsor.

Resolution No. 883-00

ADOPTED by the following vote:

Ayes: 9 - Ammiano, Bierman, Brown, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Absent: 1 - Katz

Excused: 1 - Becerril

Recommendations of the Housing and Social Policy Committee

000950 [Restricting Access to Firearms Dealers]

Supervisors Becerril, Bierman, Teng, Brown

Ordinance amending Article 9 of the San Francisco Police Code by amending Section 613.1 by adding a definition of "firearm capable of being concealed upon the person," amending Section 613.10 to require licensed firearms dealers to post notices prohibiting entry by persons barred from purchasing or possessing firearms pursuant to State law, and adding a new Section 613.10-3 to prevent persons barred from purchasing or possessing firearms under State law from entering the premises of licensed firearm dealers.

(Amends Sections 613.1 and 613.10; adds Section 613.10-3.)

Supervisor Brown requested to be added as co-sponsor.

PASSED, ON FIRST READING by the following vote:

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

Absent: 1 - Katz

001624 [Continuing State grant to support law enforcement and treatment efforts involving major drug offenders]

Supervisors Teng, Becerril, Bierman, Brown

Resolution authorizing the Mayor's Criminal Justice Council (MCJC) to retroactively accept and expend a grant in the amount of \$754,886 from the Office of Criminal Justice Planning (OCJP) for the Anti-Drug Abuse Enforcement Program. (Mayor)

Supervisor Brown requested to be added as co-sponsor.

Resolution No. 884-00

ADOPTED by the following vote:

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

Absent: 1 - Katz

PUBLIC COMMENT

Leboriae P. Smoore, Louise Vaughn - opposes Judge Pollak's decision to reduce jury award in a racial discrimination lawsuit filed by Wonder Bread employees from \$132 million to \$27 million;
Ernestine Weiss - urges passage of legislation to transfer Blocks 202 and 203 to the Recreation and Park Department from the Department of Public Works;
James Chafee - Library Foundation memorandum of understanding;
Michael Bella Fontine, Act Up San Francisco - AIDS and Sexually Transmitted Diseases;
Deena Davenport - opposes the closing of theatres and dance studios;
Fred Hoffman - opposes skateboarders at pier;
Mick Hellman, Lynn Prevel - supports resolution endorsing the Bay Area Discovery Museum's expansion plans.

Appointment of President Pro Tempore

At the request of the President, Supervisor Teng assumed the Chair during a portion of public testimony.

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.

**001735 [Legislative Analyst Request]
Supervisor Katz**

Motion asking the Legislative Analyst to research and identify state, federal, and major private funding resources that could be used to secure permanent facilities for non-profit and arts organizations. Funds can be in the form of low-interest loans, grants, rehabilitation loans, etc.

APPROVED by the following vote:

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

**001746 [Legislative Analyst Request]
Supervisor Newsom**

Motion asking the Legislative Analyst to prepare a report on all of the possible state, local, and federal funds (grants and loans) in the public, private, and non-profit sector that can be leveraged for the City's non-profits, arts and cultural organizations. Specifically, prepare a chart of all available pools of funds for non-profits, arts and cultural groups that the City can access, including the requirements for securing these funds, the amount of potential funds available, what if any restrictions the funds would have, and if possible, how the City can streamline these funds into one major funding source.

APPROVED by the following vote:

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

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.

**001719 [Quality Housing and Work Responsibility Act 1998]
Supervisor Ammiano**

Resolution urging the San Francisco Housing Authority (SFHA) not to adopt time-limits for residents in subsidized housing and to keep SFHA waiting for housing open to all people attempting to exit homelessness and further urging the SFHA to comply with federal income mixing requirements by increasing self-sufficiency, education and job-training opportunities for current residents; and further urging the SFHA, in the spirit of the San Francisco Sanctuary Ordinance, not to share names of persons who may be undocumented with the Immigration and Naturalization Service, INS contractors, and associated agencies.

**Resolution No. 896-00
ADOPTED**

**001724 [Installation of speed bumps on Shotwell Street]
Supervisor Ammiano**

Resolution urging the San Francisco Department of Parking and Traffic to install speed bumps on Shotwell Street between Seventeenth and Eighteenth Streets and other appropriate traffic calming measures to promote pedestrian safety in the area and mitigate public nuisance and quality of life violations.

**Resolution No. 897-00
ADOPTED**

**001727 [Commendation]
Supervisors Ammiano, Leno, Katz**

Resolution commending and proclaiming October 11, 2000 as National Coming Out Day.

**Resolution No. 887-00
ADOPTED**

**001728 [Commendation]
Supervisors Bierman, Newsom, Yaki**

Resolution commending and expressing appreciation to William M. Nakamura for his services upon the occasion of his retirement from the Redevelopment Agency of the City and County of San Francisco.

Supervisor Yaki requested to be added as co-sponsor.

**Resolution No. 888-00
ADOPTED**

**001729 [Commendation]
Supervisors Leno, Katz, Newsom**

Resolution commending Calvin Gipson for his years of service at San Francisco Pride.

**Resolution No. 889-00
ADOPTED**

001730 [Proclamation]
Supervisors Newsom, Becerril

Resolution proclaiming the week of October 8 to October 14 as National Stop on Red Light Running Week in the City and County of San Francisco.

Supervisor Becerril requested to be added as co-sponsor.

Resolution No. 890-00

ADOPTED

001736 [Extend Time for Planning Commission Decision, Glen Park Special Use Subdistrict]
Supervisor Leno

Resolution extending the prescribed time within which the Planning Commission may render its decision on proposed ordinances to amend the Planning Code to create the Glen Park Special Use Subdistrict.

Resolution No. 891-00

ADOPTED

001737 [Extend Time for Planning Commission Decision, Construction of More Housing in Certain Zoning Districts]
Supervisor Leno

Resolution extending the prescribed time within which the Planning Commission may render its decision on a proposed ordinance to amend the Planning Code to allow for the construction of more housing in certain zoning districts.

Resolution No. 892-00

ADOPTED

001738 [Extend Time for Planning Commission Decision, Inclusionary Affordable Housing Program]
Supervisor Leno

Resolution extending the prescribed time within which the Planning Commission may render its decision on a proposed ordinance to amend the Planning Code to adopt an inclusionary affordable housing program.

Resolution No. 893-00

ADOPTED

001744 [Commendation]
Supervisor Becerril

Resolution acknowledging the success of the 2000 season San Francisco Giants and commending them for the honor they have brought to our City, and to root the "Say Hey" kids on to the World Series.

Resolution No. 894-00

ADOPTED

**001745 [Commendation]
Supervisors Newsom, Becerril**

Resolution commending the Mayor for his initiatives to assist non-profit, arts and cultural community.

Supervisor Becerril requested to be added as co-sponsor.

Resolution No. 895-00

ADOPTED

001708 [Final map of a new 10 unit live/work condominium project]

Motion approving final map of 1150 Folsom Street, a Live/Work Condominium Project, being a subdivision of Lot 18, Assessor's Block No. 3730, and adopting findings pursuant to Planning Code Section 101.1. (Public Works Department)

(DPW Order No. 172,592.)

Motion No. M00-110

APPROVED

The foregoing items were acted upon by the following vote:

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

Absent: 1 - Teng

Severed From For Adoption Without Committee Reference Agenda

**001725 [Controller's Audit on Marina Yacht Harbor]
Supervisor Newsom**

Resolution urging the Recreation and Park Department to implement, with all due haste, the recommendations stemming from the Controller's 2000 San Francisco Marina Small Craft Harbor report.

Supervisor Newsom requested that this matter be severed so it could be considered separately.

SEVERED FROM FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA.

Supervisor Newsom moved to amend page 1 as follows: On title, line 3, after "haste," by adding "most of." On line 7 by adding: "Whereas, Interested stakeholders had an opportunity to examine and comment upon the audit during a community forum held at the Golden Gate Yacht Club on June 13, 2000; and." By deleting lines 14 and 15. On line 17, by deleting "live-aboards."

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

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

Absent: 1 - Teng

Resolution urging the Recreation and Park Department to implement, with all due haste, most of the recommendations stemming from the Controller's 2000 San Francisco Marina Small Craft Harbor report.

Supervisor Newsom moved to continue consideration to October 16, 2000.

Supervisor Newsom, seconded by Supervisor Yaki, moved that this Resolution be CONTINUED AS AMENDED.

The motion carried by the following vote:

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

Absent: 1 - Teng

**001726 [Commendation]
Supervisor Yee**

Resolution commending Lights On Afterschool and proclaiming October 12, 2000 as "Lights On Afterschool Day".

Supervisor Yee requested that this matter be severed so it could be considered separately.
SEVERED FROM FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA.

Supervisor Yee presented an Amendment of the Whole bearing same title, reflecting technical amendments.
Supervisor Yee, seconded by Supervisor Yaki, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE. The motion carried by the following vote:

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

Resolution No. 886-00

ADOPTED AS AMENDED by the following vote:

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

OFF-AGENDA LEGISLATION

Introduced by Supervisors or Mayor

Ordinances

**001758 [Underground District No. 357]
Supervisor Bierman**

Ordinance creating Underground District No. 357 on lower Great Highway from Sloat Boulevard to Taraval Street.

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

**001759 [Establish California Street and Presidio Avenue Community Center SUD]
Supervisors Kaufman, Katz, Leno, Teng, Newsom, Yaki, Becerril, Brown, Ammiano**

Ordinance amending Part II, Chapter II of the San Francisco Municipal Code (Planning Code) by adding Section 249. ____ to establish the California Street and Presidio Avenue-Community Center Special Use District, and adopting findings.

11/14/00 - Planning Commission Resolution #16029 dated November 9, 2000 recommending approval of proposed Planning Code amendment.

10/10/00, ASSIGNED UNDER 30 DAY RULE to Transportation and Land Use Committee, expires on 11/10/2000. 10/13/00 - Transmitted to Planning Commission for public hearing and recommendation.

11/14/00 - Planning Commission Resolution #16029 dated November 9, 2000 recommending approval of proposed Planning Code amendment.

001760 [Zoning Map Amendment]**Supervisors Kaufman, Katz, Leno, Teng, Newsom, Yaki, Becerril, Brown, Ammiano, Yee**

Ordinance amending the Zoning Map of the City and County of San Francisco for property located on the Southeastern portion of the block bounded by California, Walnut, and Sacramento Streets and Presidio Avenue, to change the height and use district classification from 40-X to 65-X and designate the site as a Special Use District and adopting findings.

11/14/00 - Planning Commission Resolution #16030 dated November 9, 2000 recommending approval of proposed Zoning Map amendment.

10/10/00, ASSIGNED UNDER 30 DAY RULE to Transportation and Land Use Committee, expires on 11/10/2000. 10/13/00 - Transmitted to Planning Commission for public hearing and recommendation.

11/14/00 - Planning Commission Resolution #16030 dated November 9, 2000 recommending approval of proposed Zoning Map amendment.

001761 [Establishing the Department of Children, Youth and Their Families]**Supervisor Kaufman**

Ordinance amending Chapter 2A of Part One of the San Francisco Municipal Code (Administrative Code), to add Article XV Section 2A.232 establishing the Department of Children, Youth and Their Families, enumerating the duties of the Department and incorporating within Section 2A.232 the duties of the Department as established in other Sections of the Administrative Code; amending and renumbering Section 3.50 regarding the reporting of allocation of funds and services by gender; and by repealing Section 3.50 of Part One of the San Francisco Municipal Code (Administrative Code).

10/10/00, ASSIGNED UNDER 30 DAY RULE to Audit and Government Efficiency Committee, expires on 11/10/2000.

001762 [Notice of Permit Applications for Sutro Tower]**Supervisors Teng, Bierman, Becerril**

Ordinance amending Part II, Chapter II, of the San Francisco Municipal Code (Planning Code) by adding Section 306.9 thereto, requiring notice of applications for building permits for Sutro Tower to be sent to all property owners within a 1,000 foot radius of the Tower's site.

10/10/00, ASSIGNED UNDER 30 DAY RULE to Housing and Social Policy Committee, expires on 11/10/2000. Sponsor requests this item be scheduled for consideration at the October 17, 2000 meeting.

10/12/00 - Transmitted to Planning Commission for public hearing and recommendation.

10/17/00 - Amended legislation transmitted to Planning Commission for public hearing and recommendation.

Resolutions

001763 [CEQA Findings - Jewish Community Center Project]
Supervisors Kaufman, Katz, Leno, Teng, Newsom, Yaki, Becerril, Brown, Ammiano

Resolution affirming certification of the Jewish Community Center of San Francisco Final Environmental Impact Report by the Planning Commission and adopting environmental findings (and a Statement of Overriding Considerations) pursuant to the California Environmental Quality Act and State Guidelines in connection with the Jewish Community Center Project.

11/14/00 - Planning Commission Motion #16027 dated November 9, 2000 recommending approval of the Final Environmental Impact Report.

10/10/00, ASSIGNED UNDER 30 DAY RULE to Transportation and Land Use Committee, expires on 11/10/2000. 10/13/00 - Transmitted to Planning Commission for public hearing and recommendation.

11/14/00 - Planning Commission Motion #16027 dated November 9, 2000 recommending approval of the Final Environmental Impact Report.

001764 [Grant funds for City's CarShare Program]
Supervisors Leno, Bierman, Kaufman

Resolution authorizing the Executive Director of the Department of Parking and Traffic to accept and expend a grant in the amount of \$600,000 from the Federal Highway Administration and the California State Department of Transportation to assist in the development and administration of the City CarShare Program.

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

001765 [Bay Area Discovery Museum]
Supervisor Newsom

Resolution endorsing the Bay Area Discovery Museum's plans to complete site improvements, add new facilities to house the Centers for Creative Arts and Early Learning and improve amenities for families.

10/10/00, RECEIVED AND ASSIGNED to Parks and Recreation Committee.

001766 [Street Artists]
Supervisors Teng, Bierman, Becerril

Resolution designating temporary selling spaces in the downtown area and at Harvey Milk Plaza for street artists certified by the Art Commission, City and County of San Francisco, for the winter holiday season, 2000, beginning on November 15, 2000 and ending on January 15, 2001.

10/10/00, RECEIVED AND ASSIGNED to Housing and Social Policy Committee.

001767 [Village Parcel - Visitacion Valley]
Mayor

Resolution authorizing, approving and ratifying actions in furtherance of the City's commitment to the revitalization of Visitacion Valley; authorizing certain contracting procedures; authorizing the Director of Real Estate to accept title to the Village Parcel; and authorizing and approving the terms of the Village Parcel Ground Lease.

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

**001768 [Appointment, San Francisco Redevelopment Agency]
Mayor**

Resolution confirming the appointment of Michal Settles to the San Francisco Redevelopment Agency, succeeding Lynette Sweet, to complete the remainder of a four year term ending September 3, 2003.
10/10/00, RECEIVED AND ASSIGNED to Rules Committee.

**001769 [Removal of MTBE from gasoline in Northern California]
Supervisors Ammiano, Yaki**

Resolution urging Governor Gray Davis to take all possible action to ensure that MTBE is removed immediately from gasoline in all areas of Northern California not required by the Federal Clean Air Act to use a fuel oxygenate, including the entire San Francisco Bay Area.
10/10/00, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**001770 [Electric Rate Increases]
Supervisors Becerril, Brown, Yaki**

Resolution opposing electric rate increases for low-income customers, urging the California Public Utilities Commission to seek greater community input and urging the California Public Utilities to enhance its low-income programs.
10/10/00, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**001771 [Suspension of fees at the North Beach Pool]
Supervisors Newsom, Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Teng, Yaki, Yee**

Resolution establishing a policy of non collection of fees for children under the age of seventeen at North Beach Pool for a period of three years, beginning January 1, 2001.
10/10/00, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**001772 [Commendation]
Supervisors Becerril, Brown**

Resolution commemorating National Hispanic Heritage Month and honoring the many contributions that Hispanic Americans have made to the San Francisco community.
10/10/00, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**001773 [Commendation]
Supervisors Leno, Bierman, Brown**

Resolution commending the First Unitarian Universalist Society of San Francisco upon its 150th anniversary.
10/10/00, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

001774 [Commendation]
Supervisors Leno, Bierman, Newsom

Resolution commending Luke Cottrill for being a Good Samaritan.
10/10/00, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

001775 [Commendation]
Supervisors Leno, Bierman, Newsom

Resolution commending Ljubica Radulovich on the occasion of her 98th birthday.
10/10/00, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

001776 [Commendation]
Supervisors Teng, Kaufman, Bierman, Becerril, Brown, Newsom, Yaki

Resolution commending Robert C. Friese for his contributions and dedicated service to San Francisco Beautiful and the community, wishing him the best in his future endeavors, and declaring October 26, 2000 to be "Robert C. Friese Day" in San Francisco.
10/10/00, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Hearings

001777 [Health Care for Seniors]
Supervisor Becerril

Hearing to consider San Francisco's health care delivery system and health care policies for seniors focusing on (1) the cost of prescription drugs that seniors must bear and (2) what San Francisco is doing to protect seniors as it relates to the availability and pricing of prescription drugs.
10/10/00, RECEIVED AND ASSIGNED to Finance and Labor Committee.

001778 [Status of Tree Removal Legislation]
Supervisor Katz

Hearing to review the status of implementation of legislation (File No. 980991) which was introduced in August of 1998; and to address a resolution (File No. 980993) urging all City agencies, commissions and departments to adopt notice and appeal procedures for the removal of trees.
10/10/00, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.

001779 [Audit of Adult Probation Department]
Supervisors Kaufman, Leno, Newsom, Yaki

Hearing to consider the results of the Controller's October 2, 2000 audit of the Adult Probation Department contained in a report titled: "Adult Probation Department: Weak Management Systems and Lack of Oversight Have Led to Inadequate Supervision of Criminal Offenders, Which Could Jeopardize Public Safety and Has Resulted in Loss of Revenue to the City."
10/10/00, RECEIVED AND ASSIGNED to Audit and Government Efficiency Committee. Sponsors request this item be scheduled for the November Committee meeting.

**001780 [Study of MUNI Express Bus Routes]
Supervisor Yaki**

Hearing to (1) determine how MUNI's express bus routes can be improved for increased efficiency and reduced overcrowding; (2) examine the possibility of dividing the express routes into shorter distances and decreasing the number of stops; (3) address how to reduce commute time, and eliminate missed pickups and over-packed buses on routes such as the 1ABX, 9X 14X, 31ABX and 38ABX.

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

Motions

**001781 [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.

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

**001782 [Suspend 30 Day Rule - Planning Code Amendment]
Supervisor Teng**

Motion suspending Rule 5.40 of the Rules of Order of the Board of Supervisors to allow the Board of Supervisors to consider, without waiting 30 days after its introduction, notice of permit applications for Sutro Tower.

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

**001783 [Release of Reserve Funds, San Francisco Apartment Association (Fiscal Year 2000-2001 Budget)]
Supervisor Yee**

Motion releasing \$100,000 placed on Board of Supervisors reserve for the legal assistance to property owners of limited means program.

10/10/00, RECEIVED AND ASSIGNED to Finance and Labor Committee.

Introduced by the President at the Request of Departments

PROPOSED ORDINANCES

001742 [Public Employment, Department of Consumer Assurance (formerly Dept. of Agriculture/Weights and Measures)]

Ordinance amending Ordinance No. 181-00 (Annual Salary Ordinance, 2000/01) reflecting the creation of 1.25 positions (Class 6218 Inspector Trainee) in the Department of Consumer Assurance. (Human Resources Department)

10/4/00, RECEIVED AND ASSIGNED to Finance and Labor Committee.

- 001743 [Government Funding, Department of Consumer Assurance (formerly Dept. of Agriculture/Weights and Measures), to combat a disease deadly to grape vines]**
Supervisor Newsom

Ordinance appropriating \$53,500 of other state grants and subventions to fund a program to control the spread of glassy winged sharpshooter pest that threatens the wine industry of Northern California, for the Department of Consumer Assurance for fiscal year 2000-2001. (Controller)

(Companion measure to File 001742.)

10/4/00, RECEIVED AND ASSIGNED to Finance and Labor Committee.

Supervisor Newsom requested to be added as sponsor.

PROPOSED RESOLUTIONS

- 001707 [Lease of office space at 3801 Third Street, for DHS-Family and Children Services Program]**

Resolution authorizing the lease of real property at 3801 Third Street, Suites 114, 205 and 235 for the Department of Human Services. (Real Estate Department)

10/4/00, RECEIVED AND ASSIGNED to Finance and Labor Committee.

- 001739 [Approving Refugee County Plan for Federal Fiscal Year 2000 (October 1, 2000 - Sept. 30, 2001)]**

Supervisors Teng, Bierman, Becerril

Resolution approving the San Francisco Federal Fiscal Year 2000 Refugee County Plan and authorizing the Private Industry Council of San Francisco, Inc. to accept and expend, retroactive to October 1, 2000, \$908,134 of federal refugee funds in conformity with the Refugee County Plan. (Private Industry Council)

10/4/00, RECEIVED AND ASSIGNED to Housing and Social Policy Committee.

- 001740 [Federal grant funds for services to older refugees in San Francisco]**

Supervisors Leno, Teng, Bierman, Becerril

Resolution authorizing the Private Industry Council of San Francisco, Inc. to accept and expend, retroactive to October 1, 2000, \$210,999 of federal refugee discretionary funds for services to older refugees in conformity with the Refugee County Plan. (Private Industry Council)

10/4/00, RECEIVED AND ASSIGNED to Housing and Social Policy Committee.

Supervisor Leno requested to be added as co-sponsor.

- 001741 [Federal grant funds for health program referral services to refugees in San Francisco]**

Supervisors Leno, Teng, Bierman, Becerril

Resolution authorizing the Private Industry Council of San Francisco, Inc. to accept and expend, retroactive to October 1, 2000, \$23,678 of federal Refugee Employment Social Services set aside funds for health program referral services to refugees in conformity with the Refugee County Plan. (Private Industry Council)

10/4/00, RECEIVED AND ASSIGNED to Housing and Social Policy Committee.

Supervisor Leno requested to be added as co-sponsor.

Requests Granted

From: Supervisor Becerril

To: Director, Department of Public Health

Requesting/Inquiring: To investigate and report on 1) the cost of prescription drugs that seniors must bear in San Francisco, and 2) what San Francisco is doing to protect seniors as it relates to the availability and pricing of prescription drugs.

From: Supervisor Katz

To: Director, Airport

To: Chancellor, City College

To: Director, Department of the Environment

To: General Manager, Hetch Hetchy

To: Director, Housing Authority

To: Director, Laguna Honda

To: General Manager, Municipal Railway

To: Chief, Police Department

To: Director, Port

To: Director, Department of Public Health

To: General Manager, Public Utilities Commission

To: Director, Real Estate Department

To: General Manager, Recreation and Park Department

To: Director, SF General Hospital

To: Superintendent, SF Unified School District

To: Sheriff, Sheriff's Department

To: General Manager, Water Department

Requesting/Inquiring: To notify the Directors of the following departments: (Airport, City College, Department of Environment, Hetch Hetchy, Housing Authority, Laguna Honda, Municipal Railway, Police Department, Port, Public Health, Public Utilities Commission, Real Estate Department, Recreation and Park, SF General Hospital, SF Unified School District, Sheriff, Water Department) to investigate and report on the status of implementation of Supervisor Katz's street tree legislation and to provide a report on File 98-0993, a resolution urging all City agencies, commissions and departments to adopt notice and appeal procedures for the removal of trees that are visible from the public right of way and to submit reports describing methods of compliance with this resolution to the Commission on the Environment.

From: Supervisors Leno, Bierman

To: Director, Department of Public Health

Requesting/Inquiring: To investigate and report on the feasibility of creating a program to provide universal health coverage for all children in the City and County of San Francisco.

From: Supervisor Newsom

To: Director, Real Estate Department

Requesting/Inquiring: To conduct an audit of all vacant land and buildings or buildings being used as storage in the City that are owned by the local, state, and federal governments. Specifically 1) the location; 2) who has possession; 3) the amount of usable space, both the size of the land and the building(s) on it; 4) what if any current or future lands are underway for the site; 5) what kind of improvements are needed to make the land useable; 6) the cost for needed improvements; and 7) the permitted uses for each site.

From: Supervisor Ammiano

To: City Attorney

Requesting/Inquiring: To draft legislation to 1) create a \$1.5 million emergency fund from General Reserve Funds to provide rental subsidies and capital improvement repairs for non-profit arts organizations that have been or are in danger of being displaced and/or evicted; 2) further requesting the City Attorney draft legislation to permit non-profit arts organizations that have been or are in danger of being displaced and/or evicted to temporarily utilize any performance or exhibition space owned by the City and County of San

Francisco that is currently not in use.

From: Supervisors Leno, Bierman

To: City Attorney

Requesting/Inquiring: To draft legislation authorizing the Department of Public Works to permit the posting of banners on historic lamp posts along the "Path of Gold" from 1 Market Street to 2490 Market Street.

From: Supervisor Newsom

To: City Attorney

Requesting/Inquiring: To draft all necessary legislation for the settlement of the DiMaggio LLC vs. City and County of San Francisco lawsuit so that they can be introduced and heard at the November 16, 2000 Audit and Government Efficiency Committee.

From: Supervisor Newsom

To: City Attorney

Requesting/Inquiring: To draft legislation for a supplemental allocation for the non-profit liaison position; with the condition that \$75,000 is allocated on a trial basis, allowing the Board review of this position.

From: Supervisor Yaki

To: City Attorney

Requesting/Inquiring: To draft an ordinance that would:

- 1) Create a \$500,000 short-term emergency rent fund for non-profit, cultural, and arts groups who are facing immediate eviction;
- 2) Create a \$2.5 million capital acquisition fund to fund non-profit, cultural, and arts groups;
- 3) Require the Planning Department to create a new "Commercial Non-Profit" and "Commercial Cultural Arts" zone;
- 4) Permit a parcel of land that is zoned "commercial" be retroactively rezoned "Commercial Non-Profit" or "Commercial Cultural Arts;"
- 5) Provide tax breaks to commercial property owners who allow their parcels to be re-zoned for "Commercial Non-Profit" or "Commercial Cultural Arts;"
- 6) Provide a transfer tax break to those property owners who sell their property to non-profit, cultural, and arts groups;
- 7) Provide a property tax break in the form of a lower property assessment for property owners who sell their property to fund for non-profit, cultural, and arts groups.

In Memoriams

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

Jacqueline Robinson (By the entire Board)

Chunhaw Chan Cheung (Supervisor Yee)

Alfred Gee (Supervisor Yee)

Minnie Sanders Myers (Supervisor Yee)

Jason Lini (Supervisor Ammiano)

ADJOURNMENT

There being no further business, the Board at the hour of 3:28 p.m adjourned.

Jean Lum, Acting 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 December 4, 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

