

BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

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

MEETING MINUTES

DOCUMENTS DEPT.

OCT 06 1999

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Monday, July 26, 1999 2:00 PM

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

Regular Meeting

TOM AMMIANO, PRESIDENT

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

Gloria L. Young, Clerk of the Board

BOARD COMMITTEES

Committee Membership

Meeting Days

Audit and Government Efficiency Committee

1st Tuesday

Supervisors Kaufman, Newsom, Katz

1:00 PM

Finance and Labor Committee

Wednesday

Supervisors Yee, Bierman, Ammiano

10:00 AM

Housing and Social Policy Committee

1st and 3rd Tuesday

Supervisors Teng, Bierman, Becerril

10:00 AM

Parks and Recreation Committee

2nd Tuesday

Supervisors Brown, Newsom, Leno

1:00 PM

Public Health and Environment Committee

2nd & 4th Thursday

Supervisors Bierman, Brown, Yaki

1:00 PM

Public Utilities and Deregulation Committee

3rd Tuesday

Supervisors Ammiano, Yee, Becerril

1:00 PM

Rules Committee

2nd & 4th Thursday

Supervisors Leno, Teng, Kaufman

10:00 AM

Small Business, Economic Vitality and Consumer Services Committee

1st and 3rd Thursday

Supervisors Newsom, Leno, Becerril

10:00 AM

Transportation and Land Use Committee

2nd and 4th Tuesday

Supervisors Katz, Yaki, Yee, Leno

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, Leslie Katz, Barbara Kaufman, Mark Leno, Gavin Newsom, Mabel Teng, Michael Yaki, Leland Y. Yee.

ROLL CALL AND PLEDGE OF ALLEGIANCE

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Tom Ammiano presiding.

The meeting was called to order at 2:06 p.m. On call of the roll, the following Supervisors were noted absent:

Supervisors Bierman, Katz, Teng, Yaki - 4.

Quorum present.

Supervisor Bierman was noted present at 2:10 p.m.

Supervisor Katz was noted present at 2:11 p.m.

Supervisor Teng was noted present at 2:09 p.m.

Supervisor Yaki was noted present at 2:09 p.m.

Privilege of the Floor

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

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

Introduction of Guest

Supervisor Leno introduced, welcomed and presented a commendation to film star, Marcel Marceau, for returning to San Francisco after being absent for 15 years.

Mr. Marceau indicated it was a great honor for him to be here again and to receive this award. He introduced members of his company and on behalf of the company he thanked the Board of Supervisors.

CONSENT AGENDA

Recommendation of the Finance and Labor Committee

- 991272 [Funding for the second round of Affordable Housing and Home Ownership Bonds (Prop. A) issued on June 10, 1999]
Mayor

Ordinance appropriating \$20,000,895 of bond proceeds and bond interest income for implementation of the Affordable Housing and Home Ownership Program at the Mayor's Office of Housing, for fiscal year 1999-2000.

(Fiscal impact.)

Ordinance No. 221-99
FINALLY PASSED

Recommendations of the Housing and Social Policy Committee

- 991297 [Continuous grant for Police Department Domestic Violence Unit to continue a program which targets domestic violence repeat offenders]

Resolution authorizing the Chief of Police of the City and County of San Francisco to accept and expend funds made available through the Office of Criminal Justice Planning for a project entitled "Violence Against Women - Law Enforcement Specialized Units Program", and agreeing to accept an in-kind match from Woman Organized to Make Abuse Non-existent (W.O.M.A.N. Inc.) for a victim's advocate position, and waiving indirect costs due to funding constraints. (Police Department)

Resolution No. 722-99
ADOPTED

- 991298 [Continuous grant for Police Department, Southern Station, to implement a Community Crime Resistance Program for the Sixth Street Corridor, provide "Citizens Patrol" program and improve general safety]

Resolution authorizing the Chief of Police of the City and County of San Francisco to accept and expend funds made available through the Office of Criminal Justice Planning for a project designated "Community Crime Resistance Program" and agreeing to provide a cash match as required for this grant program, and waiving indirect costs due to funding constraints. (Police Department)

Resolution No. 723-99
ADOPTED

- 991299 [Continuing grant for Police Department Juvenile Division for an elementary and middle school program for students at risk of exposure to drugs and violence]
Resolution authorizing the Chief of Police of the City and County of San Francisco to accept and expend funds made available through the Office of Criminal Justice Planning for a project entitled "Suppression of Drug Abuse in the Schools" and waiving indirect costs due to funding constraints. (Police Department)
Resolution No. 724-99
ADOPTED
- 991300 [Grant for Police Department's Vice Crime Unit to identify, target, and take action against stores with on-sale and off-sale liquor licenses that operate in a disorderly and disruptive manner]
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 "1999/2000 Grant Assistance to Local Law Enforcement Agencies Project" and waiving indirect costs due to funding constraints.
Resolution No. 725-99
ADOPTED
- 991302 [Grant for various projects for at-risk youth or those in juvenile justice system including renovation at Log Cabin Ranch, in-home visits to youth on probation, implementation of Teen Court Project, funds for Juvenile Drug Court, and other general efforts]
Resolution authorizing the Mayor's Criminal Justice Council (MCJC) to retroactively apply, accept and expend funds in the amount of \$544,744 from the Office of Criminal Justice Planning (OCJP), State of California, from funds made available under the Juvenile Accountability Incentive Block Grant (JAIBG). (Mayor)
Resolution No. 727-99
ADOPTED

Recommendation of the Transportation and Land Use Committee

- 991176 [Underground District No. 347, Lincoln Way from 33rd Avenue to Lower Great Highway]
Supervisor Bierman

Ordinance creating Underground District No. 347 on Lincoln Way from 33rd Avenue to Lower Great Highway.
Ordinance No. 223-99
FINALLY PASSED

The foregoing items were acted upon by the following vote:

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

REGULAR AGENDA

UNFINISHED BUSINESS

From the Clerk

991325 [Environmental Review]

Motion certifying review of Final Negative Declaration relating to proposed conditional use of property at 1880 Lombard Street, on the northeast corner of the intersection of Lombard and Buchanan Streets, and adopting findings pursuant to Planning Code Section 101.1

Motion No. M99-82

APPROVED by the following vote:

Ayes: 8 - Becerril, Bierman, Brown, Katz, Kaufman, Leno, Teng, Yaki

Noes: 3 - Ammiano, Newsom, Yee

(Only one of the following two motions should be adopted.)

991173 [Appeal , Conditional Use, 1880 Lombard Street]

Motion approving decision of the Planning Commission by its Motion No. 14824 approving Conditional Use Application No. 98.532C, on property located at 1880 Lombard Street, on the northeast corner of the intersection of Lombard and Buchanan Streets, and adopting findings pursuant to Planning Code Section 101.1. (Clerk of the Board)

Supervisor Teng, seconded by Supervisor Leno, moved that this Motion be TABLED. The motion carried by the following vote:

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

991174 [Appeal , Conditional Use, 1880 Lombard]

Motion disapproving decision of the Planning Commission by its Motion No. 14824 approving Conditional Use Application No. 98.532C, on property located at 1880 Lombard Street, on the northeast corner of the intersection of Lombard and Buchanan Streets, and adopting findings pursuant to Planning Code Section 101.1. (Clerk of the Board)

Supervisor Kaufman moved to amend the title, line five, after "Buchanan Street" by inserting "and approving granting a conditional use permit subject to conditions imposed by Planning Commission and additional conditions imposed by the Board of Supervisors";

amend line 18, after "disapproved" by inserting "; and, be it FURTHER MOVED, That the Board of Supervisors approves granting a conditional use permit subject to conditions imposed by the Planning Commission by its Motion No. 14824, dated May 13, 1999 with the following two conditions being added by the Board of Supervisors:

- 1. No pharmacy shall occupy the ground floor retail spaces.*
- 2. The grant of the condition use authorization to exceed the lot size limited is subject to the grant of deviations from the rear yard requirements by the Board of Appeal; and, be it*

FURTHER MOVED, That the Board of Supervisors adopts as its own and incorporates by reference herein as though fully set forth the findings made by the Planning Commission, by its Motion No. 14824 that the project is consistent with the eight priority policies of Planning Code Section 101.1, and further finds that the revised project, as further conditioned by the Board of Supervisors, is consistent with the priority policies of Planning Code Section 101.1."

Motion No. M99-80

Supervisor Kaufman, seconded by Supervisor Bierman, moved that this Motion be AMENDED. The motion carried by the following vote:

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

Motion disapproving decision of the Planning Commission by its Motion No. 14824 approving Conditional Use Application No. 98.532C, on property located at 1880 Lombard Street, on the northeast corner of the intersection of Lombard and Buchanan Streets and approving granting a conditional use permit subject to conditions imposed by Planning Commission and additional conditions imposed by the Board of Supervisors and adopting findings pursuant to Planning Code Section 101.1. (Clerk of the Board)

APPROVED AS AMENDED by the following vote:

Ayes: 8 - Becerril, Bierman, Brown, Katz, Kaufman, Leno, Teng, Yaki

Noes: 3 - Ammiano, Newsom, Yee

991175 [Findings - 1880 Lombard Street]

Motion directing the Clerk of the Board to prepare findings relating to proposed Conditional Use Application No. 98.523C, on property located at 1880 Lombard Street, on the northeast corner of the intersection of Lombard and Buchanan Streets. for action by the Board at its next meeting. (Clerk of the Board)

Motion No. M99-81

APPROVED by the following vote:

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

Recommendations of the Finance and Labor Committee**990877 [Prevailing Wages for Janitors]
Supervisors Yee, Ammiano, Bierman**

Ordinance amending Administrative Code by adding Section 21.25-1 to provide that contracts for janitorial services must require that any person performing janitorial services thereunder be paid not less than the general prevailing wages in private employment for similar work.

(Fiscal impact; Adds Section 21.25-1.)

Ordinance No. 222-99

FINALLY PASSED by the following vote:

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

Noes: 1 - Kaufman

**991052 [Annual Appropriation Ordinance FY 1999-2000]
Mayor**

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

(Fiscal impact; Companion measure to Files 991065, 991086)

Ordinance No. 208-99

FINALLY PASSED by the following vote:

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

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

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

(Fiscal impact; Companion measure to Files 991065, 991052.)

Ordinance No. 209-99

FINALLY PASSED by the following vote:

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

Recommendation of the Public Utilities and Deregulation Committee

990455 [High-Speed Broadband Networks]

Supervisors Katz, Yaki, Becerril, Bierman, Ammiano, Leno, Newsom, Brown, Teng

Resolution urging the City Attorney and the Department of Telecommunications and Information Services to monitor legislative, regulatory and judicial developments in the California Legislature, Congress, the Federal Communications Commission and Federal Courts addressing access to high-speed cable and other high-speed broadband networks; to take all possible action to ensure that Congress, the Legislature and/or the Federal Communications Commission adopt policies that protect consumers' access to a choice of Internet and other on-line service providers and to all forms of information over the Internet and over high-speed broadband networks; and to support the authority of cities to require cable companies to provide non-discriminatory access by unaffiliated Internet and other on-line providers to the broadband cable network by filing an amicus brief in support of the City of Portland's open access requirement in the United States Court of Appeals for the Ninth Circuit.

Supervisor Katz moved an amendment of the whole (technical amendments).

Resolution No. 718-99

Supervisor Katz, seconded by Supervisor Becerril, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. The motion carried by the following vote:

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

Resolution establishing city policy supporting open non-discriminatory access to broadband access services and supporting non-discriminatory access by consumers to all content on the internet; urging the San Francisco City Attorney, the Department of Telecommunications and Information Services and the Telecommunications Commission to take all possible action to implement this policy at the federal, state, and local level by: 1) monitoring legislative, regulatory and judicial developments in the California Legislature, Congress, the Federal Communications Commission and Federal Courts addressing high-speed internet access; 2) monitor the market for broadband access services in order to gauge the necessity or feasibility of imposing an open access requirement; 3) requiring cable companies and other providers of high-speed internet access services to permit unrestricted access to all content on the internet in addition to allowing subscribers a single "click through" directly to such content; 4) requiring cable companies and other providers of high-speed internet access services to provide universal access by consumers to any cable modem or high-speed internet access service in a service area in which cable modem or high-speed internet access service is offered; 5) filing an amicus brief in support of the City of Portland's non-discriminatory access requirement in the United States Court of Appeals for the Ninth Circuit and; 6) urging the San Francisco City Attorney, the Department of Telecommunications and Information Services and the Telecommunications Commission to report back to the Board of Supervisors by December 15, 1999 on federal, state and local legislative, regulatory, judicial and technical developments and recommend a course of action for the City.

Supervisors Yaki, Bierman, Ammiano, Leno, Newsom, Brown, Teng requested to be added as co-sponsors.

ADOPTED AS AMENDED by the following vote:

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

NEW BUSINESS

Recommendations of the Finance and Labor Committee

**991032 [Memorandum of Understanding-Local 798-Unit 1]
Mayor**

Ordinance adopting and implementing the provision of a Memorandum of Understanding between the San Francisco Fire Fighters Union Local 798, IAFF, AFL-CIO for Bargaining Unit 1 and the City and County of San Francisco for the period July 1, 1999 through June 30, 2001.

(Fiscal Impact)

PASSED, ON FIRST READING by the following vote:

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

**991033 [Memorandum of Understanding-Local 798, Unit 2]
Mayor**

Ordinance adopting and implementing the provisions of a Memorandum of Understanding between the San Francisco Fire Fighters Union Local 798, IAFF, AFL-CIO for Bargaining Unit 2 and the City and County of San Francisco for the period July 1, 1999 through June 30, 2001.

(Fiscal impact.)

PASSED, ON FIRST READING by the following vote:

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

991269 [Authorizing Public Utilities Commission to apply for State funds to reimburse the City for construction costs for the Islais Creek and Rankin Street sewage storage and treatment facilities.]

Resolution authorizing the Public Utilities Commission to apply for and enter into loan agreements not to exceed \$50 million for the reimbursement of prior expenditures incurred for the construction of the Islais Creek/Rankin Street storage facilities. (Public Utilities Commission)

Resolution No. 720-99

ADOPTED by the following vote:

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

991278 [Emergency Repairs, 3rd Street Sewers]

Resolution approving the expenditure of funds for the emergency work to replace the hydraulically inadequate sewers on 3rd Street between Jerrold Avenue and Palou Avenue, Donner Avenue between Ingalls Street and Jennings Street, and Jennings Street between Donner Avenue and Egbert Avenue - \$1,674,713.00. (Public Utilities Commission)

(Fiscal impact.)

Resolution No. 721-99

ADOPTED by the following vote:

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

991301 [Airport Lease Agreement for American Airlines L-82-0111 for space in Boarding Area "E"]

Resolution approving lease modification No. 8 for Lease 82-0111 between American Airlines, Inc. and the City and County of San Francisco, acting by and through its Airport Commission. (Airport Commission)

Resolution No. 726-99

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

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

ADOPTED by the following vote:

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

Recommendations of the Housing and Social Policy Committee**990822 [Litter Removal and Ashtrays]
Supervisors Teng, Bierman**

Ordinance amending Public Works Code Sections 170, 173 and 174 to require places of employment to provide and maintain ashtrays for patrons and employees who smoke and specifying that accumulation of cigarette and cigar butts on the public right-of-way is prohibited.

(Amends Sections 170, 173 and 174.)

Supervisor Becerril requested to be added as co-sponsor.

PASSED ON FIRST READING by the following vote:

Ayes: 8 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Teng, Yaki
Noes: 3 - Leno, Newsom, Yee

- 991281 [To require the Fire Department and Department of Building Inspection to prepare the 1998 Interim Codes as Legislative Drafts]
Supervisor Teng

Ordinance amending Administrative Code by adding Section 67.33 to require the Fire Department and Department of Building Inspection to prepare the 1998 San Francisco Interim Codes as legislative drafts, specifying the basic organization, manner of annotation, the detail required, and the completion and public availability dates; while providing for the expiration of the effectiveness of Section 67.33.

(Adds Section 67.33.)

PASSED, ON FIRST READING by the following vote:

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

Appointment of President Pro Tempore

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

Recommendations of the Public Utilities and Deregulation Committee

- 991386 [Community Aggregation of Electricity]
Supervisor Ammiano

Resolution urging the California Legislature to amend the State's electric deregulation law, Chapter 854 of 1996, Sections 366(A) and (B) to authorize San Francisco and any other California municipal corporation, upon a majority vote of its governing body or registered voters, to designate itself as the automatic aggregator of electricity on behalf of its residents and businesses, such that residents and businesses shall be automatically included in the jurisdiction's community aggregated electricity buyers' group, unless exercising a choice for the existing electrical corporation or another provider.

Supervisor Ammiano requested this item be continued to August 2, 1999.

President Ammiano, seconded by Supervisor Yaki, moved that this Resolution be CONTINUED. The motion carried by the following vote:

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

- 991252 [Transfer Control Over Public Access Channel to San Francisco Community Television Corporation]
Supervisor Bierman

Resolution designating not later than September 1, 1999 as the date the Cable Television Franchise Grantee (TCI) shall transfer management and control over the Public Access Channel to the San Francisco Community Television Corporation (SFCTC) and supporting sufficient funding for the public access program in the Department of Telecommunications and Information budget.

Resolution No. 719-99

ADOPTED by the following vote:

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

The President resumed the Chair.

Called from Transportation and Land Use Committee by Supervisor Bierman

990998 [Zoning - Live/Work Moratorium: Imposing Interim Zoning Controls]
Supervisors Bierman, Ammiano

Resolution imposing Interim Zoning Controls to prohibit construction of new Live/Work Developments, as defined in Planning Code Section 102.13, in the City and County of San Francisco, for a six (6) month period, and making a determination of consistency with the priority policies of Planning Code Section 101.1.

Supervisor Yee, seconded by Supervisor Kaufman, moved to excuse Supervisor Newsom from voting, at his request, on this matter. The motion carried by the following vote:

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

Supervisor Bierman requested this item be continued to August 9, 1999.

Supervisor Bierman, seconded by Supervisor Yee, moved that this Resolution be CONTINUED. The motion carried by the following vote:

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

990997 [Zoning - Live/Work Moratorium: Imposing an Order Prohibiting Action on Applications]
Supervisors Bierman, Ammiano

Resolution imposing an order prohibiting action on applications for permits or other land use entitlements to construct new live/work developments, as defined in Planning Code Section 102.13, in the City and County of San Francisco, while the Board of Supervisors considers adoption of interim zoning controls governing such live/work development; and making a finding of consistency with the priority policies of Planning Code Section 101.1.

Supervisor Yee, seconded by Supervisor Kaufman, moved to excuse Supervisor Newsom from voting, at his request, on this matter. The motion carried by the following vote:

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

Supervisor Bierman, seconded by Supervisor Katz, moved that this Resolution be RE-REFERRED to the Transportation and Land Use Committee. The motion carried by the following vote:

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

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

991393 [Public Hearing]

Hearing of persons interested in or objecting to proposed amendment of the whole entitled, "Resolution approving transfer of control over Television Signal Corporation, San Francisco cable television franchise grantee, from Telecommunications, Inc. to AT&T Corporation upon certain conditions" and proposed amendment of the whole entitled, "Ordinance amending Ordinance 105-64, as amended most recently by Ordinance No. 42-97, by amending Section 25 regarding grantee's rebuild of the San Francisco Cable System, by adding Sections 25.1 through 25.5 regarding grantee's obligations to provide open access to its cable modem platform, to limit rebuild rate increases, to provide cable modem service to libraries, to provide a subscriber benefit during the rebuild, and to construct the rebuilt system in compliance with federal, state and local requirements, by adding Section 32.12(e) regarding grantee's obligation to pay franchise fees on cable modem services by amending Section 24(a)(ii) regarding grantee's obligation to wire certain buildings, by amending Sections 27.1 through 27.3 regarding grantee's transfer of management and control of the public access station to the community television Corporation, by amending Section 30 regarding subscriber passthroughs, by amending Section 31(a) and definitions in Sections 32.10, and 32.18, and by adding Sections 31(i), 31(j), 32.22, 32.23, and 32.24 to further clarify grantee's obligations under the franchise."

(Files 990375 and 990376.)

The privilege of the floor was granted to the following persons:

Oppose transfer: Female speaker; Susan Palmer; Male speaker, Economic Development Corporation; Michael Lynch; Jeff White; Margie March; Doug Chan; Curtis Roe; Janet Spears; Lincoln Madison; Frank Coughlin; Bob McNamara.

Support transfer: Eliabeth Donate; Sox Kitashima; August Longo; Ernestine Weiss; Lois Hatchpet; Opal; Audrie Krause; Careth Reed; Dennis Mangers; Chavez Lopez; Calvin Louie; Max Carlson; Bessie Baynet; Chris Wolf; Paul Causey; Dan Brush; Rachelle Chong; Mark Phigler; Rosemary Ozan; Darlene Mar; David Lee.

Support open access: Claudia Viek; Adam Werbach; Jonathan Leong; Craig Newmark; Bay Area Video Network Coalition; Denise Magure; John Twitchel; Cameron Assadi; Jessica Tully.

HEARD AT PUBLIC HEARING.

Appointment of President Pro Tempore

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

President Ammiano, seconded by Supervisor Teng, moved that the Committee of the Whole Rise and Report Without Recommendation. The motion carried by the following vote:

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

Committee of the Whole Rise and Report Without Recommendation

Called from Public Utilities and Deregulation Committee by Supervisor Becerril

990376 [Cable Television Franchise Amendments]

Ordinance amending Ordinance No. 105-64, as amended most recently by Ordinance No. 42-97, by amending Section 25 regarding grantee's rebuild of the San Francisco Cable System, by amending definitions in Sections 32.10, and 32.18, and by adding Sections 31(i), 31(j), 32.22, 32.23, and 32.24. (Mayor)

(Companion measure to File 990375.)

Supervisor Ammiano moved the following amendment to Section 25.1:

"Section 25.1 NONDISCRIMINATORY ACCESS TO BROADBAND INTERNET ACCESS TRANSPORT SERVICES

Unless restricted by preemptive Federal or State law, Grantee agrees to provide non-discriminatory access to its cable modem platform to providers of Internet access services, whether or not such providers are affiliated with Grantee, upon any of the following conditions:

(a) If by final order or judgment a court upholds or affirms the authority of any local government to require a cable operator to provide nondiscriminatory access to its cable modem platform to providers of Internet access services. For the purposes of this section, an order or judgment shall be considered final when a court of competent jurisdiction lets stand or affirms such order or judgment and any time for appeal or review of the order or judgment has passed.

(b) Should AT&T or TCI or their wholly-owned subsidiaries enter into an agreement that requires nondiscriminatory access to its cable modem platform for providers of Internet access services, provided that any requirement by the City would be subject to equivalent terms and conditions.

Notwithstanding the foregoing, nothing in this Franchise, nor the City's failure to immediately require open, nondiscriminatory access as a condition of approval of the Resolution Approving Transfer of Control of the Grantee from TCI to AT&T adopted by the Board of Supervisors in File No. _____ shall prohibit or restrict the City's authority to impose such a requirement on Grantee pursuant to any lawful authority and in accordance with any procedural requirements that may be applicable." (Failed)

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

Ayes: 3 - Ammiano, Leno, Yee

Noes: 8 - Becerril, Bierman, Brown, Katz, Kaufman, Newsom, Teng, Yaki

Supervisor Yaki moved the proposed amendment of the whole (submitted by Supervisor Becerril on July 12, 1999) with new language for Section 25.1 as follows:

"Section 25.1 NONDISCRIMINATORY ACCESS TO BROADBAND INTERNET ACCESS TRANSPORT SERVICES

(a) Unless restricted by preemptive Federal or State law, the City may impose a requirement that the Grantee shall provide non-discriminatory access to its cable modem platform to providers of Internet access services, whether or not such providers are affiliated with Grantee, upon any of the following conditions:

(1) If, by final order or judgment, a court upholds or affirms the authority of any local government to require a cable operator to provide nondiscriminatory access to its cable modem platform to providers of Internet access services and the City otherwise meets the legal and procedural prerequisites for the imposition of an access requirement. For the purposes of this section, an order or judgment shall be considered final when a court of competent jurisdiction lets stand or affirms such order or judgment has passed. Prior to the enactment or enforcement of any such requirement, Grantee shall provide with reasonable notice and an opportunity to be heard, including the right to present evidence on any findings made or required to be made by the City.

(2) Should AT&T or TCI or their wholly-owned subsidiaries enter into an agreement with a franchising authority that requires nondiscriminatory access to its cable modem platform for providers of Internet access services, provided that any requirement by the City would be subject to equivalent terms and conditions.

(b) AT&T will make high speed Internet access available (at speeds exceeding 200 Kbps) for any Subscriber in the Service Area who is unable to obtain high speed Internet access from another provider (i.e., DSL, Satellite, wireless). AT&T agrees to develop a cost-competitive policy for such Subscribers to minimize or eliminate any additional cost to the consumer of connection to the Internet service provider of their choice so as to meet the standard price of receiving both comparable transport and content from a competing high-speed Internet access service.

(c) Grantee agrees that Subscribers to its Excite@Home content-enhanced cable modem service shall have access to all content or services generally available to the public on the Internet and shall be able to connect to online service providers, portals and other Internet sites, including the sites of other Internet service providers, without having to view the Excite@Home proprietary content if they so desire.

(d) Notwithstanding the foregoing, nothing in this franchise, nor the City's failure to require open, nondiscriminatory access as a condition of approval of the Resolution Approving Transfer of Control of the Grantee from TCI to AT&T adopted by the Board of Supervisors in File No. 990375 shall prohibit or restrict the City's authority to impose such a requirement on Grantee pursuant to any lawful authority and in accordance with any procedural requirements that may be applicable."

Supervisor Yaki, seconded by Supervisor Brown, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. The motion carried by the following vote:

Ayes: 7 - Becerril, Brown, Katz, Kaufman, Newsom, Teng, Yaki

Noes: 4 - Ammiano, Bierman, Leno, Yee

Ordinance amending Ordinance 105-64, as amended most recently by Ordinance No. 42-97, by amending Section 25 regarding grantee's rebuild of the San Francisco Cable System, by adding Sections 25.1 through 25.5 regarding grantee's obligations to provide open access to its cable modem platform, to limit rebuild rate increases, to provide cable modem service to libraries, to provide a subscriber benefit during the rebuild, and to construct the rebuilt system in compliance with federal, state and local requirements, by adding Section 32.12(e) regarding grantee's obligation to pay franchise fees on cable modem services by amending Section 24(a)(ii) regarding grantee's obligation to wire certain buildings, by amending Sections 27.1 through 27.3 regarding grantee's transfer of management and control of the public access station to the community television Corporation, by amending Section 30 regarding subscriber passthroughs, by amending Section 31(a) and definitions in Sections 32.10, and 32.18, and by adding Sections 31(i), 31(j), 32.22, 32.23, and 32.24 to further clarify grantee's obligations under the franchise. (Mayor)

(Companion measure to File 990375.)

PASSED ON FIRST READING AS AMENDED by the following vote:

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

990375 [Transfer of Control over Cable Franchisee]

Resolution approving transfer of control over Television Signal Corporation, San Francisco cable television franchise grantee, from Telecommunications, Inc. to AT&T Corporation upon certain conditions. (Mayor)

(Companion measure to File 990376.)

Supervisor Becerril moved the proposed amendment of the whole bearing same title, which was submitted on July 12, 1999.

Resolution No. 717-99

Supervisor Becerril, seconded by Supervisor Yaki, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE. The motion carried by the following vote:

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

ADOPTED AS AMENDED by the following vote:

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

The President resumed the Chair.

PUBLIC COMMENT

Dick Millet, oppose live/work lofts;
Seth Watkins, hate crimes against transgender persons;
Robert O'Malley, support living wage;
Linc Madison, cable modem;
Adrienne Pon, community outreach, under serving, cable;
Ms. Kirchener, Housing Authority eviction of Beth;
Beth Spaccuzie, open access;
Cathy Lorrell, open access;
Eddie Wong, open access;
Gabriel Martinez, against open access.

Recess

The Board, at the hour of 5:38 p.m. , took a brief recess.

Reconvening of the Board

The Board, at the hour of 5:52 p.m., reconvened.

Calling the Roll

On call of the roll, the following Supervisors were noted present: Supervisors Ammiano, Bierman, Kaufman, Leno, Medina, Newsom, Yaki - 7.

Noted Absent: Supervisors Brown, Katz, Teng, Yee - 4.

Quorum present:

Supervisor Brown was noted present at 5:55 p.m.

Supervisor Katz was noted present at 5:53 p.m.

Supervisor Teng was noted present at 5:54 p.m.

Supervisor Yee was noted present at 5:53 p.m.

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.

991432 [Labor Dispute, KPFA]

Supervisors Ammiano, Bierman, Katz, Leno, Teng

Resolution urging the Board and executive staff of Pacifica Foundation to enter into negotiations with employees and associated staff of KPFA to resolve the current management and labor crisis in an expeditious and efficient manner.

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

Resolution No. 728-99

ADOPTED

991433 [Puerto Rico]

Supervisors Becerril, Bierman

Resolution urging Congress to pass, and the President to pass into law, legislation defining Puerto Rico's status options and authorizing a plebiscite to provide the U.S. Citizens of Puerto Rico the opportunity to make an informed decision regarding the island's future political status.

Supervisor Bierman requested to be added as co-sponsor.

Resolution No. 729-99

ADOPTED

991434 [Gift Acceptance]

Supervisors Katz, Bierman

Resolution authorizing the Director of the Department of Administrative Services to accept and expend ten thousand dollars (\$10,000) on behalf of the City and County of San Francisco, as a gift from Outdoor Systems Advertising, to be used to purchase receivers for talking signs for the visually impaired.

Supervisor Bierman requested to be added as co-sponsor.

Resolution No. 730-99

ADOPTED

991435 [State Legislation, AB 941, Charter-party Carriers]

Supervisor Newsom

Resolution supporting AB 941 to discourage the use of illegal charter-party carriers.

Resolution No. 731-99

ADOPTED

991436 [Bill Lann Lee]
Supervisors Teng, Bierman, Katz

Resolution urging for a full Senate confirmation of Bill Lann Lee as the next Assistant Attorney General for civil rights, declaring July 21, 1999 to be "Bill Lann Lee Day" in San Francisco, and directing the Clerk of the City and County of San Francisco to forward a copy of the resolution to California's Congressional Delegation including Senator Dianne Feinstein, Senator Barbara Boxer, Congresswoman Nancy Pelosi and Congressman Tom Lantos, Governor Gray Davis and the City's lobbyist in Washington, D.C.

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

Resolution No. 732-99

ADOPTED

991437 [Commendation]
Supervisors Ammiano, Katz, Bierman, Leno

Resolution commending Sister Jeannine Gramick and Reverend Robert Nugent for upholding the dignity and humanity of gay, lesbian, bisexual and transgender people and for embodying the spirit of tolerance, understanding and compassion in their ministry.

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

Resolution No. 733-99

ADOPTED

991438 [Commendation]
Supervisors Becerril, Bierman, Katz, Newsom, Teng

Resolution commending the North Beach Jazz Festival and declaring the week of July 25, North Beach Jazz Festival Week in the City and County of San Francisco.

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

Resolution No. 734-99

ADOPTED

991439 [Commendation]
Supervisors Leno, Katz, Teng

Resolution commending Bank of America for establishing the San Francisco Microloan program.

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

Resolution No. 735-99

ADOPTED

991440 [Commendation]
Supervisors Leno, Bierman, Katz, Newsom

Resolution commending the YWCA - Western Addition Sistahs program for enriching the lives of young African-American girls in San Francisco.

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

Resolution No. 736-99

ADOPTED

991441 [Commendation]
Supervisors Leno, Bierman, Katz, Newsom

Resolution commending Alta Plaza Restaurant and Bar for its five years of service to San Francisco and welcoming BAM Restaurant-Bar-Cafe to the San Francisco dining scene.

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

Resolution No. 737-99

ADOPTED

991442 [Commendation]
Supervisors Teng, Katz, Newsom, Bierman

Resolution commending the Chinese American Association of Commerce upon the occasion of its 19th anniversary and declaring July 23, 1999, to be "Chinese American Association of Commerce Day" in San Francisco.

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

Resolution No. 738-99

ADOPTED

991453 [Final Map, Bryant Square Lofts, 720 York Street]
Motion approving final map of Square Lofts , 720 York Street, a 45 unit Commercial Live/Work Condominium Project, being a subdivision of Lot 13 in Assessor's Block No. 4080, and adopting findings pursuant to Planning Code Section 101.1. (Department of Public Works)

(DPW Order No. 171.817.)

Motion No. M99-83

ADOPTED

The foregoing items were acted upon by the following vote:

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

OFF-CALENDAR LEGISLATION

Introduced by Supervisors or Mayor

Ordinances

**991461 [Resource Conservation Ordinance]
Supervisors Ammiano, Bierman**

Ordinance repealing Chapter 21A and adding Chapter 21A of the Administrative Code, imposing requirements on City departments to plan for and improve resource conservation and recycling practices and to purchase dioxin-free products.

(Repeals Chapter 21A; adds Chapter 21A, Sections 21A.1 through 21A.14.)

7/26/99, ASSIGNED UNDER 30 DAY RULE to Public Health and Environment Committee, expires on 8/25/1999.

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

Ordinance amending Article 19F which prohibits smoking to allow smoking of medical marijuana in non-profit medical marijuana buyers clubs.

(Amends Article 19F, Section 1009.22.)

7/26/99, ASSIGNED UNDER 30 DAY RULE to Public Health and Environment Committee, expires on 8/25/1999.

**991463 [1996-2000 Memorandum of Understanding, Transit Workers' Union Local 250-A]
Mayor**

Ordinance implementing Amendment No. 3 to the 1996-2000 Memorandum of Understanding between the City and County of San Francisco and Transit Workers' Union Local 250-A for Classification 9163 and related trainee classifications.

(Fiscal impact.)

7/26/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.

Resolutions**991464 [Equal Treatment of Traffic Incident Reporting and Prosecution]
Supervisors Katz, Bierman**

Resolution urging City departments, the San Francisco Police Department and the San Francisco District Attorney's Office to take all necessary action to ensure equal treatment of bicyclists and motorists involved in traffic incidents.

7/26/99, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.

**991465 ["Scorcher" Colored Tires]
Supervisor Teng**

Resolution urging B.F. Goodrich Tires to immediately stop advertising for and refrain from selling its new line of "Scorcher" colored tires.

7/26/99, RECEIVED AND ASSIGNED to Housing and Social Policy Committee.

**991466 [Rocky Mountain Steel Replacement Rail]
Supervisors Ammiano, Bierman**

Resolution urging the Bay Area Rapid Transit District to refrain from purchasing rail for track replacement and repair from Rocky Mountain Steel Mills until the Rocky Mountain Steel labor dispute has been resolved.

7/26/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**991467 [Indoor Air Quality in Schools]
Supervisors Becerril, Bierman, Brown, Katz, Newsom**

Resolution urging the school board of the San Francisco Unified School District to fully implement their indoor air quality management practices policy (policy number P3335) including allocating funds for adequate staff to replace and clean filters on a regular basis and to purchase high efficiency particulate arrestor (HEPA) vacuums.

7/26/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**991468 [Community Development Block Grant and Home Programs]
Supervisors Becerril, Bierman, Katz**

Resolution urging the United States Congress to fully fund the Community Development Block Grant Home Programs at no less than \$5 billion for CDBG and \$1.8 billion for Home in fiscal year 2000.

7/26/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

991469 [State Legislation, SB 6]**Supervisors Newsom, Bierman, Brown, Katz**

Resolution supporting Senate Bill 6, the Missing Persons Bulletin Bill (which will improve the response mechanism of local officials by requiring that local police and sheriff's departments broadcast a bulletin in its jurisdiction without delay if a missing person is under 16 years of age and by providing that the state shall reimburse costs incurred to counties).

7/26/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

991470 [Memorial for Kevin Collins]**Supervisors Newsom, Bierman, Brown, Katz**

Resolution urging the Recreation and Parks Commission and the Friends of Recreation and Parks to work with the Kevin Collins Foundation in memorializing Kevin Collins.

7/26/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

991471 [Commendation]**Supervisors Bierman, Kaufman, Teng, Brown, Katz, Leno, Becerril, Yaki**

Resolution commending Judge Dorothy von Beroldingen on the occasion of her retirement from the Municipal Court and thanking her for her many years of service to the people of San Francisco.

7/26/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

991472 [Commendation]**Supervisors Brown, Bierman, Katz**

Resolution commending the leadership of Atlanta Mayor, Mayor Bill Campbell, for defying the threat to end affirmative action.

7/26/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

991473 [Commendation]**Supervisors Leno, Newsom, Ammiano, Bierman, Katz, Yee, Kaufman, Teng, Yaki, Brown, Becerril**

Resolution commending the Board of Directors and volunteers of the Richmond/Ermet AIDS Foundation for their outstanding contributions in the fight against HIV and AIDS and proclaiming August 2, 1999 as "Help Is On The Way Day" in San Francisco.

7/26/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

991474 [Commendation]
Supervisors Leno, Ammiano, Bierman, Katz, Newsom

Resolution commending the Eureka Valley Promotion Association's exhibit at the Harvey Milk Branch Library.

7/26/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

991475 [Commendation]
Supervisors Leno, Yee

Resolution commending Rick Laska, Sean Love, and other volunteer employees from Certa ProPainters for donating their time, resources, and expertise to beautify the burned down Diamond Supermarket in Glen Park.

7/26/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

991476 [Commendation]
Supervisors Leno, Bierman, Katz, Newsom

Resolution commending Marcel Marceau and proclaiming July 26, 1999 as Marcel Marceau Day in San Francisco.

7/26/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

991477 [Commendation]
Supervisors Teng, Bierman

Resolution commending Norman Yee for his distinguished work, outstanding leadership and dedication to children and families, and declaring July 24, 1999, as "Yee Family Day" in San Francisco.

7/26/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

991478 [San Francisco Jail Conditions]
Supervisors Bierman, Brown

Hearing to consider the conditions for inmates at the San Francisco jail, particularly regarding overcrowding and quality of the rehabilitation programs.

7/26/99, RECEIVED AND ASSIGNED to Housing and Social Policy Committee.

991479 [Security at City Hall]
Supervisor Brown

Hearing to consider the state of security at City Hall in light of the damage done by an individual skateboarding within the building.

7/26/99, RECEIVED AND ASSIGNED to Housing and Social Policy Committee.

991480 [Japanese Tea Garden]
Supervisors Newsom, Bierman

Hearing to consider the possibility of designating a free day at the Japanese Tea Garden in Golden Gate Park.

7/26/99, RECEIVED AND ASSIGNED to Parks and Recreation Committee.

991481 [Parking Collection System Contract]
Supervisor Yee

Hearing to consider the City's parking collection system contract with PRWT Services, Inc.

7/26/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.

991482 [Planning Department Enforcement Program]
Supervisor Yee

Hearing to consider the Planning Department's enforcement program, including how the enforcement program will be enhanced to vigorously enforce the Planning Code and terms of conditional use authorizations and how the positions that were approved in the FY 1999-2000 budget will be used to expand enforcement.

7/26/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.

Motions

991483 [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.

7/26/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

991486 [Legislative Analyst Request]
Supervisor Teng

Motion directing the Board of Supervisors Legislative Analyst to conduct a thorough research and policy analysis to determine the impacts of the code amendments to the Fire, Building, Electrical, Housing, Mechanical and Plumbing Codes recently adopted in Files 990716, 990788, 990790, 990792, 990794, and 990796.

7/26/99, RECEIVED AND ASSIGNED to Board of Supervisors. Scheduled for Board consideration August 2, 1999.

Introduced by the President at the Request of Departments

PROPOSED RESOLUTIONS

991423 [Accepting gift donation of construction management services valued at \$150,000 for the construction of the Airport Library, Archive and Museum that will be located at the new S.F. International Airport]
Resolution accepting a gift from Parsons Infrastructure and Technology Group Inc. for construction management services related to the construction of the Airports Aviation Library, Archive and Museum. (Airport Commission)
7/20/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.

991447 [Stop Intersections]
Resolution designating certain intersections as "STOP" intersections:

STOP SIGNS - ESTABLISH

Baker and Lombard Streets, northeast and southwest corners, stopping Lombard Street (makes this an all-way STOP)

Pacific Avenue and Montgomery Street, northeast corner, stopping westbound Pacific Avenue (makes this an all-way STOP) (Department of Parking and Traffic)

(DPT Order No. 1780.)

7/20/99, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.

991448 [Parking Regulations, Various Locations]

Resolution enacting and rescinding parking regulations at various locations:

PARKING METER AREA NO. 3 (1-HOUR PARKING TIME LIMIT, 9 AM - 6 PM, MONDAY THROUGH SATURDAY) - ESTABLISH

Post Street, north side, between Scott and Divisadero Streets

Post Street, north side, from 80 feet to 303 feet west of Divisadero Street (223-foot zone)

Post Street, south side, from Divisadero Street to 67 feet westerly (67-foot zone)

PERPENDICULAR (90-DEGREE ANGLE) PARKING - ESTABLISH

York Street, east side, from 18th Street to 250 feet northerly (250-foot zone)

RESIDENTIAL PERMIT PARKING AREA "I" - ESTABLISH

2280 Mission Street, west side, between 18th and 19th Streets (adds specified address only)

RESIDENTIAL PERMIT PARKING AREA "J" (2-HOUR TIME LIMIT, 7 AM - 9 PM, EVERYDAY) - ESTABLISH

Waller Street, both sides, between Shrader and Stanyan Streets (1700 block)

RESIDENTIAL PERMIT PARKING AREA "J" (2-HOUR TIME LIMIT, 8 AM - 5 PM, MONDAY THROUGH FRIDAY) - ESTABLISH

Lawton Street, both sides, between 11th and 12th Avenues (500 block)

RESIDENTIAL PERMIT PARKING AREA "O" (2-HOUR TIME LIMIT, 8 AM - 6 PM, MONDAY THROUGH FRIDAY) - ESTABLISH

15th Avenue, both sides, between Rivera and Santiago Streets (2200 block)

RESIDENTIAL PERMIT PARKING AREA "R" (2-HOUR TIME LIMIT, 9 AM - 6 PM, MONDAY THROUGH SATURDAY) - ESTABLISH

Ivy Street, both sides, between Gough and Octavia Streets (300 block)

RESIDENTIAL PERMIT PARKING AREA "S" (2-HOUR TIME LIMIT, 8 AM - 9 PM, MONDAY THROUGH FRIDAY) - ESTABLISH

Castro Street, both sides, between 21st and Liberty Streets (southern portion of 700 block)

RESIDENTIAL PERMIT PARKING AREA "U" (1-HOUR TIME LIMIT, 8 AM - 6 PM, EVERYDAY) - ESTABLISH

Sheridan Street, both sides, between 9th and 10th Streets (unit block)

RESIDENTIAL PERMIT PARKING AREA "U" - ESTABLISH

1259 Folsom Street, south side, between 8th and 9th Streets (adds specified address only)

UNMETERED MOTORCYCLE PARKING - RESCIND

8th Street, east side, from 55 feet to 104 feet north of Harrison Street (49-foot zone, in front of 385 - 8th Street)

TOUR BUS PARKING ONLY - RESCIND

North Point Street, north side, between Mason and Taylor Streets (existing zone to be shortened)

TOUR BUS PARKING ONLY - ESTABLISH

North Point Street, north side, from Taylor Street to 136 feet easterly (136-foot zone, shortens existing zone at this location)

RESIDENTIAL PERMIT PARKING AREA "V" (2-HOUR PARKING TIME LIMIT, 8 AM - 6 PM, MONDAY THROUGH FRIDAY) - ESTABLISH

Miramar Avenue, both sides, between Eastwood Drive and Wildwood Way
 San Ramon Way, both sides, between Eastwood Drive to east terminus
 Southwood Drive, both sides, between Miramar and Plymouth Avenues (Department of Parking and Traffic)

(DPT Order No. 1780.)

7/20/99, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.

991449 [Traffic Regulations, Various Streets]

Resolution enacting and rescinding traffic regulations on various streets:

BICYCLE LANES - ESTABLISH

Division Street, both directions, between 8th and 9th Streets

NO LEFT TURN, 4 PM - 6 PM, EXCEPT SUNDAY - ESTABLISH

NO LEFT TURN, 3 PM - 7 PM, MONDAY THROUGH FRIDAY - RESCIND

6th Street, northbound, at Harrison Street (change in effective days and hours only)

NO U-TURNS - ESTABLISH

Lake Merced Boulevard, westbound, at Middlefield Drive

TOW-AWAY, NO STOPPING ANYTIME - RESCIND

Harrison Street, north side, from 4th Street to 175 feet easterly (175-foot zone)

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH

Brewster Street, east side, from Mullen Avenue to 20 feet southerly (20-foot zone)

Brewster Street, east side, from 74 feet to 94 feet north of Costa Street (20-foot zone)

Brewster Street, east side, between Faith and Joy Streets

Brewster Street, east side, from Franconia Street to 25 feet northerly (25-foot zone)

Brewster Street, west side, from Mullen Street to a point 35 feet north of Costa Street

Brewster Street, west side, from the north property line of Joy Street to 80 feet southerly (80-foot zone)

Brewster Street, west side, from Franconia Street to 245 feet northerly (245-foot zone)

Franconia Street, east side, from Brewster Street to 15 feet southerly (15-foot zone)

Mullen Avenue, east side, from Brewster Street to south terminus

Mullen Avenue, west side, from Brewster Street to 15 feet southerly (15-foot zone) (Department of Parking and Traffic)

(DPT Order No. 1780.)

7/20/99, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.

991451 [State Grant: Funds to be used for recycling cans and bottles at San Francisco's public and private schools to comply with Assembly Bill 939.]

Resolution authorizing the Solid Waste Management Program to accept and expend \$41,650 from the California Department of Conservation; waiving indirect costs. (Administrative Services Department)

7/21/99, RECEIVED AND ASSIGNED to Public Health and Environment Committee.

991452 [Lease: Property owned by Herbst Foundation at 30 Van Ness Avenue for S.F. Police Department Exam Unit, for a term of 5 years at a monthly rental rate of \$2,865.50.]

Resolution authorizing a lease at 30 Van Ness Avenue for the San Francisco Police Department. (Real Estate Department)

7/21/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.

Requests Granted

By Supervisor Katz, that letter be sent to the City Attorney requesting legislation be drafted which would amend Chapter 39 of the Administrative Code (The Integrated Pest Management Program) to state that antimicrobials will be exempted from the Integrated Pest Management ordinance and that they will be addressed in the City's EPP Program (Environmentally Preferable Purchasing Program; Chapter 21F, of the Administrative Code). Additional administrative amendments that will improve or clarify implementation of the IPM Program, as recommended by the Director of the Department of the Environment, should also be drafted.

By Supervisor Teng, that letter be sent to the City Attorney requesting legislation be drafted which would include skid marks in the City's definition of graffiti and requiring graffiti vandals and tire manufacturers to pay for defacing City streets.

By Supervisor Yaki, that letter be sent to the City Attorney requesting legislation be drafted which would require disclosure of felony convictions of future appointees to San Francisco Board or Commissions who make decisions which directly confer or have a direct impact on economic benefits to private parties.

In Memoriams

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

Rev. Peter Williams (Supervisor Brown)

Denis de Coteau (By the entire Board)

ADJOURNMENT

There being no further business, the Board at the hour of 6:27 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 August 23, 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

