

BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

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

MEETING MINUTES

Tuesday, October 12, 1999 2:00 PM

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

Regular Meeting

DOCUMENTS DEPT.

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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

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

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, Amos Brown, Barbara Kaufman, Mark Leno, Gavin Newsom, Mabel Teng, Leland Y. Yee.

Members Absent: Leslie Katz, Michael Yaki.

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 2:02 p.m. On call of the roll, the following Supervisors were noted absent:

Supervisors Katz, Yaki, Yee - 3.

Quorum present.

Supervisor Katz was excused. (See infra.)

Supervisor Yaki was excused. (See infra.)

Supervisor Yee was noted present at 2:06 p.m.

Supervisors Katz and Yaki Excused from Attendance

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

Ayes: 8 - Ammiano, Becerril, Bierman, Brown, Kaufman, Leno, Newsom, Teng

Absent: 3 - Katz, Yaki, Yee

CONSENT AGENDA

Recommendations of the Audit and Government Efficiency Committee

991074 [Settlement of Lawsuit: Insurance claim against Builders Risk Carrier to pay the City \$1,366,769.27] Ordinance authorizing the settlement of the claim of the City and County of San Francisco against Builders Risk Carrier U.S. Fire Insurance Company under Policy No. 321-068464, for damage resulting from the December 11, 1995 Seacliff incident, for a settlement to the City in the amount of \$1, 366.769.27. (City Attorney)

(U.S. Superior Court No. 980-740.)

PASSED, ON FIRST READING

- 991348 [Settlement of Lawsuit: Sandra Canchola]**
Ordinance authorizing settlement of litigation of Sandra Canchola against the City and County of San Francisco by payment of \$112,500. (City Attorney)
- (S.F. Superior Court No. 991-333.)
- PASSED, ON FIRST READING**
- 991713 [Settlement of Lawsuit, ADA Task Force]**
Ordinance authorizing settlement of litigation of ADA Task Force Against City and County of San Francisco, et al. by payment of \$86,000. (City Attorney)
- (U.S. District Court No. C97-2438 CRB.)
- PASSED, ON FIRST READING**
- 991750 [Settlement of Lawsuit, Babyruth Salazar, et al.]**
Ordinance authorizing settlement of litigation of Babyruth Salazar and Andrew Salazar against the City and County of San Francisco by payment of \$30,000. (City Attorney)
- (Alameda Superior Court No. H199564-0.)
- PASSED, ON FIRST READING**
- 991751 [Settlement of Lawsuit, Charlie Rivers, Jr.]**
Ordinance authorizing settlement of litigation of Charlie Rivers, Jr. against the City and County of San Francisco by payment of \$100,000. (City Attorney)
- (S.F. Superior Court No. 301-709.)
- PASSED, ON FIRST READING**
- 991630 [Accepting gift to support the activities and operations of Project Read for non-readers conducted by the Public Library]**
Resolution authorizing the San Francisco Public Library to accept and expend a gift of \$273,000 from the Friends and Foundation of the San Francisco Public Library to support Project Read, the adult literacy program of the San Francisco Public Library. (Public Library)
- Resolution No. 927-99
- ADOPTED**
- 991637 [Accepting gift to support the activities and operations of Project Read for non-readers conducted by the Public Library]**
Resolution authorizing the San Francisco Public Library to accept and expend \$72,000 to be awarded by the California State Library to support Project Read, the Adult Literacy Program of the San Francisco Public Library, and that indirect costs be waived; urging the designation of the positions as grant funded positions. (Public Library)
- Resolution No. 928-99
- ADOPTED**

Recommendations of the Finance and Labor Committee

991699 [Appropriation, Water Department]

Ordinance appropriating \$279,870, Water Department, of San Francisco Water Operating Fund balance to fund the Crystal Springs Pump Station (landslide repairs) for fiscal year 1999-2000. (Controller)

(Fiscal impact.)

Ordinance No. 268-99

FINALLY PASSED

991701 [Court Compensation]

Ordinance setting schedules of compensation and other economic benefits for fiscal year 1999-2000 for certain classifications of persons employed by the Superior Court of California, County of San Francisco. (Superior Courts)

Ordinance No. 269-99

FINALLY PASSED

991723 [Government Funding]

Mayor, Supervisors Yaki, Ammiano, Bierman, Katz, Becerril, Leno, Brown, Kaufman

Ordinance appropriating \$657,000 of the General Fund Reserve to fund services of other City agencies- Unified School District to provide arts programs in the public schools for fiscal year 1999-2000.

Ordinance No. 271-99

FINALLY PASSED

991761 [Permitting non-City workers to perform work for the City because non-City workers can perform the work at a lesser cost than City employees - Intake and shelter services to status offenders]

Resolution concurring with the Controller's certification that intake and shelter services to status offenders can be practically performed by private contractor for lower cost than similar work services performed by City and County employees; retroactive to July 1, 1999. (Juvenile Probation Department)

Resolution No. 931-99

ADOPTED

Recommendation of the Housing and Social Policy Committee

991807 [State Grant to fund the Threat Management/Stalking Prosecution Program to prosecute cases of stalking against women, their children, or other family members]

Resolution authorizing the District Attorney of the City and County of San Francisco to apply for and accept, retroactively, and expend grant funds not to exceed the amount of \$140,000 available through the California Office of Criminal Justice Planning for a project entitled "Threat Management/Stalking Vertical Prosecution" for the twelve month period September 1, 1999 through August 31, 2000, and waiving indirect cost due to funding constraints. (District Attorney)

Resolution No. 932-99

ADOPTED

Recommendations of the Public Health and Environment Committee

991462 [Medical Marijuana]
Supervisors Leno, Ammiano, Bierman, Katz, Newsom

Ordinance amending Health Code Section 1009.22 which prohibits smoking, to allow smoking of medical marijuana in non-profit medical marijuana buyers clubs.

(Amends Article 19F, Section 1009.22.)

Ordinance No. 266-99
FINALLY PASSED

991649 [Lead hazard notification requirements extended to allow time to determine whether the notifications performed are effective in educating the landlords and tenants of the dangers of lead hazards in the environment]
Supervisor Bierman

Ordinance amending Health Code (lead hazard notification) Sections 1615 (Tax Collector) and 1616 (building owners) by extending the sunset provision from January 1, 2000 to January 1, 2003.

(Amends Sections 30.01 and 30.03.)

Ordinance No. 267-99
FINALLY PASSED

Recommendations of the Transportation and Land Use Committee

991722 [Extend Sunset Clause-Tour Bus Prohibition on 15th Avenue]
Supervisors Yaki, Newsom

Ordinance amending Ordinance Nos. 115-96, 282-96, 270-97, and 425-97, which amended the San Francisco Police Code to prohibit tour buses on 15th Avenue from Lake Street to the Presidio, to provide that this prohibition on tour buses shall expire on December 31, 2000, rather than December 31, 1999.

Ordinance No. 270-99
FINALLY PASSED

991755 [Tour Bus Prohibition on 25th Avenue and El Camino Del Mar Extension of Sunset Clause]
Supervisors Yaki, Newsom

Ordinance amending Ordinance Nos. 88-96, 281-96, 271-97, and 426-97, which amended the San Francisco Police Code to prohibit tour buses on El Camino Del Mar between the Presidio (approximately 290 feet east of 25th Avenue) and Legion of Honor Drive, and 25th Avenue between Lake Street and El Camino del Mar, to provide that this prohibition on tour buses shall expire on December 31, 2000, rather than December 31, 1999.

Ordinance No. 272-99
FINALLY PASSED

The foregoing items were acted upon by the following vote:

Ayes: 8 - Ammiano, Becerril, Bierman, Brown, Kaufman, Leno, Newsom, Teng

Absent: 3 - Katz, Yaki, Yee

REGULAR AGENDA

UNFINISHED BUSINESS

From the Clerk

991906 [Findings - 2312 Market Street]

Motion adopting findings related to the appeal of the Planning Commission's denial of Conditional Use Application No. 99.362C, to allow an existing small service restaurant (Zacky's Falafel and Shawarma) to serve cuisine other than Arabic, pursuant to Planning Code Section 303(E), at 2312 Market Street, within the Upper Neighborhood Commercial District; Lot 1 in Assessor's Block 3562. (Clerk of the Board)

(Companion measure to Files 991705, 991706, 991707, 991708.)

Motion No. M99-131

APPROVED by the following vote:

Ayes: 8 - Ammiano, Becerril, Bierman, Brown, Kaufman, Leno, Newsom, Teng

Absent: 3 - Katz, Yaki, Yee

NEW BUSINESS

Recommendations of the Audit and Government Efficiency Committee

991545 [Administrative Code Revision - Chapter 9A]

Supervisor Kaufman

Ordinance amending Administrative Code Sections 9A.1 through 9A.15 and 9A.17 through 9A.20 and by repealing Section 9A.16, regarding Farmers' Market, to update language and to establish a new fee schedule.

(Amends Sections 9A.1 through 9A.15, 9A.17 through 9A.20; repeals Section 9A.16.)

PASSED, ON FIRST READING by the following vote:

Ayes: 8 - Ammiano, Becerril, Bierman, Brown, Kaufman, Leno, Newsom, Teng

Absent: 3 - Katz, Yaki, Yee

**991546 [Administrative Code Revision - Chapter 9B]
Supervisor Kaufman**

Ordinance amending Administrative Code Sections 9B.1, 9B.4, 9B.5, 9B.6, 9B.7, and 9B.8, regarding the Flea Market.

(Amends Sections 9B.1, 9B.4, 9B.5, 9B.6, 9B.7, and 9B.8.)

PASSED, ON FIRST READING by the following vote:

Ayes: 9 - Ammiano, Becerril, Bierman, Brown, Kaufman, Leno, Newsom, Teng, Yee
Absent: 2 - Katz, Yaki

**991645 [Administrative Code Revision, Chapter 6]
Supervisor Kaufman**

Ordinance amending Chapter 6 of the San Francisco Administrative Code to delete out-dated references and obsolete provisions; to re-organize, re-number and consolidate existing provisions for a revised Chapter 6, to add provisions defining terms relevant to public works contracting; to add provisions clarifying the requirements and procedures for competitive bidding and the award of public work and related temporary professional service contracts; to increase the threshold for competitive bidding and award of public work contracts to \$100,000; to revise the procedures for and increase to \$250,000 emergency contracting authority; to add new procedures for job order contracts, as needed contracts, elevator, escalator and fire alarm service contracts and convention facility public work contracts; to clarify penalties and procedures for violations of Chapter 6 and the submission of false claims.

(Deletes and revises Chapter 6.)

Supervisor Kaufman requested this matter be continued to October 18, 1999.

Supervisor Kaufman, seconded by Supervisor Newsom, moved that this Ordinance be CONTINUED. The motion carried by the following vote:

Ayes: 9 - Ammiano, Becerril, Bierman, Brown, Kaufman, Leno, Newsom, Teng, Yee
Absent: 2 - Katz, Yaki

Recommendations of the Finance and Labor Committee

991573 [Appropriation of Bond funds for construction projects at the Community College District]
Ordinance appropriating \$20,460,150, San Francisco Community College District, of Educational Facility Bond proceeds for the acquisition and construction of educational facilities (buildings, structures and improvements) for fiscal year 1999-2000. (Controller)

(Fiscal impact.)

PASSED, ON FIRST READING by the following vote:

Ayes: 9 - Ammiano, Becerril, Bierman, Brown, Kaufman, Leno, Newsom, Teng, Yee
Absent: 2 - Katz, Yaki

991737 [Maximum Loan Amount, Nonprofit Performing Arts Organization]
Supervisors Ammiano, Bierman, Yee

Ordinance amending Administrative Code Section 50.22 to increase the maximum amount of a loan that may be made to a non-profit performing arts organization from \$150,000 to \$200,000.

(Amends Section 50.22.)

PASSED, ON FIRST READING by the following vote:

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

Absent: 2 - Katz, Yaki

991711 [Renewal and extension of existing seven (7) leases of real property all located in San Francisco for DPH effective July 1, 1999]

Resolution authorizing retro-active extension and renewal of certain existing leases of real property required by the Department of Public Health. (Real Estate Department)

Resolution No. 929-99

ADOPTED by the following vote:

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

Absent: 2 - Katz, Yaki

991712 [Amendment(s) to the architectural and engineering agreement for the Moscone Center Expansion Project]

Resolution authorizing the Director of Administrative Services to execute amendment(s) to design agreement increasing the agreement sum from \$9,526,326.38 to \$14,026,326.38. (City Administrator)

(Fiscal impact.)

Supervisor Yee requested this matter be re-referred to committee.

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

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

Absent: 2 - Katz, Yaki

991720 [Authorizing Airport Commission to purchase 13 noise insulations (for 9 dwellings and 4 churches) not to exceed \$220,472, in conformity with San Mateo's master planning process of noise reduction]
Supervisor Newsom

Resolution authorizing the acquisition of thirteen (13) noise easements for properties in unincorporated San Mateo County as part of the County of San Mateo's Aircraft Noise Insulation Program. (Real Estate Department)

Resolution No. 930-99

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

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

Absent: 2 - Katz, Yaki

Supervisor Newsom requested to be added as sponsor.

The roll was then called on the pending resolution.

ADOPTED by the following vote:

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

Absent: 2 - Katz, Yaki

Excused: 1 - Becerril

Recommendation of the Housing and Social Policy Committee

990825 [Local Homeless Coordinating Board Membership]

Supervisors Katz, Teng, Bierman, Becerril

Resolution amending the Continuum of Care Plan to increase the membership of the Local Homeless Coordinating Board from 30 to 34 members and to provide for a twenty-four month term of membership.

Resolution No. 926-99

ADOPTED by the following vote:

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

Absent: 2 - Katz, Yaki

PUBLIC COMMENT

Eula Walters, Ferry Park;

Abdalla Megahed, homeless activist;

Julia Appel, Frank, Bryan Eagles, Mr. Marshall, Denise Kaufman, Sister Bernie Galvin, Father Louis Vidal, Joe Brown, John Barbey, male speaker, John Wilson, oppose shopping cart removal program;

Lloyd Schlegal, Third Street light rail extension proposal;

Female speaker, homeless shelter;

Derrick, shopping cart, University of California testing of animal program;

Brian, cooperation and tolerance equals peace;

Mr. Butler, Western Addition quality of life issues, create solutions;

Haley Klepner, Lucy Coleman, charter amendment regarding run off election;

Willie Desmond, jobs;

Austin Smith, non union jobs for homeless;

Robert O'Malley, harassment of Maritime Hall event, support homeless activists.

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.

**991904 [Legislative Analyst Request]
Supervisor Leno**

Motion asking our Legislative Analyst to determine possible financial and environmental savings through the development of a City Hall carsharing program.

Motion No. M99-129

Supervisor Yee, seconded by Supervisor Newsom, moved that this Motion be APPROVED. The motion carried by the following vote:

Ayes: 9 - Ammiano, Becerril, Bierman, Brown, Kaufman, Leno, Newsom, Teng, Yee
Absent: 2 - Katz, Yaki

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.

**991883 [Metal Halide Street Lighting]
Supervisors Teng, Bierman**

Resolution urging the Public Utilities Commission to adopt the modifications to its street lighting guidelines currently before it and permit the use of metal halide lighting as an alternative to high pressure sodium vapor street lighting for large development areas.

Resolution No. 933-99

ADOPTED

**991884 [Acupuncture at San Francisco General Hospital]
Supervisors Teng, Bierman, Becerril, Ammiano, Katz, Newsom, Leno**

Resolution urging General Hospital and all non-profit hospitals in San Francisco to grant hospital privileges to acupuncturists with hospitalized patients.

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

Resolution No. 934-99

ADOPTED

**991885 [Acupuncture for Drug Treatment]
Supervisors Teng, Bierman, Becerril, Ammiano, Katz, Newsom, Leno**

Resolution urging the San Francisco Sheriff's Department to expand its pilot program using acupuncture to treat drug addiction.

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

Resolution No. 935-99

ADOPTED

- 991886 [Mexican Earthquake]**
Supervisors Becerril, Teng, Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Yaki, Yee
- Resolution extending condolences to the earthquake victims in southern Mexico.
Resolution No. 936-99
ADOPTED
- 991887 [Y2K Readiness Advice and Technical Assistance for Minority and Women-owned Small Businesses]**
Supervisors Becerril, Leno, Bierman, Katz, Newsom, Teng
- Resolution endorsing Team Y2K and urging Team Y2K to seek financial support from private foundations and corporations to enable them to give readiness advice and technical assistance to select minority and women-owned businesses.
Supervisors Newsom, Teng requested to be added as co-sponsors.
Resolution No. 937-99
ADOPTED
- 991888 [General Advertising Sign Survey]**
Supervisors Leno, Newsom, Teng, Bierman
- Resolution urging the San Francisco Planning Department to complete its survey of general advertising signs within sixty days.
Supervisors Teng, Bierman requested to be added as co-sponsors.
Resolution No. 938-99
ADOPTED
- 991889 [Earned Income Tax Credit Program]**
Supervisors Leno, Bierman, Becerril, Newsom, Teng
- Resolution urging Congress to protect the integrity and intent of the Earned Income Tax Credit Program.
Supervisors Becerril, Newsom, Teng requested to be added as co-sponsors.
Resolution No. 939-99
ADOPTED
- 991890 [Gang Violence and Youth Crime Prevention Act]**
Supervisors Leno, Bierman
- Resolution opposing the Gang Violence and Youth Crime Prevention Act.
Supervisor Bierman requested to be added as co-sponsor.
Resolution No. 940-99
ADOPTED

991891 [Commendation]
Supervisors Bierman, Becerril

Resolution commending Henrietta Lee as SEIU Local 790 "Unionist of the Year".

Supervisor Becerril requested to be added as co-sponsor.

Resolution No. 941-99

ADOPTED

991892 [Proclamation]
Supervisors Bierman, Leno, Newsom

Resolution declaring the month of October 1999 Open Studios Month in the City and County of San Francisco.

Resolution No. 942-99

ADOPTED

991893 [National Depression Screening Day]
Supervisors Bierman, Teng

Resolution recognizing October 5, 1999 as National Depression Screening Day, and commending the Mental Health Association of San Francisco for their efforts to obtain treatment for those who suffer from depression.

Supervisor Teng requested to be added as co-sponsor.

Resolution No. 943-99

ADOPTED

991894 [Commendation]
Supervisors Katz, Newsom

Resolution honoring David C. Frieders for his outstanding commitment and contribution to the development and implementation of San Francisco's landmark Integrated Pest Management Program.

Resolution No. 944-99

ADOPTED

991895 [Commendation]
Supervisors Katz, Newsom, Becerril, Bierman

Resolution commending the Public Utilities Commission for reducing the use of pesticides and toxic chemicals on City property through San Francisco's Landmark Integrated Pest Management Program.

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

Resolution No. 945-99

ADOPTED

- 991896 [Commendation]
Supervisors Leno, Bierman, Newsom, Katz

Resolution commending ArtSpan and the 1999 San Francisco Open Studios.

Resolution No. 946-99

ADOPTED

- 991897 [California Rideshare Week]
Supervisors Newsom, Bierman, Becerril, Teng, Leno

Resolution recognizing October 4-8 as California Rideshare Week.

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

Resolution No. 947-99

ADOPTED

- 991903 [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.

Motion No. M99-128

APPROVED

- 991905 [Final Map of 249 Shipley Street, a new 12 unit live/work condominium project]
Motion approving final map of 249 Shipley Street, a twelve unit Live/Work Condominium Project, being a subdivision of Lot 205 in Assessor's Block No. 3753, and adopting findings pursuant to Planning Code Section 101.1. (Department of Public Works)

(DPW Order No. 171,974.)

Motion No. M99-130

APPROVED

The foregoing items were acted upon by the following vote:

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

Absent: 2 - Katz, Yaki

OFF-CALENDAR LEGISLATION

Introduced by Supervisors or Mayor

Ordinances

**991428 [Truth in Disclosure Act]
Supervisor Yee**

Ordinance amending Planning Code Sections 306.1 and 306.3 to require disclosure in a conditional use or variance application and notice for public hearing of the name under which the applicant intends to conduct business, and requiring that applications be signed under penalty of perjury; amending Building Code Section 106.3 to require disclosure in a building permit application of the name under which the applicant intends to conduct business, and requiring that applications be signed under penalty of perjury.

(Amending Planning Code Sections 306.1 and 306.3; amends Building Code Section 106.3.)

7/19/99, ASSIGNED UNDER 30 DAY RULE to Finance and Labor Committee, expires on 8/18/1999.

7/27/99 - Referred to Planning Commission and Building Inspection Commission for recommendations and review.

10/12/99, SUBSTITUTED. Submitted by Supervisor Yee in Board, bearing same title.

10/12/99, ASSIGNED UNDER 30 DAY RULE to Finance and Labor Committee, expires on 11/11/1999.

**991921 [Removal of Abandoned Carts Regulations]
Supervisor Ammiano**

Ordinance amending Public Works Code by adding Article 24, Sections 14, to create procedures for removal of personal property and shopping carts from public and private property and for storage of property and to encourage city departments to create additional storage facilities.

(Adds Sections 1407 through 1414.)

10/12/99, ASSIGNED UNDER 30 DAY RULE to Finance and Labor Committee, expires on 11/11/1999.

**991922 [Rent Ordinance Penalties for Violations]
Supervisor Becerril**

Draft ordinance amending San Francisco rent ordinance concerning penalties for violations.

10/12/99, RECEIVED AND ASSIGNED to Housing and Social Policy Committee.

**991923 [Expenditure of Community Court Program Fines]
Supervisor Brown**

Ordinance amending Administrative Code by adding Section 10.117-124 to require the Controller to separately account for fines awarded to the City through community court dispute resolution programs and appropriating those funds to enhance public safety and the quality of life in the communities served by the community courts.

(Adds Section 10.117-124.)

10/12/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.

**991924 [Translators at Board of Supervisors and Board Committee Meetings]
Supervisors Teng, Becerril**

Ordinance amending Administrative Code Section 67.15 by adding Section 67.15(e) to require translators at meetings of the Board of Supervisors and committees thereof.

(Amends Section 67.15.)

10/12/99, RECEIVED AND ASSIGNED to Audit and Government Efficiency Committee.

Resolutions

**991925 [Cart Anti-Removal/Theft Program]
Supervisor Brown**

Draft resolution commending Mayor Brown for the actions he and his staff have taken with regard to establishing cart anti-theft programs.

10/12/99, RECEIVED AND ASSIGNED to Housing and Social Policy Committee.

**991926 [Court Appointed Special Advocate Grant Application Approval]
Supervisors Yaki, Katz**

Resolution approving San Francisco Court Appointed Special Advocate (SFCASA) submission of grant application to the Judicial Council Court-Appointed Special Advocate.

10/12/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**991927 [Test Run of the City's Preparedness During a Catastrophic Disaster]
Supervisors Yee, Katz, Leno**

Resolution urging the Office of Administrative Services, to work with the Mayor's Office of Emergency Services, 911 Command Center, Fire Department, Police Department and all key City departments to conduct a test run of the City's preparedness in the event of a catastrophic disaster.

10/12/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**991928 [City Information Telephone Numbers on Business Cards]
Supervisors Becerril, Katz**

Resolution urging City departments to better inform San Francisco residents by printing telephone numbers for services and where to find information on the back of City employees' business cards.

10/12/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**991929 [Mexican Flooding and Mudslides]
Supervisors Becerril, Brown, Teng, Bierman, Newsom, Katz, Leno**

Resolution extending condolences to the victims of flooding mudslides in Mexico.

10/12/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**991930 [Brooklyn Museum Funding]
Supervisors Leno, Bierman**

Resolution urging the City of New York to continue local funding of the Brooklyn Museum.

10/12/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**991931 [Noel and Josephine Ridaul and Maria Marquicias]
Supervisors Teng, Brown, Becerril, Yaki, Katz, Ammiano, Newsom, Bierman, Leno, Kaufman**

Resolution expressing sympathy and concern for Jessica Ridaul upon the death of her parents, Noel and Josephine Ridaul, extending condolences to the families of Maria "Ola" Marquicias and Noel and Josephine Ridaul and supporting the creation of a trust fund for Jessica Ridaul by San Francisco General Hospital.

10/12/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**991932 [Commendation]
Supervisors Leno, Ammiano, Katz, Newsom, Bierman, Yaki, Teng, Becerril**

Resolution commending Julie Dorf for her work with the International Gay and Lesbian Human Rights Commission.

10/12/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**991933 [Commendation]
Supervisors Leno, Ammiano, Katz, Bierman, Teng, Becerril, Kaufman**

Resolution commending California State Assemblymembers Carole Migden, Sheila Kucl, Wally Knox and Antonio Villaraigosa for successfully sponsoring landmark legislation recognizing, protecting and affirming the rights and relationships of Lesbian and Gay Californians.

10/12/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 991934 [Commendation]
Supervisors Leno, Ammiano, Katz, Bierman, Becerril, Yee, Kaufman, Teng
- Resolution commending the 145 graduates of the SF Works Program in 1999 for completing rigorous job training and taking an extraordinary step toward self-sufficiency.
10/12/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 991935 [Commendation]
Supervisors Leno, Teng
- Resolution commending San Francisco Performances on its 20th anniversary.
10/12/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 991936 [National Disability Employment Awareness Month]
Supervisors Leno, Newsom, Bierman, Teng, Katz
- Resolution recognizing October as National Disability Employment Awareness Month.
10/12/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 991937 [Commendation]
Supervisors Teng, Brown, Becerril, Yaki, Katz, Bierman, Newsom, Kaufman, Ammiano, Leno
- Resolution commending the Chinese Historical Society of America upon the occasion of their 1999 gala benefit "Casting our Voices: Chinese American Broadcast Pioneers" and declaring October 30, 1999, to be "Chinese Historical Society of America Day" in San Francisco.
10/12/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 991942 [School Supplies]
Supervisors Ammiano, Katz
- Resolution urging the San Francisco Unified School District to increase allocation of funding for the purchase of basic school supplies.
10/12/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 991943 [Commendation]
Supervisors Ammiano, Bierman, Leno, Newsom, Katz
- Resolution commending and proclaiming October 11 as National Coming Out Day.
10/12/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Charter Amendments

991938 [Instant Runoff Voting Charter Amendment] Supervisor Ammiano

Charter amendment (First Draft) amending Section 13.101, repealing the current Section 13.102 and adding a new Section 13.102, to provide for the election of the Mayor, Sheriff, District Attorney, City Attorney, Treasurer, Assessor-Recorder, Public Defender, and members of the Board of Supervisors using a ranked-choice, or "instant run-off," ballot.

10/12/99, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 11/11/1999. For March 7, 2000 election.

10/12/99, MOTION to waive Board of Supervisors Rule 2.33.1, at the request of President Ammiano, in order to permit introduction of this charter amendment for the March 2000 election.

Supervisor Leno, seconded by Supervisor Yee, moved to waive Board of Supervisors Rule 2.33.1, at the request of President Ammiano, in order to permit introduction of this charter amendment for the March 2000 election. The motion carried by the following vote:

Ayes: 8 - Ammiano, Becerril, Bierman, Kaufman, Leno, Newsom, Teng, Yee

Absent: 3 - Brown, Katz, Yaki

991939 [Health and Retirement Benefits for Members of the Board Charter Amendment] Supervisor Ammiano

Charter amendment (First Draft) amending Appendix A8.425 and A8.502 and deleting A8.501, relating to medical and retirement benefits for members of the board of supervisors.

10/12/99, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 11/11/1999. For March 7, 2000 Election.

10/12/99, MOTION to waive Board of Supervisors Rule 2.33.1, at the request of President Ammiano, in order to permit introduction of this charter amendment for the March 2000 election.

Supervisor Leno, seconded by Supervisor Yee, moved to waive Board of Supervisors Rule 2.33.1, at the request of President Ammiano, in order to permit introduction of this charter amendment for the March 2000 election. The motion carried by the following vote:

Ayes: 8 - Ammiano, Becerril, Bierman, Kaufman, Leno, Newsom, Teng, Yee

Absent: 3 - Brown, Katz, Yaki

**991940 [Park and Open Space Fund Ballot Measure]
Supervisor Newsom**

Charter amendment (First Draft) repealing in its entirety Section 16.107, which creates a Park and Open Space Fund and by adding a new Section 16.107 which creates a Park, Recreation and Open Space Fund, authorizes the issuance of revenue bonds for acquisition and/or improvement of real properties, and provides a framework for future improvements in the operations of the Recreation and Park Department.

10/12/99, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 11/11/1999. For March 7, 2000 Election.

10/12/99, MOTION to waive Board of Supervisors Rule 2.33.1, at the request of Supervisor Newsom, in order to permit introduction of this charter amendment for the March 2000 election.

Supervisor Leno, seconded by Supervisor Teng, moved to waive Board of Supervisors Rule 2.33.1, at the request of Supervisor Newsom, in order to permit introduction of this charter amendment for the March 2000 election. The motion carried by the following vote:

Ayes: 8 - Ammiano, Becerril, Bierman, Kaufman, Leno, Newsom, Teng, Yee

Absent: 3 - Brown, Katz, Yaki

Requests for Hearing

**991668 [Recreational Drugs]
Supervisors Leno, Newsom**

Hearing to consider ways to respond to rising social use of the drug gamma hydroxy butyrate (GHB) and copycat drugs such as Blue Nitro including assess current research on medical and social dangers and assess outreach and educational efforts by public agencies and community-based organizations that encourage harm reduction among communities which use this drug.

8/23/99, RECEIVED AND ASSIGNED to Public Health and Environment Committee.

10/12/99, SUBSTITUTED. Submitted by Supervisor Leno in Board, bearing new title.

10/12/99, RECEIVED AND ASSIGNED to Public Health and Environment Committee.

**991941 [Fire Department Overtime Expenditures]
Supervisor Yee**

Hearing to consider the Fire Department overtime expenditures.

10/12/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.

Motions

**991920 [Commission on Status of Women]
Supervisor Ammiano**

Report from the Commission on the Status of Women on the analysis of the gender report.

10/12/99, REFERRED to Board of Supervisors. President Ammiano requested this matter be scheduled before the Board on November 8, 1999, Special Order at 3:00 p.m.

991916 [City Message]

Mayor's Annual State of the City Message. (Mayor)

10/7/99, REFERRED to Board of Supervisors. Scheduled October 25, 1999, Special Order at 4:00 p.m., pursuant to Charter Section 3.100 (6).

Introduced by the President at the Request of Departments**PROPOSED ORDINANCES****991912 [Government Funding, capital improvements at the San Francisco Zoo]**

Ordinance appropriating \$16,898,894 of Zoo Facilities Bond Proceeds for capital improvements, repair and replacement projects, and Bond issuance costs associated with the Zoo Master Plan Phase II, through the Department of Public Works, for fiscal year 1999-2000. (Controller)

(Companion measure to File 991913.)

10/6/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.

991913 [Authorizing the Director of Public Works to contract with the S.F. Zoological Society to perform construction work at the Zoo, without advertising for competitive bids, said contract not to exceed \$913,500.]

Ordinance authorizing the Director of Public Works to contract with San Francisco Zoological Society for Zoo staff to perform all necessary construction work related to the repair and replacement of Zoo facilities in connection with the San Francisco Zoo Phase II Master Plan Project, an exception to competitive bid requirements. (Department of Public Works)

(Companion measure to File 991912.)

10/6/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.

991914 [Reward Authorization]

Ordinance authorizing payment of reward to Doe One. (Mayor)

10/6/99, RECEIVED AND ASSIGNED to Audit and Government Efficiency Committee.

PROPOSED RESOLUTIONS**991868 [Approval of the Turn-Key public communications concession lease awarded to Pacific Bell for 3 years at a minimum annual rent of \$2.5 million for each lease year.]**

Resolution approving the Turn-Key Public Communications Concession Lease for the existing and New International Terminals between Pacific Bell and the City and County of San Francisco, acting by and through its Airport Commission. (Airport Commission)

9/30/99, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.

- 991869 [Approving amendment to the Post-Security Master/Retail Duty Free Concession Lease for the New International Terminal]**
Resolution approving Post-Security Master Retail/Duty Free Concession Lease between DFS Group L.P. and the City and County of San Francisco, acting by and through its Airport Commission. (Airport Commission) 9/30/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.
- 991870 [Approving a license permitting the FBI to continue to rent space in the Central Radio Station for operation of communication equipment]**
Resolution authorizing and approving a telecommunications license renewal for a one rack transmitter at the Central Radio Station and monopole antennae space at Christmas Tree Point with the United States Department of Justice. (Real Estate Department) 9/30/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.
- 991907 [Accepting gift valued at approximately \$500,000 from the Friends of Recreation and Parks through a grant from Lila Wallace Readers Digest Foundation and other donors for the proposed construction of Golden Gate West End Pavilion]**
Resolution approving construction of the West End Pavilion in Golden Gate Park by the Friends of Recreation and Parks and its acceptance as a gift in place. (Recreation and Parks Department) 10/1/99, RECEIVED AND ASSIGNED to Parks and Recreation Committee.
- 991908 [State Grant to fund a Spousal Abuser Prosecution Program which assists the District Attorney's Office in prosecuting domestic violence offenses]**
Resolution authorizing retroactively the District Attorney of the City and County of San Francisco to apply for, accept and expend funds in the amount granted by the California Department of Justice for a project entitled "Spousal Abuser Prosecution Program" for the twelve months of a given fiscal year, and waiving applicable indirect costs due to funding constraints. (District Attorney) 10/6/99, RECEIVED AND ASSIGNED to Housing and Social Policy Committee.
- 991909 [Accept and expend Federal grant funds for the Pioneer Park Project, including wheelchair access to Coit Tower and other improvements]**
Resolution authorizing the Director of Public Works to accept and expend \$350,000 in Federal Transportation Equity Act for the 21st Century (TEA21) funds granted through the Transportation for Livable Communities Program of the Metropolitan Transportation Commission for the Pioneer Park Project with the required local matching funds of \$40,250. (Department of Public Works) 10/6/99, RECEIVED AND ASSIGNED to Housing and Social Policy Committee.
- 991910 [Accept and expend grant funds for a project to process eligibility determinations and claims submitted under the District Attorney's Victim and Witness Assistance Program]**
Resolution authorizing the District Attorney to retroactively contract for, accept and expend funds in the amount of \$549,530, and waive indirect costs due to funding constraints, which have been allocated from the State Board of Control Victims of Crime Program, an agent of the State of California, for a project entitled "Joint Powers Agreement with Victim and Witness Assistance Program" for the twelve month period of July 1, 1999 through June 30, 2000. 10/6/99, RECEIVED AND ASSIGNED to Housing and Social Policy Committee.

991911 [Accept and expend 36 recurring State grants to the Department of Public Health]

Resolution authorizing acceptance and expenditure of State grant funds by the San Francisco Department of Public Health for 1999-2000. (Department of Public Health)

10/6/99, RECEIVED AND ASSIGNED to Public Health and Environment Committee.

Requests Granted

From: Supervisor Yee

To: City Attorney

Requesting/Inquiring: To draft legislation amending the Charter and Administrative Code so that decisions of the Board of Appeals may be appealed to the Board of Supervisors.

From: Supervisor Becerril

To: City Attorney

Requesting/Inquiring: That research by the City of Los Angeles and other local jurisdictions be monitored on the legality, practicality, costs and benefits of an ordinance imposing handgun safety standards including, but not limited to, an indicator showing whether a round is chambered in a pistol, a magazine disconnect mechanism making it impossible for a chambered round to be fired unless the magazine is fully inserted in a pistol, low-technology mechanical locks so the handgun can be fired only by the authorized user, and high-technology mechanisms so a handgun can be fired only by an authorized user without the need to enter a combination or engage in any procedure to unlock the gun, and, taking into account the findings in Los Angeles and other jurisdictions, to draft an ordinance requiring that all handguns sold, leased or transferred in San Francisco comply with such safety standards immediately or over the next several years to accommodate developing technology.

From: Supervisor Becerril

To: City Attorney

Requesting/Inquiring: To draft legislation which would prohibit the sale of firearm ammunition to any individual unless the individual has a license to purchase ammunition and prohibiting the purchase of ammunition unless a license has first been obtained.

To: Director, Department of Parking and Traffic

Requesting/Inquiring: To investigate possible solutions to the problem of large commercial vehicles using the Beale Street cul-de-sac as an illegal right of way to the Embarcadero (by ignoring the posted signs, the trucks are damaging landscape improvements and putting pedestrians and legally parked cars at risk).

From: Supervisor Leno

To: City Attorney

Requesting/Inquiring: To draft legislation which would extend the prohibition of construction work at night in residential areas (if the noise level created thereby is in excess of the ambient noise level by 5dBA at the nearest property line) to 9:00 a.m. on Saturday and Sunday mornings.

From: Supervisors Leno, Newsom, Bierman

To: Public Utilities Commission

Requesting/Inquiring: To determine the Water Department's earthquake preparedness plan for the water reservoirs in the City and County of San Francisco.

In Memoriams

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

Mary Keeley (Supervisor Bierman)

Maria Ola Marquisia (By the entire Board)

Noel Ridual (By the entire Board)

Josephine Ridual (By the entire Board)

Joseph Devincenzi (Supervisor Bierman)

Voulis Soulis (Supervisor Bierman)

ADJOURNMENT

There being no further business, the Board at the hour of 3:49 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 November 8, 1999.

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

Gloria L. Young
Clerk of the Board

