

Agenda & Minutes Archive
Board of Supervisors

City and County of San Francisco

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



AGENDA

Monday, February 7, 2000
2:00 PM

Regular Calendar

TOM AMMIANO, PRESIDENT

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

Gloria L. Young, Clerk of the Board

<>ROLL CALL AND PLEDGE OF ALLEGIANCE

<>AGENDA CHANGES

<>COMMUNICATIONS <>

Note: Each item on the Consent or Regular agenda may include the following documents:

- 1) Legislation
- 2) Budget Analyst report
- 3) Legislative Analyst report
- 4) Department or Agency cover letter and/or report
- 5) Public correspondence

These items will be available for review at City Hall, Room 244, Reception Desk.

<>CONSENT AGENDA <>All matters listed hereunder constitute a Consent Agenda, are considered to be routine by the Board of Supervisors and will be acted upon by a single roll call vote of the Board. There will be no separate discussion of these items unless a member of the Board so requests, in which event the matter shall be removed from

the Consent Agenda and considered as a separate item.

<>Items 1 through 14

<>Recommendations of the Audit and Government Efficiency Committee

Present: Supervisors Kaufman, Newsom

<>1. 000083 [Settlement of Lawsuit] <>Ordinance authorizing settlement of litigation of Linda Kay Roberts against the City and County of San Francisco by payment of \$500,000. (City Attorney) <>(S. F. Superior Court No. 992-339; filed on January 16, 1998.)

Question: Shall this Ordinance be FINALLY PASSED?

<>2. 000105 [Accepting gift of computer workstation valued at \$3,027 from IBM and software/materials valued at \$7,500 from ESRI for use by DPW.] <>Resolution accepting gifts valued at a total of \$10,527 from IBM and ESRI for use by the Department of Public Works. (Public Works Department)

Question: Shall this Resolution be ADOPTED?

<>Recommendation of the Finance and Labor Committee

Present: Supervisors Yee, Ammiano

<>3. 992155 [General Obligation Bond Accountability Ordinance] Supervisor Yee <>Ordinance amending Administrative Code by adding Article VIII, Sections 2.70 through 2.74 to Chapter 2 to provide a procedure for submission of general obligation bond accountability reports and specifying the content of said reports. <>(Adds Article VIII, Sections 2.70 through 2.74.)

1/31/2000, PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

<>Recommendations of the Housing and Social Policy Committee

Present: Supervisors Teng, Bierman, Becerril

<>4. 000074 [Federal grant to provide employment and training programs and social adjustment services to refugees who have been in the country 5 years or less] <>Resolution authorizing the Private Industry Council of San Francisco, Inc. to accept and expend approximately \$109,004 of additional federal Refugee Employment Social Services funds and approximately \$254,726 of unspent funds in line with the Refugee County Plan. (Private Industry Council)

Question: Shall this Resolution be ADOPTED?

<>5. 000134 [Grant funds to be used by the Police Department Juvenile Division for reducing high school teen

drinking and driving, driving injuries and fatalities] Supervisors Teng, Becerril, Bierman, Newsom <>Resolution authorizing the Chief of Police of the City and County of San Francisco to accept and expend funds made available through the California Department of Alcoholic Beverage Control for a project designated "Every 15 Minutes" and waiving indirect costs due to funding constraints. (Police Department)

Question: Shall this Resolution be ADOPTED?

<>Recommendations of the Public Health and Environment Committee

Present: Supervisors Bierman, Brown, Yaki

<>6. 000015 [Grant funds for HIV/AIDS study designed to determine whether immunization with HIV vaccine protects at-risk persons from acquiring HIV infection] <>Resolution authorizing the Department of Public Health, Population Health and Prevention Division, HIV Research Section, to accept retroactively and expend a grant in the amount of \$211,587 from the Public Health Foundation Enterprises, Inc. on the conduct and evaluation of ongoing Phase III HIV vaccine efficacy trials and to enter into an agreement which includes an indemnification clause and which does not include patent infringement indemnification and false claims clauses; providing for ratification of action previously taken. (Public Health Department)

Question: Shall this Resolution be ADOPTED?

<>7. 000070 [New grant to be used by Public Health to develop a comprehensive evaluation plan for substance abuse prevention treatment services] Supervisor Newsom <>Resolution authorizing the Department of Public Health, Population Health and Prevention, Community Mental Health Services, to accept retroactively and expend a grant in the amount of \$246,423 from the Department of Health and Human Services, SAMHSA, for the San Francisco Practice/Research Collaborative Project and to enter into an agreement which does not include patent infringement indemnification and false claims clauses; providing for ratification of action previously taken. (Public Health Department)

Question: Shall this Resolution be ADOPTED?

<>8. 000086 [Transfer of State General Funds to the County Mental Health Directors Association to provide early periodic screening, diagnosis and treatment services in fiscal year 1999-2000] Supervisor Newsom <>Resolution endorsing the transfer of State General Funds from the State to the California Mental Health Directors Association for a contract to provide services to foster care and other Medi-Cal eligible children placed outside of San Francisco. (Public Health Department)

Question: Shall this Resolution be ADOPTED?

<>9. 000100 [New grant to promote healthy eating and physical activity among lower income San Franciscans receiving food stamps, especially women, children and students in 3 local high schools] Supervisor Newsom <>Resolution authorizing the Department of Public Health, Population Health and Prevention Division, Community Health Services, to accept, retroactively, and expend, retroactively, grant funds of \$158,395 from the California Department of Health Services to provide the Nutrition Network Project and to enter into an agreement which includes indemnification and rights in data clauses and which does not include patent infringement indemnification and false claims clauses. (Public Health Department)

Question: Shall this Resolution be ADOPTED?

<>10. 000106 [Grant funds to be used by PUC-Hetch Hetchy for energy management activities in San Francisco] <>Resolution authorizing the General Manager of the Public Utilities Commission to apply for, accept and expend a

grant of \$75,000 from the U.S. Department of Energy and the Urban Consortium Energy Task Force; ratifying action previously taken. (Public Utilities Commission)

Question: Shall this Resolution be ADOPTED?

<>Recommendations of the Rules Committee

Present: Supervisors Leno, Kaufman

<>11. 980756 [Appointment] <>Resolution appointing one member to the Citizens Advisory Committee on Elections. (Clerk of the Board) <>Laurence D. Griffin, Seat 4, nominee of Board of Supervisors, (For appointment by the Mayor), unexpired portion of four year term ending May 15, 2002.

Question: Shall this Resolution be ADOPTED?

<>12. 000085 [Appointment, San Francisco Health Authority] <>Resolution appointing Reece Fawley, Dale Butler, and Randall Low, M.D., to serve as Governing Body Members of the San Francisco Health Authority. (Clerk of the Board)

Question: Shall this Resolution be ADOPTED?

<>13. 000184 [Appointment] <>Resolution appointing one member to the Bicycle Advisory Committee. <>Emily Drennen, Seat 6, succeeding John Matthew, must represent bicycle organization, new three-year term ending December 31, 2002.

Question: Shall this Resolution be ADOPTED?

<>14. 000185 [Appointment] <>Resolution appointing one member to the Airport Noise Committee. <>Betty Miller, M.D., Seat 16, succeeding David Bisho, must be nominee of Supervisor Teng, new three-year term ending September 30, 2002.

Question: Shall this Resolution be ADOPTED?

Questions on the Consent Agenda are on final passage, first reading, or adoption, as indicated:

<>REGULAR AGENDA

<>UNFINISHED BUSINESS

<>Recommendation of the Audit and Government Efficiency Committee

Present: Supervisors Kaufman, Newsom, Katz

<>15. 992233 [Payment of Services of Police Officers] Supervisors Kaufman, Newsom, Brown <>Ordinance amending Chapter 10B Section 10B.2 of the San Francisco Administrative Code to require a deposit for services of police officers hired pursuant to this provision and to require payment within 10 days of notification of final balance due, and to eliminate the administrative overhead fee. <>(Amends Section 10B.2.)

1/24/2000, CONTINUED ON FIRST READING. Supervisor Yee, seconded by Supervisor Bierman, moved to amend by including a ten percent administrative fee.

1/31/2000, AMENDED. The roll was called on the pending amendment to include a ten percent administrative fee. See January 24, 2000 Meeting Minutes. The amendment failed.

1/31/2000, PASSED ON FIRST READING. The roll was then called on the proposed ordinance as recommended by Committee.

Question: Shall this Ordinance be FINALLY PASSED?

<>Recommendation of the Transportation and Land Use Committee

Present: Supervisors Yaki, Yee

<>16. 991877 [Child Care Fee Ordinance, an alternative for satisfying the child-care requirement] Supervisors Bierman, Teng, Yaki, Becerril, Brown, Katz, Leno, Newsom <>Ordinance amending Planning Code Sections 314.1 and 314.4 to allow a developer to satisfy the child-care requirement by entering into an arrangement pursuant to which a nonprofit organization will provide a child-care facility at a site within the City. <>Planning Commission Resolution #14947 adopted January 6, 2000 recommending adoption of a revised version. Received Certificate of Exemption from environmental review dated December 23, 1999. (Amends Sections 314.1 and 314.4.)

1/31/2000, AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. Supervisor Bierman presented an amendment of the whole bearing new title.

1/31/2000, PASSED ON FIRST READING AS AMENDED.

Question: Shall this Ordinance be FINALLY PASSED?

<>NEW BUSINESS

<>Recommendations of the Audit and Government Efficiency Committee

Present: Supervisors Kaufman, Newsom

<>17. 992319 [Administrative Code Revision, Chapters 27 and 28] Supervisors Kaufman, Newsom, Becerril <>Ordinance amending Administrative Code Chapters 1, 2A, 10, 27 and 28 by renumbering Sections 1.16, 10.115, 10.116-4, 28.1, 28.2, 28.3, 28.4, 28.5, 28.6, 28.7, 28.8, 27.1, 27.2, 27.3, 27.4, and 27.9 as Sections 2A.150.1, 2A.155.2, 2A.155.3, 2A.155.4, 2A.155.5, 2A.155.6, 2A.155.7, 2A.155.9, 2A.155.10, 2A.155.11, 2A.155.12, 2A.165, 2A.165.1,

2A.165.2, 2A.165.3, and 2a.165.4, respectively, and amending the same, by renumbering Sections 2A.156 and 2A.161 as Sections 2A.155.1 and 2A.160.1, respectively, by adding Section 2A.155.8, and by repealing sections 28.10, 28.11, 28.12, 28.13, 28.14, 28.15, 27.3-1, 27.5, 27.6, and 27.8 to consolidate provisions relating to the arts and culture departments of the City, including the Arts Commission, the Fine Arts Museums, the Academy of Sciences, and the War Memorial, to update out-dated provisions, eliminate obsolete and redundant provisions, and correct references. <>(Renumbering Sections 1.16, 10.115, 10.116-4, 28.1, 28.2, 28.3, 28.4, 28.5, 28.6,28.7,28.8, 27.1, 27.2, 27.3 and 27.4 as Sections 2A.150.1, 2A.155.2, 2A.155.3, 2A.155.4, 2A.155.5, 2A.155.6, 2A.155.7, 2A.155.9, 2A.155.10, 2A.155.11, 2A.155.12, 2A.165, 2A.165.1, 2A.165.2, and 2A.165.3, respectively, and amending the same, by renumbering Sections 2A.156 and 2A.161 as Sections 2A.155.1 and 2A.160.1, respectively, by adding Section 2A.155.8, and by repealing sections 28.10, 28.11, 28.12, 28.13, 28.14, 28.15, 27.3-1, 27.5, 27.6, 27.8 and 27.9.)

Question: Shall this Ordinance be FINALLY PASSED?

<>18. 992320 [Administrative Code Revision, Chapter 24B] Supervisors Kaufman, Newsom, Becerril <>Ordinance amending Administrative Code Section 24B.1 to allow the Mayor to assign any member of his staff the position of Executive Secretary to the Relocation Appeals Board and amending Section 24B.3 to require the Board to meet once a month only if there is business pending before the Board. <>(Amends Sections 24B.1 and 24B.3.)

Question: Shall this Ordinance be FINALLY PASSED?

<>19. 000109 [Child Care Planning and Advisory Council] Supervisors Kaufman, Newsom, Becerril <>Ordinance amending Administrative Code Section 5.200 to give the Child Care Planning and Advisory Council additional powers and duties in conformance with State law and to change the composition of the council in conformance with State law. <>(Amends Section 5.200.)

Question: Shall this Ordinance be FINALLY PASSED?

<>20. 000110 [Administrative Code Revision, Municipal Finance] Supervisors Kaufman, Newsom, Becerril <>Ordinance amending Administrative Code by repealing Chapter 84 (Sections 84.1 through 84.6), regarding Public Utilities Commission short-term indebtedness. <>(Repeals Chapter 84, Sections 84.1 through 84.6.)

Question: Shall this Ordinance be FINALLY PASSED?

<>Recommendations of the Finance and Labor Committee

Present: Supervisors Yee, Bierman, Ammiano

<>21. 000063 [Reducing the City Attorney's Cash Revolving Fund from \$10,000 to \$8,000, consistent with the recommendations of the Controller's Audit Division] Supervisor Newsom <>Ordinance amending Administrative Code Section 10.136 to reduce the amount of money authorized to be in the City Attorney's Cash Revolving Fund from \$10,000 to \$8,000. (City Attorney) <>(Amends Section 10.136.)

Question: Shall this Ordinance be FINALLY PASSED?

<>22. 000064 [Eliminating the Cash Revolving Fund of the Bureau of Claims of the City Attorney's Office, consistent with the recommendations of the Controller's Audit Division.] Supervisor Newsom <>Ordinance repealing Administrative Code Section 10.136-1 to eliminate the Cash Revolving Fund of the Bureau of Claims of the Office of the City Attorney. (City Attorney) <>(Repeals Section 10.136-1.)

Question: Shall this Ordinance be FINALLY PASSED?

<>23. 000065 [DHS appropriation request to hire five (5) new employees to fund data base of fingerprint and photo images of persons applying/receiving benefits from CalWORKS and food stamp program to <>Ordinance appropriating \$102,155 of State and Federal Revenue to fund salaries, fringe benefits, training, other current expenses, materials and supplies, and for the creation of five (5) positions to operate the new State-mandated Statewide Fingerprint Imaging System (SFIS) for the Department of Human Services for fiscal year 1999-2000. (Controller) <>(Companion measure to File 000066)

Question: Shall this Ordinance be FINALLY PASSED?

<>24. 000066 [Amending 1999-2000 Annual Salary Ordinance to create 5 new positions (4 Class 1426 Senior Clerk Typists and 1 Class 2912 Senior Social Worker) for DHS.] <>Ordinance amending Ordinance No. 209-99 (Annual Salary Ordinance, 1999/2000) reflecting the creation of five (5) positions for the Department of Human Services. (Human Services Department) <>(Companion measure to File 000067)

Question: Shall this Ordinance be FINALLY PASSED?

<>25. 000082 [Appropriation in the amount of \$22,943,756 from Bonds proceeds and interest earnings to fund the reconstruction and relocation of the Asian Art Museum] Supervisors Newsom, Becerril <>Ordinance appropriating \$22,943,756 proceeds from the sale of Bonds and interest income (\$1,737,669 of 1989 Earthquake Safety Bond Interest, \$4,452,462 Asian Art Relocation Project Bond Series 1996 Interest and \$16,753,625 Asian Art Relocation Project Bond Series 1999 Bond Proceeds) for the reconstruction of the former Public Library and the relocation of the Asian Art Museum. (Controller) <>(Fiscal impact.)

Question: Shall this Ordinance be FINALLY PASSED?

<>From Finance Committee Without Recommendation

Present: Supervisors Yee, Bierman, Ammiano

<>26. 000045 [Authorizing the PTC General Manager to execute an agreement with Intelitran as a new paratransit broker to perform many important functions and to act as the principal customer service <>Resolution approving a Paratransit Broker Agreement with Comsis Mobility Services, Inc., dba Intelitran for an amount not to exceed \$66,333,277 for a term of five years. (Public Transportation Commission) <>(Fiscal impact.)

Question: Shall this Resolution be ADOPTED?

<>Recommendations of the Housing and Social Policy Committee

Present: Supervisors Teng, Bierman, Becerril

<>27. 992157 [Transgender Civil Rights Implementation Task Force] Supervisors Leno, Ammiano, Katz, Bierman, Teng, Yee, Kaufman, Newsom <>Resolution establishing the Transgender Civil Rights Implementation Task Force to make recommendations to the Mayor and the Board of Supervisors and setting forth the membership and duties of the task force.

Question: Shall this Resolution be ADOPTED?

<>28. 000113 [City of Refuge] Supervisors Katz, Kaufman, Leno, Ammiano, Brown, Becerril, Bierman, Teng, Yaki, Newsom, Yee <>Resolution declaring the City and County of San Francisco a "City of Refuge" for bi-national same sex couples.

Question: Shall this Resolution be ADOPTED?

<>SPECIAL ORDER 3:00 P.M.

<>29. 000090 [Appeal, Conditional Use, 634 Los Palmos Drive] <>Hearing of persons interested in or objecting to the decision of the Planning Commission by its Motion No. 14943 dated December 16, 1999 approving Conditional Use Application No. 99.367C, subject to conditions imposed by Planning Commission, to allow a residential care facility providing substance abuse services and transitional housing for a maximum of nine adult women. The proposal includes alterations to a 5-bedroom vacant house that will update the handicap accessibility and life/safety features without expanding the building within an RH-1 (House, One-Family, Detached) and a 40-X Height and Bulk District on property located at 634 Los Palmos Drive, north side between Globe Alley and Emil Lane; Lot 7 in Assessor's Block 3005C. <>(Categorically exempt from environmental review pursuant to Class 1(e) exemptions of Title 14 of the California Administrative Code; companion measure to Files 000091, 000092, 000093; filed on January 12, 2000.)

1/31/2000, CONTINUED. Supervisor Teng requested this matter be continued to February 7, 2000.

Action:_____

<>Pursuant to Government Code Section 65009, notice is hereby given: If you challenge the above matter in court, you may be limited to raising only those issues you or someone else raised at the public hearing described above, or in written correspondence delivered to the Board of Supervisors, (1 Dr. Carlton B. Goodlett Place, Room 244; San Francisco, CA 94102-4689) at, or prior to, the public hearing.

<>From the Clerk

<>30. 000091 [Appeal, Conditional Use, 634 Los Palmos Drive] <>Motion approving decision of the Planning Commission by its Motion no. 14943 approving Conditional Use Application no. 99.367c on property located at 634 Los Palmos Drive, north side between Globe Alley and Emil Lane, and adopting findings pursuant to Planning Code Section 101.1. (Clerk of the Board)

1/31/2000, CONTINUED. Supervisor Teng requested this matter be continued to February 7, 2000.

Question: Shall this Motion be ADOPTED?

<>31. 000092 [Appeal, Conditional Use, 634 Los Palmos Drive] <>Motion disapproving decision of the Planning

Commission by its Motion no. 14943 approving Conditional Use Application no. 99.367c on property located at 634 Los Palms Drive, north side between Globe Alley and Emil Lane, and adopting findings pursuant to Planning Code Section 101.1. (Clerk of the Board)

1/31/2000, CONTINUED. Supervisor Teng requested this matter be continued to February 7, 2000.

Question: Shall this Motion be ADOPTED?

<>32. 000093 [Findings - 634 Los Palms Drive] <>Motion directing the Clerk of the Board to prepare findings relating to proposed Conditional Use Application no. 99.367c on property located at 634 Los Palms drive, north side between Globe Alley and Emil Lane, for action by the board at its next meeting. (Clerk of the Board)

1/31/2000, CONTINUED. Supervisor Teng requested this matter be continued to February 7, 2000.

Question: Shall this Motion be ADOPTED?

<>33. ROLL CALL FOR INTRODUCTIONS <>Roll call for introduction of ordinances, resolutions, charter amendments, requests for hearings, letters of inquiry, and letters of request to the City Attorney.

<>34. PUBLIC COMMENT <>An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak. The President or the Board may limit the total testimony to 30 minutes.

<>FOR ADOPTION WITHOUT COMMITTEE REFERENCE <>These measures are introduced for adoption without committee reference. A unanimous vote is required for adoption of a resolution today. Any Supervisor may require any resolution to go to committee.

<>Items 35 through 50

<>35. 000200 [Death Penalty Moratorium] Supervisors Bierman, Ammiano, Brown <>Resolution urging Governor Gray Davis to effect a moratorium on executions while California's death penalty procedures are reviewed and evaluated.

1/31/2000, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE
AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

<>36. 000201 [Census 2000 and annual census of the homeless population] Supervisors Newsom, Bierman, Katz <>Resolution urging the Mayor's Office of Homelessness and the Department of Human Services to coordinate with Census 2000 to perform a census of the homeless population and to establish an infrastructure to conduct a homeless

census on an annual basis.

1/31/2000, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE
AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this
Resolution be ADOPTED?

<>37. 000202 [Federal Legislation, Senate Resolution 79] Supervisors Ammiano, Bierman <>Resolution supporting Senate Resolution 79, sponsored by Senators Christopher Dodd, Barbara Boxer, Dianne Feinstein, Richard Durbin and Patrick Leahy, urging the return of six year old Elian Gonzalez to his father, Juan Gonzalez of Cuba.

1/31/2000, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE
AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this
Resolution be ADOPTED?

<>38. 000203 [Sale of San Francisco Examiner and Labor Agreements] Supervisors Ammiano, Bierman <>Resolution supporting the sale of the San Francisco Examiner to a buyer who is committed to honoring the existing labor agreements with its unionized staff.

1/31/2000, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE
AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this
Resolution be ADOPTED?

<>39. 000204 [Commendation] Supervisor Becerril <>Resolution commending Amelita (Mely) Domingo on the occasion of her retirement.

1/31/2000, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE
AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this
Resolution be ADOPTED?

<>40. 000205 [Commendation] Supervisors Brown, Bierman, Katz, Leno, Newsom <>Resolution commending the recognition of Black History Month.

1/31/2000, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE
AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this
Resolution be ADOPTED?

<>41. 000206 [Commendation] Supervisors Brown, Bierman, Katz, Newsom <>Resolution commending the San Francisco Unified School District, San Francisco Housing Authority, and San Francisco State University for creating the San Francisco Tutorial Program which is designed to raise the achievement level of African American students.

1/31/2000, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE
AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this
Resolution be ADOPTED?

<>42. 000207 [Commendation] Supervisors Leno, Bierman, Katz, Becerril, Newsom <>Resolution commending Judy Shepard for bringing her dignity, courage, and message of acceptance to San Francisco.

1/31/2000, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE
AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this
Resolution be ADOPTED?

<>43. 000208 [Commendation] Supervisors Leno, Bierman, Newsom <>Resolution commending Margaret Norton for her eleven years of service as the Executive Director of the Performing Arts Library and Museum.

1/31/2000, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE
AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this
Resolution be ADOPTED?

<>44. 000209 [Commendation] Supervisors Leno, Bierman, Katz, Becerril, Newsom <>Resolution commending Brent Scarpio and Martin Bedogne for their documentary film, Journey to a Hate Free Millennium.

1/31/2000, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE
AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this
Resolution be ADOPTED?

<>45. 000210 [Commendation] Supervisors Leno, Katz, Newsom <>Resolution commending Aleph Zadik Aleph upon its 75th anniversary.

1/31/2000, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE
AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this
Resolution be ADOPTED?

<>46. 000211 [Commendation] Supervisors Leno, Bierman, Katz, Becerril, Newsom <>Resolution commending Deborah Hoffman and Frances Reid for receiving the Sundance Film Festival Grand Jury Prize for best documentary film.

1/31/2000, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE
AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this
Resolution be ADOPTED?

<>47. 000212 [Commendation] Supervisors Leno, Bierman, Katz, Becerril, Newsom <>Resolution commending Jeffrey Friedman and Rob Epstein for receiving the Sundance Film Festival Directing Award in Documentary Competition.

1/31/2000, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE
AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this
Resolution be ADOPTED?

<>48. 000213 [Commendation] Supervisors Leno, Newsom, Katz, Bierman, Kaufman <>Resolution commending Michael Tilson Thomas and the San Francisco Symphony upon receiving three Grammy nominations.

1/31/2000, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE
AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this
Resolution be ADOPTED?

<>49. 000214 [Commendation] Supervisors Newsom, Bierman, Katz, Leno <>Resolution commending the Community Substance Abuse Services of the San Francisco Department of Public Health, Sisters Against Global Exploitation, and Acupuncture and Recovery Treatment Services for holding the January 31 San Francisco Wellness Conference on the topic of hepatitis C.

1/31/2000, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE
AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this
Resolution be ADOPTED?

<>50. 000215 [Commendation] Supervisors Ammiano, Katz, Newsom <>Resolution commending Kaiser Permanente for their continued excellence in providing quality health care services to the residents of San Francisco and further declaring February 9, 2000 to be Kaiser Permanente Day in San Francisco.

1/31/2000, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE
AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this
Resolution be ADOPTED?

<>Severed From For Adoption Without Committee Reference Agenda

Questions on the For Adoption Without Committee Reference
Agenda: _____

<>51. IMPERATIVE AGENDA <>Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding. Each motion requires 8 votes or a unanimous 6 or 7. A unanimous vote is required for the resolution(s).

<>[Serious Injury Finding]

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

<>[Purely Commendatory Finding]

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

<>[Brown Act Finding]

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

agenda was posted.

<>[Imperative Resolutions, if any]

<>OFF-AGENDA LEGISLATION

<>PROPOSED ORDINANCES

Proposed ordinances received from January 27 through noon on February 2, for reference by President to appropriate committee on February 7, 2000.

<>000183 [Limitation Period for Filing Tax Claim] <>Ordinance amending Article 6 of Part III of the San Francisco Municipal Code by amending Section 6.15-1 to providing that any claim for refund of taxes paid be filed within six months from the time the return was filed or the tax was paid, whichever period expires later, with the exception that in no event shall such period expire prior to the shortest period allowable for filing tax refund claims under Title 1, Division 3.6, Part 3, Section 911.2 of the California Government Code. (City Attorney)

1/28/2000, ASSIGNED UNDER 30 DAY RULE to Finance and Labor Committee, expires on 3/8/2000.

<>000232 [Settlement of Lawsuit] <>Ordinance authorizing settlement of the lawsuit filed by Joanne Yu (in the amount of \$38,500) and Mimi Yu (a minor) by her Guardian Ad Litem, Xiao Ping Chen (in the amount of \$3,000) against the City and County of San Francisco; the lawsuit was filed on May 6, 1999 in San Francisco entitled Yu, et al., v. City and County of San Francisco, et al. (City Attorney) <>(S.F. Superior Court - Unlimited Civil Jurisdiction, Case No. 303-305; filed on May 6, 1999.)

2/2/2000, RECEIVED AND ASSIGNED to Audit and Government Efficiency Committee.

<>PROPOSED RESOLUTIONS

Proposed resolutions received from January 27 through noon on February 2, for reference by President to appropriate committee on February 7, 2000.

<>000187 [Authorizing the assignment of City's leasehold interest in the sublease of an off-street parking facility (at 5200 Geary Boulevard) owned by Merrill's Drug Centers to Parking Authority, <>Resolution approving assignment of the City and County of San Francisco's interest in that certain lease with Merrill's Drug Centers to the Parking Authority of the City and County of San Francisco. (Real Estate Department)

1/28/2000, RECEIVED AND ASSIGNED to Finance and Labor Committee.

<>000188 [Approving a subcontract with the UCSF to designate the Project Director of HIV/STD Prevention Trial study, who will be responsible for the scientific conduct of this project.] <>Resolution authorizing the Department of Public Health, the collaborating institution responsible for the scientific conduct of the project entitled "NIMH Collaborative HIV/STD Prevention Trial" to enter into a subcontract in the amount of \$44,144 with the University of California, the primary contractor, which does not include patent infringement indemnification and false claims clauses; retroactive to September 30, 1999. (Public Health Department)

1/31/2000, RECEIVED AND ASSIGNED to Public Health and Environment Committee.

<>000190 [Appointment - Municipal Transportation Agency] <>Resolution confirming the appointment of Michael Casey to the Board of Directors of the Municipal Transportation Agency for a term commencing March 1, 2000. (Mayor)

1/31/2000, RECEIVED AND ASSIGNED to Rules Committee.

<>000191 [Appointment - Municipal Transportation Agency] <>Resolution confirming the appointment of H. Welton Flynn to the Board of Directors of the Municipal Transportation Agency for a term commencing March 1, 2000. (Mayor)

1/31/2000, RECEIVED AND ASSIGNED to Rules Committee.

<>000192 [Appointment - Municipal Transportation Agency] <>Resolution confirming the appointment of Shirley Breyer Black to the Board of Directors of the Municipal Transportation Agency for a term commencing March 1, 2000. (Mayor)

1/31/2000, RECEIVED AND ASSIGNED to Rules Committee.

<>000193 [Appointment - Municipal Transportation Agency] <>Resolution confirming the appointment of James Bourgart to the Board of Directors of the Municipal Transportation Agency for a term commencing March 1, 2000. (Mayor)

1/31/2000, RECEIVED AND ASSIGNED to Rules Committee.

<>000194 [Appointment - Municipal Transportation Agency] <>Resolution confirming the appointment of Jose Cisneros to the Board of Directors of the Municipal Transportation Agency for a term commencing March 1, 2000. (Mayor)

1/31/2000, RECEIVED AND ASSIGNED to Rules Committee.

<>000195 [Appointment - Municipal Transportation Agency] <>Resolution confirming the appointment of Enid Ng Lim to the Board of Directors of the Municipal Transportation Agency for a term commencing March 1, 2000. (Mayor)

1/31/2000, RECEIVED AND ASSIGNED to Rules Committee.

<>000196 [Appointment - Municipal Transportation Agency] <>Resolution confirming the appointment of Cleopatra Vaughns to the Board of Directors of the Municipal Transportation Agency for a term commencing March 1, 2000. (Mayor)

1/31/2000, RECEIVED AND ASSIGNED to Rules Committee.

<>000227 [Accepting a gift of Chevrolet van valued at \$7,000 for Police Department's Youth Fishing Program] <>Resolution authorizing the San Francisco Police Department to accept a gift of a Chevrolet van valued at \$7,000 for use in its Youth Fishing Program. (Police Commission)

2/1/2000, RECEIVED AND ASSIGNED to Audit and Government Efficiency Committee.

<>000228 [Accepting gift of \$96,154 from the estate of Kathleen Mason for the benefit of AIDS patients at S.F. General Hospital] <>Resolution authorizing the Department of Public Health, San Francisco General Hospital to accept and expend a gift of \$96,154 donated by the estate of Kathleen Mason. (Public Health Department)

2/2/2000, RECEIVED AND ASSIGNED to Audit and Government Efficiency Committee.

<>000233 [Petitions and Communications] <>Petitions and Communications received from January 27 through noon on February 2, for reference by the President to the Committee considering related matters or to be ordered filed by the Clerk on February 7, 2000.

From various departments, regarding services provided to San Francisco residents with limited English proficiency.

Copy: Supervisor Teng (1)

Public Utilities Commission, (Reference No. 19991115-044);

City Administrator, (Reference No. 19991115-057).

From various departments, regarding services provided to the homeless population in San Francisco. Copy: Supervisor Newsom (2)

Public Utilities Commission, (Reference No. 19991213-041);

City Administrator, (Reference No. 19991213-054);

Ethics Commission, (Reference No. 19991213-025);

Juvenile Probation Department, (Reference No. 19991213-024);

Sheriff, (Reference No. 00-009);

San Francisco Unified School District, (Reference No. 19991213-059);

Assessor-Recorder, (Reference No. 19991213-011).

From concerned citizens, regarding The Peninsula Watershed Management Plan Draft Environmental Impact Report (EIR), submitting support for the project Alternatives A and B to extend the Ridge Trail along the Fifield-Cahill ridges through the Crystal Springs watershed. 44 Letters (3)

From the Fire Department, submitting annual inspection of police station holding cells relating to fire and life safety of the following facilities: 4 Letters (4)

Taraval Police Station, 2345 - 24th Avenue;

Park Police Station, 550 Kezar Drive;

Richmond Police Station, 461 6th Avenue;

Bayview Police Station, 201 Williams Avenue.

From Office of the Controller Audits Division, submitting status report on audit activities as of December 31, 1999, for fiscal year 1999-2000. (5)

From various departments, regarding the number of special assistants employed in each department: Copy: Supervisor Yee (6)

Animal Care and Control Department, (Reference No. 2000118-039);

Superior Court, (Reference No. 20000118-005);

Board of Supervisors, (Reference No. 20000118-061);

City College of San Francisco, (Reference No. 20000118-006);

Public Defender, (Reference No. 200000118-013);

City Administrator, (Reference No. 20000118-056);

Fine Arts Museums, (Reference No. 20000118-035);

Public Administrator/Public Guardian, (Reference No. 200000118-059);

Residential Rent Stabilization and Arbitration Board, (Reference No. 20000118-036);

Employees' Retirement System, (Reference No. 20000118-043);

Planning Department, (Reference No. 20000118-028);

Real Estate, (Reference No. 20000118-057);
Commission on the Status of Women, (Reference No. 20000118-044);
Chief Medical Examiner, (Reference No. 20000118-038).

From concerned citizens, submitting support for changing the term "owner" to "guardian" for people who have pet animals. Copy: Each Supervisor, 6 Letters (7)

From concerned citizens, submitting opposition to Planning Commission approval of Conditional Use Permit for 634 Los Palomos Drive to allow a residential care facility providing substance abuse services and transitional housing for a maximum of nine adult women. Scheduled for Public Hearing on January 31, 2000. File 0000-90, Copy: Supervisor Ammiano 3 Letters (8)

From Police Department, concerning an "adults only accompanied by children" policy application at Sixth and Folsom Streets Playground. (Reference No. 19991220-002) Copy: Supervisor Newsom (9)

From Public Administrator/Public Guardian, submitting support to combine the Public Guardian and the LPS Conservator Offices as recommended by the Conservatorship Services Working Group (CSWG). File 99-1517, Audit and Government Efficiency Committee (10)

From Soul'd Out Productions, submitting gratitude for the generous gifts received from the Board of Supervisors. (11)

From Planning Department, regarding the Mission Alcohol Revision Amendment. File 99-1771, Housing and Social Policy Committee (12)

From Vincent, submitting support to include "Tenancies in Common" (TIC's) into the Condominium Conversion law. File 99-2281, Transportation and Land Use Committee (13)

From Office of the Sheriff, submitting request for waiver of the requirements of Chapters 12B and 12C of the Administrative Code for Sheriff's Department personnel to attend a defensive tactics course designed to train them to teach weaponless defense. 2 Letters (14)

From Department of Telecommunications and Information Services, submitting Telecommunications Commission resolution regarding non-discriminatory access to content on the Internet and open, non-discriminatory access to broadband transport. File 99-0455 Copy: Each Supervisor (15)

From Janet Berenson, submitting disappointment to Supervisor Ammiano's decision to support Bill Bradley as President in the primary election. Copy: Supervisor Ammiano (16)

From Hank Hamilton, submitting support to remove the "Breast Cancer Posters" from bus-shelters and cancel the contract with the poster company. (17)

From Office of the Mayor, submitting request for appointments to the Board of Directors of the Municipal Transportation Agency, for terms commencing March 1, 2000, for the following: (18)

Shirley Breyer Black
James Bourgart
Mike Casey
Jose M. Cisneros
Welton Flynn
Enid Ng Lim
Cleopatra Vaughns.

From Miraloma Park Improvement Club, regarding reinstatement of Timothy Treacy as Board of Supervisors representative to the Airport/Community Roundtable. Copy: Each Supervisor (19)

From Community Health Charities, regarding City Employees Combined Charities Campaign for 2000. Finance and Labor Committee (20)

From State Department of Health Services, submitting report regarding Net Disproportionate Share Hospital Revenue (NDSHR) Trust/Special Revenue Fund Balance Report for fiscal year 1998-99. Copy: Department of Public Health (21)

From State Department of Health Services, submitting guidelines and forms for the submission to the County Health Services Actual Financial Data Report for fiscal year 1998-99. Copy: Department of Public Health (22)

From Noe Valley Merchants and Professionals Association, Inc., regarding Citizens' Right-To-Know Act for 1508 Church Street to be used as a homeless shelter. File 99-2315 Copy: Each Supervisor (23)

From Janet Berenson, suggesting that local government focus on helping the children in San Francisco and not offer up gratuitous resolutions that have no effect. File 000202 Copy: Supervisor Ammiano (24)

From Nick Porcaro, regarding the forced relocation of Coltrane Church, and asking for suggestions on how to raise money. (25)

From Samuel Henry, submitting support for some restrictions and limitations on commercial signs up and down Market Street. (26)

From Monica Lee, submitting support for keeping the Doggie Diner Sign. File 99-2110, Copy: Each Supervisor (27)

From Flor d' Italia, Inc., submitting copy of letter to Department of Public Works asking for whatever action is necessary to remove street people from loitering at the intersection of Broadway and Battery Streets. (28)

From Center for the Preservation of Horses, John Jenkel, urging the Board of Supervisors to bring a restraining order against the City and County of San Francisco that will stop all development on Port of San Francisco jurisdiction until, if and when the CCSF Board of Supervisors declares its intent to live up to its Burton Act responsibility and the Port Commission has state agency representation. Copy: Each Supervisor, 2 Letters (29)

From Department of Public Health, regarding the Controller's Audit Report that urged the merger of LPS Conservatorship and the Public Guardian duties into one office. File 99-1517, Audits and Government Efficiency Committee (30)

From San Francisco Labor Council, AFL-CIO, submitting support for the position of the Conference of Newspaper Unions requiring any new buyer of the San Francisco Examiner to fulfill all terms and conditions of existing labor agreements will be coming before the Board of Supervisors for approval. File 000203, Copy: Each Supervisor (31)

From Benjamin Church, submitting opposition to the proposed Ordinance restricting sale of ultracompact firearms. File 000197, Housing and Social Policy Committee, Copy: Each Supervisor (32)

From Lloyd Schloegel, submitting support for a moratorium on new buildings and office development on parking lots in the downtown area. (33)

From Purchasing Department, submitting copy of Customer Service Plan, updated for 2000. Copy: Supervisor Newsom (34)

From Warren Lambert, submitting support for retaining the current paratransit broker, Cerenio Management Group. File 00-0045, Finance and Labor Committee (35)

From Mimi Wong, regarding rumors about the scandal at Central City Hospitality House since they closed the Orlando House and the youth program. (36)

From Department of Human Resources, submitting Administrative Change Nos. 16, 17, 18-99/00 to the Annual Salary Ordinance for fiscal year 1999/00. 3 Letters (37)

From Baker & McKenzie, regarding new evidence in support of Planning Commission's disapproval of landmark status of the Doggie Diner Sign. File 99-2111 (38)

From Judicial Council of California, submitting Superior Court deposit statement for the month ending December 31, 1999. (39)

From OMI Family Center, regarding the poor air quality at the OMI Family Center outpatient clinic, at 1760 Ocean Avenue, which serves a wide variety of clients, both children and adults. Copy; Each Supervisor (40)

From Department of Parking and Traffic, submitting a study on pedestrian safety along Third Street between Market and Folsom Streets. File 99-1294, Transportation and Land Use Committee (41)

From Citizens for Open Space and to Retain the Vaillancourt Fountain, submitting opposition to the proposed development of the Butterfly Museum at Ferry Park, bordered by Clay, Drumm and Washington Streets. Copy: Each Supervisor, 27 Letters (42)

From Therese Koller, regarding Mayor Willie L. Brown and the Art Commission. (43)

From Beer and Wine Services, Inc., submitting request for a Wholesale and Off-Sale Beer and Wine license for Stanford J. Wishnev dba "Wishnev Wines" at The Embarcadero, Pier 19. Small Business, Economic Development and Consumer Services Committee (44)

From Lisa Middleton, submitting request for appointment to the Transgender Advisory Committee. Copy: Supervisor Leno Rules Committee (45)

From Commission on the Environment, submitting copy of resolution and urging support for the Board of Supervisors and Mayor to write a letter of commendation to Ciudad Bahia de Caraquez, Ecuador on becoming an eco-city. (46)

From State Department of Alcoholic Beverage Control, submitting notice of request for Naser & Salman dba Health Haven at 621 Divisadero Street to modify certain conditions on their alcoholic beverage license. Small Business, Economic Development and Consumer Services Committee (47)

From Port of San Francisco, submitting request for release of reserved funds in the amount of \$2,601,500 for the Hyde Street Harbor Waterside Improvement (Ordinance No. 40-98). (48)

<>ADJOURNMENT

Meeting Procedures

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

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

Citizens are encouraged to testify at Board hearings and to write letters to the Board and to its members, City Hall, 1

Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.

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

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

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

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

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

Disability access

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

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

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

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

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

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

Know Your Rights Under the Sunshine Ordinance

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

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

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