

BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

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

MEETING MINUTES

DOCUMENTS DEPT.

Monday, December 7, 1998

2:00 PM

Legislative Chamber - Room 404
Veterans Building, 401 Van Ness Avenue
San Francisco, CA 94102

Regular Meeting

MAR 24 1999

SAN FRANCISCO
PUBLIC LIBRARY

BARBARA KAUFMAN, PRESIDENT

TOM AMMIANO, SUE BIERMAN, AMOS BROWN, LESLIE KATZ,

MARK LENO, JOSE MEDINA, GAVIN NEWSOM, MABEL TENG,

MICHAEL YAKI, LELAND Y. YEE

Gloria L. Young, Clerk of the Board

BOARD COMMITTEES

Committee Membership

Meeting Days

Economic Development, Transportation, and Technology Committee
Supervisors Yaki, Katz, Leno

1st & 3rd Tuesday
10:00 AM

Finance Committee
Supervisors Teng, Kaufman, Newsom

Each Wednesday
1:00 PM

Health, Family, and Environment Committee
Supervisors Bierman, Katz, Ammiano

2nd & 4th Thursday
10:00 AM

Housing and Neighborhood Services Committee
Supervisors Medina, Yee, Leno

1st & 3rd Thursday
10:00 AM

Parks and Recreation Committee
Supervisors Brown, Newsom, Bierman

1st Tuesday
2:00 PM

Rules Committee
Supervisors Ammiano, Yee, Brown

2nd & 4th Tuesday
10:00 AM

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

Members Present: Tom Ammiano, Sue Bierman, Amos Brown, Leslie Katz, Barbara Kaufman, Mark Leno, Mabel Teng, Michael Yaki, Leland Y Yee

Members Absent: Jose Medina, Gavin Newsom.

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 Barbara Kaufman presiding.

The meeting was called to order at 2: 04 p.m. On call of the roll, the following Supervisors were noted absent:

Supervisors Medina, Newsom - 2.

Quorum present.

Supervisor Medina excused. (See infra.)

Supervisor Newsom excused. (See infra.)

Supervisors Medina, Newsom Excused From Attendance

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

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

Absent: 2 - Medina, Newsom

Privilege of the Floor

Supervisor Yaki, seconded by Supervisor Ammiano, 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 guests. The motion carried by the following vote:

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

Absent: 2 - Medina, Newsom

Introduction of Guests

Supervisor Yaki introduced, welcomed and presented a Certificate of Honor to Dr. Min Weifang, Executive Vice President, Peking University. Dr. Weifang thanked the Board for the opportunity to speak and for the Certificate of Honor.

Supervisor Ammiano introduced and welcomed Julie Chung for the purpose of commending her for providing outstanding service as project coordinator of the Chinatown Community Arts Program. Ms. Chung spoke briefly and thanked the Board of Supervisors for their continued support for the program.

CONSENT AGENDA

Recommendations of the Finance Committee

981653 [Moscone Center Expansion Project] **Supervisor Kaufman**
Ordinance amending Article V, Chapter 23, Part I of the San Francisco Municipal Code (Administrative Code) by adding Section 23.26A to authorize the Director of Property to terminate leases or extend leases for lessees in buildings to be acquired by the City and County of San Francisco by eminent domain for the Moscone Center Expansion Project as the director deems necessary for the project and appropriate for the lessees.

(Adds Section 23.26A.)

Ordinance No. 355-98

FINALLY PASSED

981659 [City Memberships] **Supervisor Kaufman**
Ordinance amending Administrative Code by amending Section 16.6, relating to membership by City Departments in professional, trade and other organizations; repealing various sections authorizing membership in various organizations; re-numbering various sections as new sections; and providing for continuation of current and existing memberships.

(Amends Section 16.6; repeals Sections 16.6.1, 16.6-2, 16.6-2.1, 16.6-3, 16.6-4, 16.6-5, 16.6-6, 16.6-7, 16.6-8, 16.6-9, 16.6-10, 16.6-11, 16.6-12, 16.6-13, 16.6-14, 16.6-15, 16.6-16, 16.6-17, 16.6-17.1, 16.6-17.2, 16.6-17.3, 16.6-17.4, 16.6-19, 16.6-20, 16.6-21, 16.6-22, 16.6-23, 16.6-24, 16.6-25, 16.6-26, 16.6-27, 16.6-28, 16.6-29, 16.6-30, 16.6-31, 16.6-32, 16.6-33, 16.6-34, 16.6-35, 1 6.6-35.1, 16.6-36, 16.6-37, 16.6-38, 16.6-39, 16.6-40, 16.6-41, 16.6-42, 16.6-43, 16.6-44, 16.6-45, 16.6-46, 16.6-47, 16.6-47.1, 16.6-59, 16.6-60, 16.6-61, 16.6-62; renumbering Sections 16.6-48, 16.6-49, 16.6-49.1, 16.6-49.2, 16.6-49.3, 16.6-51, 16.6-53, 16.6-54, 16.6-55, 16.6-56, 16.6-57, 16.6-58 as new Sections 16.6-1, 16.6-2, 16.6-3, 16.6-4, 16.6-5, 16.6-6, 16.6-7, 16.6-8, 16.6-9, 16.6-10, 16.6-11 and 16.6-12 respectively.)

Ordinance No. 356-98

FINALLY PASSED

981821 [Appropriation, Sheriff]
Ordinance appropriating \$298,271, Sheriff's Department, of State Grant Revenue for professional services, purchase of computer equipment, software upgrades, laundry equipment, and other miscellaneous improvements to jail facilities for fiscal year 1998-1999. (Sheriff)

(Fiscal impact.)

Ordinance No. 359-98

FINALLY PASSED

981828 [Appropriation, PUC-Clean Water]
Ordinance appropriating \$590,000, PUC-Cleanwater, from Clean Water Program Fund Balance to claims and judgments for fiscal year 1998-1999 and authorizing settlement of litigation of Peter and Barbara Winkelstein for a total settlement of \$590,000. (Controller)

(Fiscal impact.)

Ordinance No. 360-98

FINALLY PASSED

981689 [Acceptance of Easement Deed]

Resolution authorizing the Director of Property to accept a drainage easement deed over private property (Block 4991, Lots 108-110, Le Conte Drainage Easements), in the Bayview Hill Subdivision. (Real Estate Department)

Resolution No. 997-98

ADOPTED

981841 [Quitclaim Deed, Assessor's Block 3593, Lot 40]

Resolution authorizing and directing the execution of a Quitclaim Deed from the City and County of San Francisco to the San Francisco Unified School District, a political subdivision of the State of California, for a portion of Assessor's Block 3593, Lot 40, formerly Treat Avenue north of 20th Street and adopting findings pursuant to Planning Code Section 101.1. (Real Estate Department)

Resolution No. 1009-98

ADOPTED

981843 [Prop J Contract, Victim Witness Services]

Resolution concurring with the Controller's certification that assistance to certain victims of crime and education in community anti-street violence can be practically performed for the District Attorney's Victim Witness Assistance Program by a private contract for a lower cost than similar work services performed by City and County employees retroactively effective July 1, 1998. (District Attorney)

Resolution No. 1011-98

ADOPTED

981877 [Healthcare for Indigents Program]

Resolution authorizing adoption of the County Description of Proposed Expenditure of California Healthcare for Indigents (CHIP) funds for fiscal year 1998-1999 and that the President or duly authorized representative of the Board of Supervisors of the City and County of San Francisco can certify the County Description of Proposed Expenditure of CHIP Funds for fiscal year 1998-1999. (Department of Public Health)

Resolution No. 975-98

ADOPTED

981879 [Emergency Repair, 19th Street Sewer]

Resolution approving the expenditure of funds for the emergency work to replace the structurally inadequate sewer on 19th Street from Guerrero to Dolores Streets - \$132,602. (Public Utilities Commission)

Resolution No. 1013-98

ADOPTED

981880 [Emergency Repairs, Moccasin Newark Tower Footings/Corral Hollow Access Roads]

Resolution authorizing expenditure of funds for emergency restoration of supporting soil around Moccasin Newark Transmission Line Tower footings and repair to access roads in Corral Hollow - \$750,000. (Public Utilities Commission)

(Fiscal impact.)

Resolution No. 1014-98

ADOPTED

981709 [Central Permit Bureau] Supervisor Kaufman
Ordinance repealing Public Works Code Article 1 and amending Building Code by adding Public Works Code Article 1 as Sections 106.1.2 through 106.1.3 of the Building Code, to transfer from the Department of Public Works to the Department of Building Inspection responsibility for the Central Permit Bureau.

(Repeals Public Works Code Article 1; adds Building Code Sections 106.1.2 through 106.1.3.)

Ordinance No. 357-98

FINALLY PASSED

981775 [Parking Regulations, 2nd and Townsend Streets]

Ordinance amending Traffic Code by adding Section 32.6.19, regarding parking regulations on portions of 2nd Street and Townsend Street. (No person shall stop, park or leave standing any vehicle on the west side of Second Street, from Townsend Street to 100 feet northerly [100-foot zone], and on the north side of Townsend Street, between Second and Stanford Streets.) (Department of Parking and Traffic)

(Adds Section 32.6.19.)

Ordinance No. 358-98

FINALLY PASSED

Recommendations of the Housing and Neighborhood Services Committee

981737 [State Grant - Domestic Violence Prosecution]

Resolution authorizing retroactively the District Attorney of the City and County of San Francisco to apply for, accept and expend funds in the amount of \$108,000 through the California Department of Justice for a project entitled "Spousal Abuser Prosecution Program" for the twelve month period July 1, 1998 through June 30, 1999, and waiving indirect costs due to funding constraints. (District Attorney)

Resolution No. 999-98

ADOPTED

981767 [Grant - State]

Resolution authorizing the San Francisco Public Library, through the Peninsula Library System, to accept and expend retroactively \$55,384 awarded by the California State Library, as part of the California Library Services and Technology Act, Database Linked Systems Program, to purchase Z39.50 Client Software to improve San Francisco Public Library Patrons' access to regional on-line library catalogs, and rescinding Resolution No. 473-98. (Public Library)

Resolution No. 1000-98

ADOPTED

981769 [Grant - State]

Resolution authorizing retroactively the San Francisco Public Library to accept and expend approximately \$26,000 through the collaboration with the San Francisco Unified School District Links2 Program awarded by the California Department of Education, Technology and Literacy Challenge Grant. (Public Library)

Resolution No. 1001-98

ADOPTED

981777 [Stop Intersections]

Resolution designating certain intersections as "STOP" intersections:

STOP SIGNS - ESTABLISH

Bancroft Avenue, Thornton Avenue, Quint Street, and Waterville Street, all corners, stopping all approaches (makes this uncontrolled multiple intersection an all-way STOP)

Carroll Avenue, Newhall Street, and Isslleib Street, northeast and southwest corners, stopping Carroll Avenue and Isslleib Street (makes this uncontrolled multiple intersection a two-way STOP)

Cranleigh and Lagunitas Drives, northeast corner, stopping Cranleigh Drive (stops the stem of this uncontrolled T-intersection)

Polaris Way and Pope Street, northeast corner, stopping Polaris Way (stops the stem of this uncontrolled T-intersection) (Department of Parking and Traffic)

Resolution No. 1002-98

ADOPTED**981780 [Parking Regulations, Various Locations]**

Resolution enacting and rescinding parking regulations at various locations:

NO PARKING ANYTIME - ESTABLISH

Jessie Street, north side, from 7th Street to westerly terminus

NO PARKING, 7 AM TO 4 PM, MONDAY THROUGH FRIDAY - ESTABLISH**NO PARKING, 7 AM TO 4 PM, MONDAY THROUGH SATURDAY - RESCIND**

18th Street, north side, between Church and Dolores Streets (change in effective days only)

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

Moraga Street, both sides, between 10th and 12th Avenues (400 and 500 blocks)

TOW-AWAY, NO PARKING ANYTIME - ESTABLISH

Dunshee Street, both sides, between Oakdale and Palou Avenues

UNMETERED MOTORCYCLE PARKING - ESTABLISH

Duboce Avenue, south side, from 134 feet to 176 feet east of Valencia Street (42-foot zone, accommodating 12 motorcycle stalls)

Pine Street, south side, from 17 to 30 feet east of Divisadero Street (13-foot zone, accommodating 3 motorcycle stalls) (Department of Parking and Traffic)

Resolution No. 1003-98

ADOPTED

981781 [Traffic Regulations, Various Streets]

Resolution enacting and rescinding traffic regulations on various streets:

BICYCLE LANES - ESTABLISH

8th Street, west curb lane (southbound only), between Market and Bryant Streets
Cesar Chavez Street, north curb lane (westbound only), between Vermont Street and northbound U.S. 101 on-ramp
Kirkham Street, both curb lanes (eastbound and westbound), between 6th and 9th Avenues

MID-BLOCK CROSSWALK - ESTABLISH

Terry Francois Boulevard, approximately 750 feet south of Mission Rock Street (just south of Pier 52 Boat Launch)

NO LEFT TURN - RESCIND**NO LEFT TURN, EXCEPT MUNI - ESTABLISH**

Crossover Drive, northbound, at Fulton Street (adds Muni exemption)
Fulton Street, westbound, at Park Presidio Boulevard (adds Muni exemption)

NO U-TURNS - RESCIND

Brotherhood Way, westbound, at the entrance to 999 Brotherhood Way

RIGHT LANE MUST TURN RIGHT, EXCEPT BICYCLES - ESTABLISH

Market Street, eastbound, at 10th Street

RIGHT LANE MUST TURN RIGHT, EXCEPT MUNI - ESTABLISH

Euclid Avenue, westbound, at Arguello Boulevard

TOW-AWAY LANE MUST TURN LEFT - ESTABLISH

Sutter Street, westbound, at Mason Street

TOW-AWAY, NO STOPPING, 4 PM TO 6 PM, MONDAY THROUGH FRIDAY - RESCIND

Sutter Street, south side, between Mason and Gough Streets

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH

Brotherhood Way, south side, from driveway at 999 Brotherhood Way to 50 feet easterly (50-foot zone)
Cesar Chavez Street, north side, between Kansas and Vermont Streets

TOW-AWAY, NO STOPPING, 4 PM TO 6 PM, MONDAY THROUGH FRIDAY - ESTABLISH

Market Street, north side, from 126 feet to 206 feet east of Church Street (80-foot zone, eliminates 4 parking spaces during affected days and hours) (Department of Parking and Traffic)

Resolution No. 1004-98

ADOPTED

Recommendations of the Rules Committee**981910 [William Fazio, et al. v. CCSF, et al.]**

Ordinance authorizing settlement of litigation of William Fazio against the City and County of San Francisco by payment of \$45,000. (City Attorney)

(U.S. District Court No. C95-1995 WHO.)

PASSED ON FIRST READING

- 981911** [Gloria Francesca Dodd v. CCSF, et al.]
Ordinance authorizing settlement of litigation of Gloria Francesca Dodd against the City and County of San Francisco by payment of \$175,000. (City Attorney)

(U.S. District Court No. C96-3633 VRW.)
- PASSED ON FIRST READING**
- 981735** [Appointment]
Resolution appointing member to the Lesbian, Gay, Bisexual, Transgender, Queer and Questioning Task Force. (Clerk of the Board)

(Appointing Lauren Michaels to succeed Michael Johnson, Seat 13/voting member, unexpired portion of one year term ending June 30, 1999.)

Resolution No. 998-98
ADOPTED
- 981885** [Appointment]
Resolution appointing a member to the Lesbian, Gay, Bisexual, Transgender, Queer and Questioning Youth Task Force, and making findings waiving residency requirement. (Clerk of the Board)

(Appointing Roy Butler to succeed Michelle Tactay, Seat 12/voting member, unexpired portion of one year term ending June 30, 1999.)

Resolution No. 1016-98
ADOPTED
- 982006** [Appointments]
Resolution appointing members to the Skating Advisory Committee. (Rules Committee)

(Appointing Alex Lantsberg, Seat 5, must represent environmental organizations, three year terms to be determined by lot;
Appointing Arthur Howard, Seat 4, must represent the skating industry, three year terms to be determined by lot.)

Resolution No. 1028-98
ADOPTED
- 982007** [Appointment]
Resolution appointing member to the City-Wide Alcoholism Advisory Board. (Rules Committee)

(Appointing Paula Fiscal to succeed Heather Bostian, Seat 2, must have professional, research, or personal interest in alcoholism, unexpired portion of three year term ending July 1, 1999.)

Resolution No. 1029-98
ADOPTED
- 982008** [Appointment]
Resolution appointing member to the Veterans Affairs Commission. (Rules Committee)

(Appointing Edwin Wilkerson to succeed himself, Seat 10, must be an at-large appointment, new four year term ending January 31, 2002.)

Resolution No. 1030-98
ADOPTED

982009 [Appointment]
Resolution appointing member to the Lead Poisoning Prevention Citizens Advisory Committee. (Rules Committee)

(Appointing Basheem Allah to succeed Lothell Holloway, Sr., Seat 20, must have expertise in neighborhood concerns, unexpired portion of four year term ending August 20, 1999.)

Resolution No. 1031-98

ADOPTED

Recommendations of the Parks and Recreation Committee

981970 [Civic Center Plaza Lighting] **Supervisors Brown, Bierman**
Ordinance authorizing the Department of Public Works to install an interim lighting project at Civic Center Plaza with the use of City forces.

PASSED ON FIRST READING

981896 [Waiving Competitive Bid Requirements] **Supervisor Medina**
Ordinance waiving competitive bid requirements and prevailing wage requirements for the Recreation and Park Commission's award of contract to the San Francisco Conservation Corps for renovation of play area at Rolph Playground at Potrero Avenue and Cesar Chavez Street.

PASSED ON FIRST READING

981897 [3 Com Park at Candlestick Point] **Mayor**
Resolution approving and authorizing a tolling agreement to amend the lease between the City and County, as landlord, and San Francisco Forty Niners, Ltd, as tenant of the stadium known as 3 Com Park at Candlestick Point, to extend the period for potential arbitration of the maintenance condition of the stadium; and ratifying prior acts.

Resolution No. 1019-98

ADOPTED

The foregoing items were acted upon by the following vote:

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

Absent: 2 - Medina, Newsom

Severed From Consent Agenda

981881 [Transfer to General Fund - PUC/Hetch Hetchy Surplus Funds]
Resolution concurring with the Public Utilities Commission's fact finding that a fund surplus (\$42,703,273) exists in the utilities which can be transferred to the General Fund. (Public Utilities Commission)

(Fiscal impact.)

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

Resolution No. 1015-98

SEVERED FROM CONSENT AGENDA.

ADOPTED by the following vote:

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

Absent: 2 - Medina, Newsom

981564 [Naming New Committee Room at City Hall] Supervisors Ammiano, Bierman, Newsom

Resolution designating one of the new committee room at City Hall to be named in honor of Mr. John Taylor, retired Clerk of the Board.

Supervisor Ammiano requested this matter be severed in order to consider it separately:

Resolution No. 993-98

SEVERED FROM CONSENT AGENDA.

Supervisor Newsom requested to be added as co-sponsor.

ADOPTED by the following vote:

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

Absent: 2 - Medina, Newsom

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Economic Development, Transportation, and Technology Committee

980761 [Taxicab Gate Fees] Supervisor Newsom

Ordinance amending Police Code by adding Section 1135.1, setting a cap on taxicab gate fees, authorizing regulations and penalties, the cap to become operative when Ordinance No. 188-98 fare increases become operative, requesting the Taxi Commission to report to the Board within nine months on the impact of this legislation, providing for ongoing review by the Board of Supervisors and the Controller.

(Adds Section 1135.1.)

Ordinance No. 362-98

FINALLY PASSED by the following vote:

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

Absent: 2 - Medina, Newsom

Recommendation of the Health, Family, and Environment Committee

981847 [Antimicrobial Agents] Supervisor Katz

Ordinance amending Administrative Code Sections 39.2 and 39.8 by revising the definition of antimicrobial agents and extending the existing exemption for such antimicrobial agents.

(Amends Sections 39.2 and 39.8.)

Ordinance No. 361-98

FINALLY PASSED by the following vote:

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

Absent: 2 - Medina, Newsom

NEW BUSINESS

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.

Recommendations of the Finance Committee**981810 [New Jobs Tax Credit Expansion]****Supervisors Kaufman, Katz, Leno,
Teng, Newsom**

Ordinance amending Municipal Code Part III, Sections 906B and 1005.6 to add two additional years of tax credits for new jobs created on or after January 1, 1998.

(Amends Part III, Sections 906B and 1005.6.)

PASSED ON FIRST READING by the following vote:

Ayes: 7 - Brown, Katz, Kaufman, Leno, Teng, Yaki, Yee

Noes: 2 - Ammiano, Bierman

Absent: 2 - Medina, Newsom

981812 [Surplus Business Tax Revenue Credit]**Supervisors Kaufman, Leno,
Newsom**

Ordinance amending Municipal Code Part III by adding Section 906E, creating a \$500 payroll expense tax credit to taxpayers for any taxable year ending within a fiscal year of the City and County of San Francisco immediately following a fiscal year for which the City and County has surplus business tax revenue.

(Fiscal impact: Adds Section 906E.)

Supervisor Ammiano presented an amendment of the whole.

Supervisor Ammiano, seconded by Supervisor Bierman, moved to adopt an amendment of the whole bearing same title. The motion FAILED by the following vote:

Ayes: 3 - Ammiano, Bierman, Yee

Noes: 6 - Brown, Katz, Kaufman, Leno, Teng, Yaki

Absent: 2 - Medina, Newsom

The roll was then called on the pending ordinance.

PASSED ON FIRST READING by the following vote:

Ayes: 6 - Brown, Katz, Kaufman, Leno, Teng, Yaki

Noes: 3 - Ammiano, Bierman, Yee

Absent: 2 - Medina, Newsom

981813 [Surplus Business Tax Revenue Credit]**Supervisors Kaufman, Leno,
Newsom**

Ordinance amending Municipal Code Part III by adding Section 1005.9, creating a \$500 business tax credit to taxpayers for any taxable year ending within a fiscal year of the City and County of San Francisco immediately following a fiscal year for which the City and County has surplus business tax revenue.

(Fiscal impact: Adds Section 1005.9.)

Supervisor Ammiano presented an amendment of the whole.

Supervisor Ammiano, seconded by Supervisor Bierman, moved to adopt an amendment of the whole bearing same title. The motion FAILED by the following vote:

Ayes: 3 - Ammiano, Bierman, Yee

Noes: 6 - Brown, Katz, Kaufman, Leno, Teng, Yaki

Absent: 2 - Medina, Newsom

The roll was then called on the pending ordinance.

PASSED ON FIRST READING by the following vote:

Ayes: 6 - Brown, Katz, Kaufman, Leno, Teng, Yaki

Noes: 3 - Ammiano, Bierman, Yee

Absent: 2 - Medina, Newsom

The President resumed the Chair shortly thereafter.

981849 [Appropriation, Public Library] Mayor

Ordinance appropriating \$250,000 of 1988 Public Library improvement bond interest earnings to capital improvement projects for the Public Library for fiscal year 1998-1999.

(Fiscal impact.)

PASSED ON FIRST READING by the following vote:

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

Absent: 2 - Medina, Newsom

981850 [Membership in Organizations] Mayor

Ordinance amending Administrative Code Section 16.6-47-1 relating to Police Department memberships by adding specified organizations.

(Amends Section 16.6-47-1.)

PASSED ON FIRST READING by the following vote:

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

Absent: 2 - Medina, Newsom

981874 [Appropriation, Juvenile Probation]

Ordinance appropriating \$572,586, Juvenile Probation Department, of Federal Temporary Assistance to Needy Families (TANF) for salaries, training, professional services, materials and supplies, facilities maintenance and repairs, equipment and services of other departments, for fiscal year 1998-1999. (Controller)

(Fiscal impact.)

PASSED ON FIRST READING by the following vote:

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

Absent: 2 - Medina, Newsom

981875 [Appropriation, Juvenile Probation]

Ordinance appropriating \$389,513, and rescinding \$119,762, from Overhead-Budget and \$137,045 from Professional Services to provide funds for salaries, fringe benefits, equipment, services of other departments and the creation of one (1) position for the Department of Juvenile Probation for fiscal year 1998-1999. (Controller)

(Fiscal impact; companion measure to File 981882.)

PASSED ON FIRST READING by the following vote:

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

Absent: 2 - Medina, Newsom

981882 [Annual Salary Ordinance Amendment, Juvenile Probation]

Ordinance amending Ordinance No. 243-98 (Annual Salary Ordinance, 1998-1999), Juvenile Probation Department, reflecting the creation of one position (Class 1372 Special Assistant XIII). (Department of Human Resources)

(Companion measure to File 981875.)

PASSED ON FIRST READING by the following vote:

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

981790 [Airport Concession Lease]

Resolution approving Boarding Areas "B" and "C" Principal Concessions Retail Lease between Pacific Gateway Concessions, LLC and the City and County of San Francisco, acting by and through its Airport Commission. (Airport Commission)

Resolution No. 1005-98

ADOPTED by the following vote:

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

981791 [Airport Lease Agreement, Nippon Cargo Airlines]

Resolution approving lease agreements for cargo warehouse space in the North Field Cargo Facility between Nippon Cargo Airlines Company, Inc. and the City and County of San Francisco, acting by and through its Airport Commission. (Airport Commission)

Resolution No. 1006-98

ADOPTED by the following vote:

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

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.

981844 [Union Square Business Improvement District]

Supervisor Kaufman

Resolution declaring the intention of the Board of Supervisors to establish a property and business improvement district to be known as the "Union Square Business Improvement District," to order the levy and collection of a multi-year assessment, and setting a time and place for a public hearing thereon (January 25, 1999 at 3:00 p.m. or as soon thereafter as the matter may be heard).

Resolution No. 973-98

ADOPTED by the following vote:

Ayes: 6 - Brown, Katz, Kaufman, Leno, Teng, Yaki
Noes: 3 - Ammiano, Bierman, Yee
Absent: 2 - Medina, Newsom

981845 [Business Improvement District Ballot Procedures]

Supervisor Kaufman

Resolution establishing ballot procedures governing ballots cast by property owners of property located within the boundaries of a proposed business improvement district to be known as the "Union Square Business Improvement District."

Resolution No. 974-98

ADOPTED by the following vote:

Ayes: 6 - Kaufman, Leno, Teng, Yaki, Brown, Katz
Noes: 3 - Yee, Ammiano, Bierman
Absent: 2 - Medina, Newsom

The President resumed the Chair.

981926 [Citywide Emergency Radio System Financing] Mayor

Resolution approving the issuance of lease revenue bonds of the City and County of San Francisco Finance Corporation; approving the execution and delivery of a first amendment to the site lease agreement between the City and County, as lessor, and the City and County of San Francisco Finance Corporation, as lessee, relating to certain police and fire facilities located in the City (as further described in this resolution); approving the execution and delivery of a first amendment to lease and option to purchase between the Corporation, as lessor, and the City, as lessee, relating to the property; approving the execution and delivery of a first supplemental indenture of trust among the corporation, the City and the Trustee; approving the execution and delivery of a continuing disclosure certificate relating to said bonds, ratifying previous actions taken in connection with the foregoing matters; adopting findings under the California Environmental Quality Act and findings pursuant to Planning Code Section 101.1; and authorizing the taking of appropriate actions in connection therewith.

(Fiscal impact.)

Resolution No. 1021-98

ADOPTED by the following vote:

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

981952 [Real Property Lease, City Hall Post Office]

Resolution authorizing a lease of real property at City Hall with the United States Postal Service. (Real Estate Department)

Resolution No. 1022-98

ADOPTED by the following vote:

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

981887 [Management Agreement for City Hall Cafe]

Resolution authorizing the execution and Management Agreement for a cafe on the ground floor of City Hall with L & L, a Partnership. (Real Estate Department)

Resolution No. 1017-98

ADOPTED by the following vote:

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

981889 [Public Auction - Tax-defaulted Real Property]

Resolution authorizing Tax Collector to sell at public auction certain parcels of tax-defaulted real property. (Treasurer-Tax Collector)

Resolution No. 1018-98

ADOPTED by the following vote:

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

Recommendations of the Economic Development, Transportation, and Technology Committee

981449 [Treasure Island Development Authority] Supervisor Yaki

Resolution directing the Treasure Island Development Authority to amend its bylaws and articles of incorporation to expand the number of directors of the Board of Directors of the Authority to include three additional ex officio members - the then-sitting President of the Board of Supervisors, the Chair of the committee with jurisdiction over economic development and the Chair of the committee with jurisdiction over housing; requiring 30-days prior notice of amendments to the Authority's competitive bidding rules and procedures; urging the Authority to monitor and participate in negotiations with the Navy regarding conveyance of the base, and directing the Authority to establish a citizens advisory board within 30 days of the effective date of this resolution to be comprised of 25 persons, 14 of whom shall be appointed by the Mayor and 11 of whom shall be appointed by the Board of Supervisors.

Supervisor Yaki requested this matter be continued to January 11, 1999.

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

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

981570 [Split of 415 Area Code Within San Francisco] Supervisors Leno, Yaki, Yee,
Bierman, Ammiano, Katz, Brown,
Newsom, Teng

Resolution opposing any telephone number area code relief plan which splits the 415 area code within San Francisco.

Resolution No. 994-98

ADOPTED by the following vote:

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

981852 [CalTrain Electrification and Essential Rehabilitation] Supervisors Bierman, Katz,
Ammiano, Yaki, Leno

Resolution recommending that the Peninsula Corridor Joint Powers Board declare electrification and essential rehabilitation for safe operation of the trains of the entire CalTrain system a top priority of the region and urging the Peninsula Corridor Joint Powers Board to seek prompt and cost effective implementation of this priority.

Resolution No. 1012-98

ADOPTED by the following vote:

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

981925 [MUNI Trolley Bus Contract Modification]

Resolution approving Contract Modification No. 2 to Procurement Contract No. 888 with Electric Transit Incorporated in the amount of \$992,140, for the purchase of additional and improved components and spare parts, and for modification of four progress payment milestones. (Public Transportation Commission)

(Fiscal impact.)

Resolution No. 1020-98

ADOPTED by the following vote:

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

981939 [Targeted Employment Area]

Supervisors Mayor, Kaufman,
Katz, Yaki, Leno

Resolution identifying the census tracts comprising the "Targeted Employment Area" (TEA) for the San Francisco Enterprise Zone.

Resolution No. 1036-98

ADOPTED by the following vote:

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

Absent: 2 - Medina, Newsom

Recommendations of the Housing and Neighborhood Services Committee

980335 [Specialty Grocery and Retail Coffee Stores]

Supervisor Bierman

Ordinance amending Planning Code Section 728.40 to prohibit retail coffee stores and accessory take-out food service use associated with these stores or specialty groceries in the 24th Street-Noe Valley Neighborhood Commercial District; amending Section 728 by adding a new table to describe this prohibition; amending Section 703.2 to cross-reference the prohibition on accessory take-out food service use; and adopting findings pursuant to City Planning Code Section 101.1.

(Amends Section 703.2, 728 and 728.40; 6/24/98, From Planning Department, Planning Commission, Resolution No. 14644 adopted June 18, 1998, recommending the proposed amendment and General Rule Exclusion dated May 22, 1998.)

PASSED ON FIRST READING by the following vote:

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

Absent: 2 - Medina, Newsom

981084 [Roller Skates and Skateboards]

Supervisor Brown

Ordinance amending Traffic Code Section 100 to prohibit the use of coasters, roller skates, skateboards and similar devices on portions of the sidewalk of Terra Vista Avenue to establish penalties for violation of the section.

(Amends Section 100)

PASSED ON FIRST READING by the following vote:

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

Absent: 2 - Medina, Newsom

981202 [Temporary Parking Restrictions]

Supervisor Yee

Ordinance amending Article 3, Chapter X1, Part II of the Traffic Code by amending Section 33.1 regarding temporary no-parking signs to include a contact person and telephone number for information regarding the reasons for the restrictions.

(Amends Section 33.1; companion to Files 98-1239, 98-1240.)

PASSED ON FIRST READING by the following vote:

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

Absent: 2 - Medina, Newsom

981239 [Temporary Parking Restrictions] Supervisor Yee

Ordinance amending the Traffic Code by amending Section 33, regarding temporary no parking signs to include a contact person and telephone number for information regarding the reasons for the restrictions.

(Amends Section 33; companion to Files 981202, 981240.)

PASSED ON FIRST READING by the following vote:

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

Absent: 2 - Medina, Newsom

981240 [Temporary Parking Restrictions] Supervisor Yee

Ordinance amending Article 3, Chapter XI, Part II of the Traffic Code by amending Section 33.1A, regarding temporary no-parking signs to include a contact person and telephone number for information regarding the reasons for the restrictions.

(Amends Section 33.1A; companion measure to Files 98-1202, 98-1239.)

PASSED ON FIRST READING by the following vote:

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

Absent: 2 - Medina, Newsom

981597 [Candlestick (3COM Park) Access Road Parking]

Ordinance amending Traffic Code by amending Section 32.4.1, providing for a penalty for violation of Traffic Code Section 32.4. (Department of Parking and Traffic)

(Amends Section 32.4.1; companion measure to File 98-1608.)

PASSED ON FIRST READING by the following vote:

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

Absent: 2 - Medina, Newsom

981608 [Penalty, Access Road Candlestick (3COM Park)]

Resolution establishing a \$50 penalty for violating Traffic Code Section 32.4 (access road Candlestick Park/3COM Park). (Department of Parking and Traffic)

(Amends Section 32.4)

Resolution No. 995-98

ADOPTED by the following vote:

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

Absent: 2 - Medina, Newsom

981612 [Anti-Cruising Regulations on Mission Street]

Ordinance amending Traffic Code by repealing Sections 32.6.4 and 35.1 pertaining to anti-cruising regulations on Mission Street. (Department of Parking and Traffic)

(Repeals Sections 32.6.4 and 35.1)

Supervisor Yee moved to amend to indicate the legislation be suspended from enforcement beginning February 1, 1999 to July 31, 1999. Motion lost for lack of a second

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

Supervisor Yee, seconded by Supervisor Leno, moved that this Ordinance be RE-REFERRED. The motion carried by the following vote:

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

Absent: 2 - Medina, Newsom

Appointment of President Pro Tempore

At the request of the President, Supervisor Yaki assumed the Chair.

981688 [Condominium Conversion Limitation]

Ordinance amending Subdivision Code by amending Article 9, Section 1396 to extend the Annual Condominium Conversion Limitation for two additional years. (Department of Public Works)

(Amends Section 1396.)

Supervisor Yaki, seconded by Supervisor Ammiano, moved to excuse Supervisors Kaufman and Yee from voting. The motion carried by the following vote:

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

Absent: 2 - Medina, Newsom

PASSED ON FIRST READING by the following vote:

Ayes: 7 - Ammiano, Bierman, Brown, Katz, Leno, Teng, Yaki

Absent: 2 - Medina, Newsom

Excused: 2 - Kaufman, Yee

President Kaufman resumed the chair.

981785 [Traffic Regulations, Guerrero Street]

Ordinance amending Traffic Code by repealing Section 175.14 and adding Section 174.08, changing the speed limit on Guerrero Street from 30 MPH to 25 MPH. (Department of Parking and Traffic)

(Repeals Section 175.14; adds Section 174.08.)

PASSED ON FIRST READING by the following vote:

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

Absent: 2 - Medina, Newsom

981488 [Encroachment Permit, 2168 10th Avenue]

Resolution granting revocable permission to Anthony and Sandra Chan to construct retaining walls, a driveway, a walkway and a landing within the unimproved portion of the public right-of-way, for access to a new residence at 2168 10th Avenue (Block 2208, Lot 13) and adopting findings pursuant to Planning Code Section 101.1. (Department of Public Works)

Resolution No. 992-98

ADOPTED by the following vote:

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

Absent: 2 - Medina, Newsom

981672 [Alcoholic Beverage Sale Interim Zoning Controls Extension] Supervisors Teng, Bierman, Brown

Resolution re-enacting Interim Zoning Controls for an additional six (6) month period to prohibit temporarily the introduction of new establishments or expansion of existing establishments selling alcoholic beverages in the Inner Sunset Alcoholic Beverage Special Use District and making findings of consistency with the priority policies of Planning Code Section 101.1.

Resolution No. 996-98

ADOPTED by the following vote:

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

Absent: 2 - Medina, Newsom

981819 [Liquor License Transfer, 493 Broadway]

Resolution approving the transfer of a Type 48 on-sale general public premises alcoholic beverage control license to Bruce L. Cearlock for Alleycorp, Inc. from 243 O'Farrell Street to 493 Broadway Street, will serve the convenience of the people of the City and County of San Francisco in accordance with Section 23958.4 of the California Business and Professions Code; with conditions.

Conditions: 1) Entertainment provided shall not be audible beyond the area under control of the licensee. 2) The petitioner(s) shall be responsible for maintaining free of litter the area adjacent to the premises over which they have control. 3) There shall be no exterior advertising of any kind, depicting topless or nude persons, entertainers or dancers, including advertising directed to the exterior from within. 4) The sale of beer or wine off of the premises is strictly prohibited.

Resolution No. 1007-98

ADOPTED by the following vote:

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

Absent: 2 - Medina, Newsom

981840 [Liquor License, 3060 Fillmore Street]

Resolution determining that the transfer of a Type 20 off-sale beer and wine alcoholic beverage control license to Lovel O'Brien for the Real Food Company, from 1240 Sutter Street to 3060 Fillmore Street, will serve the convenience of the people of the City and County of San Francisco in accordance with Sections 23958.4 of the California Business and Professions Code.

Resolution No. 1008-98

ADOPTED by the following vote:

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

Absent: 2 - Medina, Newsom

981842 [Liquor License, 880 Harrison Street]

Resolution determining that the issuance of a Type 20 off-sale beer and wine alcoholic beverage control license to Dee Ann Catlin at Smart and Final #570, located at 880 Harrison Street, will serve the convenience of the people of the City and County of San Francisco in accordance with Section 23958.4 of the California Business and Professions Code; with conditions.

Conditions: 1) No sales of fortified wines. 2) No sales of malt liquors in single cans or quart sizes. 3) No sales of distilled spirits in mini-bottles, 1/2 pints or pints (750 ml or larger sizes only). 4) No sales of any single can or bottle or beer (six pack only).

Resolution No. 1010-98

ADOPTED by the following vote:

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

Absent: 2 - Medina, Newsom

From Housing and Neighborhood Services Committee Without Recommendation**981492 [Liquor License Transfer, 536 Broadway Street]**

Resolution approving the request for the transfer of a Type 20 off-sale beer and wine alcoholic beverage control license for Muhammad Daher and Khaled Zoubi for North Beach Market from 1262 Stockton Street to 536 Broadway Street, will serve the convenience of the people of the City and County of San Francisco in accordance with Section 23958.4 of the California Business and Professions Code; with conditions.

Supervisor Yaki requested this item be continued to December 14, 1998.

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

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

Absent: 2 - Medina, Newsom

Recommendation of the Parks and Recreation Committee**981907 [Budget Analyst Report]****Supervisors Brown, Bierman**

Motion directing the Board of Supervisors Budget Analyst to prepare a report on the consequences of privatizing the operation and maintenance of the City and County of San Francisco's golf courses.

Motion No. M98-153

APPROVED by the following vote:

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

Absent: 2 - Medina, Newsom

From Parks and Recreation Committee Without Recommendation**981555 [Park Code, Alcoholic Beverages]****Supervisor Brown**

Ordinance amending Park Code Section 4.10 to add parks and portions of parks in which alcohol consumption will be prohibited without permission and setting forth standards for obtaining permission.

(Amends Section 4.10.)

PASSED ON FIRST READING by the following vote:

Ayes: 7 - Brown, Katz, Kaufman, Leno, Teng, Yaki, Yee

Noes: 2 - Ammiano, Bierman

Absent: 2 - Medina, Newsom

SPECIAL ORDER 3:00 P.M.**981919**

Hearing of persons interested in or objecting to vacation and sale of a portion of 23rd Street located on the west side of Pennsylvania Avenue, making findings of general plan conformance and consistency with Planning Code Section 101.1, and authorizing other official actions in connection therewith. (Clerk of the Board)

(Pursuant to Board of Supervisors Resolution Number 914-98.)

The President inquired if there was anyone present who wished to address the Board on this matter. There being no response, the President declared the Public Hearing on this item closed.

HEARD AT PUBLIC HEARING.

From Economic Development, Transportation and Technology Committee Without Recommendation**981766 [Vacation and Sale - Portion of 23rd Street]**

Ordinance ordering the vacation of a portion of 23rd Street located on the west side of Pennsylvania Avenue, and authorizing other official actions in connection therewith. (Real Estate Department)

(Companion measure to File 981919.)

PASSED ON FIRST READING by the following vote:

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

ROLL CALL FOR INTRODUCTIONS**Appointment of President Pro Tempore**

At the request of the President, Supervisor Teng assumed the Chair.

Supervisor Kaufman resumed the Chair shortly thereafter.

PUBLIC COMMENT

*J. B. Saunders, oppose J. C. Decaux contract;
Jakkee Bryson, weekly Episcopal Sanctuary Shelter Hell Report;
Abdalla Megahed, request investigation of Mission Rock;
Male speaker, lack of telephone directory;
Jesus Gumban, litigation against San Francisco Unified School District.*

Appointment of President Pro Tempore

At the request of the President, Supervisor Yaki assumed the Chair.

CLOSED SESSION**Conference with City Attorney - Litigation**

[Convene in Closed Session]

Motion that the Board of Supervisors convene in closed session with the City Attorney for the purpose of conferring with, or receiving advice from the City Attorney as permitted by Government Code Section 54956.9(a) regarding the following litigation:

982019 [Potential Litigation]

Potential litigation as plaintiff regarding the merger of TCI and AT&T, as permitted by Government Code Section 54956.9(c).

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

Ayes: 7 - Ammiano, Bierman, Brown, Leno, Teng, Yaki, Yee
Absent: 4 - Katz, Kaufman, Medina, Newsom

The President resumed the Chair.

Recess

The Board recessed at the hour of 5:00 p.m. to convene in closed session pursuant to above motion.

Reconvening of the Board

The Board, at the hour of 6:17 p.m., reconvened.

Calling the Roll

On call of the roll, the following Supervisors were noted present: Supervisors Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Yaki, Yee - 8.

Noted Absent: Supervisors Medina, Newsom, Teng - 3

Quorum present:

Supervisor Medina excused. See supra.

Supervisor Newsom excused. See supra.

Report on Closed Session

Deputy City Attorney Ted Lakey reported that the Board has met in closed session with the City Attorney regarding above pending litigation, as permitted by Government Code Section 54956.9(a).

The meeting was informational only and no action was taken.

[Elect Not to Disclose]

Motion that the Board finds that it is in the best interest of the public that the Board elect at this time not to disclose its closed session deliberations concerning the above matter.

Supervisor Leno, seconded by Supervisor Katz, moved adoption. The motion carried by the following vote:

Ayes: 8 - Yaki, Yee, Ammiano, Bierman, Brown, Katz, Kaufman, Leno

Absent: 3 - Medina, Newsom, Teng

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures are introduced for adoption without committee reference. A unanimous vote is required for adoption of a resolution today. Any Supervisor may require any resolution to go to committee.

981985 [Board of Supervisors Meeting Schedule] Supervisor Kaufman

Resolution revising the regular meeting schedule of the Board of Supervisors by rescheduling the January 4, 1999 meeting to January 5, 1999 and directing the Clerk of the Board of Supervisors to make public notification of such changes.

Resolution No. 1023-98

ADOPTED

981991 [Proclamation] Supervisors Yee, Katz, Bierman

Resolution recognizing social workers for their work on behalf of individuals and society and proclaiming 1998 Professional Social Work Centennial Year.

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

Resolution No. 1025-98

ADOPTED

- 981992 [AIDS Drug Assistance Program] Supervisors Leno, Ammiano, Katz, Newsom, Bierman
- Resolution urging the California AIDS Drug Assistance Program to devise a comprehensive notification system for its clients.
- Supervisors Newsom, Bierman requested to be added as co-sponsors*
- Resolution No. 1026-98
- ADOPTED**
- 981993 [Commendation] Supervisors Medina, Katz, Bierman
- Resolution recognizing the extraordinary efforts of Veronica Sanchez to assist the victims of Hurricane Mitch.
- Supervisors Katz, Bierman requested to be added as co-sponsors.*
- Resolution No. 1027-98
- ADOPTED**
- 982012 [Declaration of November 3, 1998 Election Results] Supervisor Kaufman
- Resolution declaring the results of the Consolidated General election conducted on November 3, 1998, in the City and County of San Francisco.
- Resolution No. 1032-98
- ADOPTED**
- 982013 [Final Map, 2875 21st Street]
- Motion approving final map of 2875 21st Street, a Live/Work Condominium Project, being a subdivision of Lot 34 in Assessor's Block No. 4147, and adopting findings pursuant to the Planning Code Section 101.1. (Department of Public Works)
- (DPT Order No. 171,384.)
- Motion No. M98-151
- APPROVED**
- 982014 [Final Map, 580 Howard Street]
- Motion approving final map of 580 Howard Street, a Live/Work Condominium Project, being a subdivision of Lot 91 in Assessor's Block No. 3721, and adopting findings pursuant to the Planning Code Section 101.1. (Department of Public Works)
- (DPT Order No. 171,385.)
- Motion No. M98-152
- APPROVED**
- 982020 [BARTD Election Results]
- Motion appointing James Fang to the Bay Area Rapid Transit District Board of Directors from District Eight. (Clerk of the Board)
- Motion No. M98-154
- APPROVED**
- The foregoing items were acted upon by the following vote:
- Ayes: 8 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Yaki, Yee
- Absent: 3 - Medina, Newsom, Teng

Severed from For Adoption Without Committee Reference Agenda

981982 [Potrero Power Plant Citizens Advisory Task Force] **Supervisor Yee**
 Resolution creating a Potrero Power Plant Citizens Advisory Task Force to provide input to the City and County of San Francisco regarding the sale, operation and maintenance of the Potrero power plant and to complete its work by December 31, 2000.

Supervisor Bierman requested this item be severed for the purpose of referring it to committee.

SEVERED FROM FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA.

REFERRED to the Economic Development, Transportation, and Technology Committee.

982030 [Mortgage Credit Certificates] **Supervisors Brown, Bierman**
 Resolution authorizing an application to the California Debt Limit Allocation Committee to permit the issuance of mortgage credit certificates (in an amount not to exceed \$20,000,000 to assist low to moderate income home buyers in San Francisco to purchase their first home).

Supervisor Brown requested this matter be severed for the purpose of moving an amendment.

Resolution No. 976-98

SEVERED FROM FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA.

Supervisor Brown moved to amend page two, line 20 and page three, line 3, by replacing "two" to "one" and "\$200,000" to "\$100,000"

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

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

Supervisor Bierman requested to be added as co-sponsor.

ADOPTED AS AMENDED by the following vote:

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

981987 [Commendation] **Supervisors Leno, Newsom, Katz,
 Bierman**
 Resolution commending the Duboce Bikeway Mural.

Supervisor Leno requested this matter be severed for the purpose of moving an amendment.

Resolution No. 1024-98

SEVERED FROM FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA.

Supervisor Leno presented an amendment of the whole.

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

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

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

ADOPTED AS AMENDED by the following vote:

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

982033 [Appointment] Supervisor Kaufman

Resolution appointing Supervisor Amos Brown to the Bay Area Air Quality Management District Board of Directors.

At the request of Supervisor Kaufman this matter was severed so it could be considered separately.

Resolution No. 1033-98

SEVERED FROM FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA.

Supervisor Yaki, seconded by Supervisor Katz, moved to excuse Supervisor Brown from voting on this item. The motion carried by the following vote:

Ayes: 8 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Yaki, Yee

Absent: 3 - Medina, Newsom, Teng

ADOPTED by the following vote:

Ayes: 7 - Ammiano, Bierman, Katz, Kaufman, Leno, Yaki, Yee

Absent: 3 - Medina, Newsom, Teng

Excused: 1 - Brown

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). For such resolutions to be considered, the Board must first adopt the following two motions.

[Purely Commendatory Finding]

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

Supervisor Yaki, seconded by Supervisor Katz, moved adoption. The motion carried by the following vote:

Ayes: 8 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Yaki, Yee

Absent: 3 - Medina, Newsom, Teng

[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.

Supervisor Yaki, seconded by Supervisor Katz, moved adoption. The motion carried by the following vote:

Ayes: 8 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Yaki, Yee

Absent: 3 - Medina, Newsom, Teng

Imperative Resolutions

982044 [Proclamation] Supervisor Leno

Resolution proclaiming December 10, 1998 Human Rights Day in San Francisco.

Resolution No. 1034-98

Supervisor Yaki, seconded by Supervisor Katz, moved that this Resolution be **ADOPTED**. The motion carried by the following vote:

Ayes: 8 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Yaki, Yee

Absent: 3 - Medina, Newsom, Teng

982045 [Commendation]

Supervisors Leno, Katz, Ammiano,
Teng, Brown, Bierman, Kaufman,
Yaki

Resolution commending Dennis Afergut for his work on the equal benefits ordinance and congratulating him for his being recognized as one of the top twenty lawyers in California.

Resolution No. 1035-98

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

Ayes: 8 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Yaki, Yee

Absent: 3 - Medina, Newsom, Teng

OFF-CALENDAR LEGISLATION

Introduced by Supervisors or Mayor

Ordinances

982010 [Appropriation, Dept of Public Transportation]

Ordinance appropriating \$16,105,000, Department of Public Transportation, of the General Fund Reserve to fund the cost of the MUNI Metro recovery contract, implement various improvements throughout the MUNI system, address the deficit in fare revenue and supplement the increased cost of the use of MUNI Fast Passes on BART, and providing for the creation of 18 positions and the deletion of 14 positions for fiscal year 1998-1999; companion measure to File 982011. (Public Transportation Commission)

(Fiscal impact.)

11/25/98, RECEIVED AND ASSIGNED to Finance Committee.

12/7/98, SUBSTITUTED. Submitted by the Mayor.

12/7/98, ASSIGNED to Finance Committee.

982011 [Public Employment]

Ordinance amending Ordinance No. 243-98 (Annual Salary Ordinance, 1998-1999), Department of Transportation, reflecting the creation of 18 positions and the deletion of 14 positions; companion measure to File 982010. (Department of Human Resources)

11/25/98, RECEIVED AND ASSIGNED to Finance Committee.

12/7/98, SUBSTITUTED. Substituted by Mayor.

12/7/98, ASSIGNED to Finance Committee.

982040 [Prohibiting Advertising on San Francisco Bay]

Supervisor Katz

Ordinance approving and affirming regulation prohibiting advertising on San Francisco Bay Waters within the jurisdiction and control of the San Francisco Port Commission, subject to specific limitations, as adopted by the San Francisco Port Commission by Resolution 98-113 and approving and affirming that an infraction of those regulations is a misdemeanor.

12/7/98, RECEIVED AND ASSIGNED to Health, Family, and Environment Committee.

982041 [Muni Fare Suspension]

Supervisors Newsom, Teng,
Kaufman, Yaki, Katz, Brown,
Bierman, Leno, Ammiano, Yee

Ordinance approving the suspension of fares on Muni revenue vehicles from 8 P.M. on December 31, 1998 to 3 A.M. on January 1, 1999.

12/7/98, RECEIVED AND ASSIGNED to Finance Committee.

982046 [Children and Families First Trust Fund and Commission] Supervisors Ammiano, Yee
Ordinance amending Administrative Code by adding Section 10.117-122 thereto, creating a San Francisco Children and Families First Trust Fund and by adding Chapter 86, Sections 86.1 through 86.5, establishing the San Francisco Children and Families First Commission and requiring that commission to adopt a San Francisco County Strategic Plan for the support and improvement of early childhood development within the City and County of San Francisco.

(Adds Section 10.117-122 and Chapter 86, Sections 86.1 through 86.5.)

12/7/98, RECEIVED AND ASSIGNED to Health, Family, and Environment Committee.

982047 [Pedestal-Mounted Newsrack Agreement] Supervisors Kaufman, Brown
Ordinance approving the pedestal-mounted newsrack agreement by and between the City and County of San Francisco and Adshel Inc. which allows for the provision, installation and maintenance of pedestal mounted newsracks on public property; approving an indemnification of the contractor by the City for all claims initiated by a publisher holding a permit for a newsrack box or other publisher concerning the newsracks, their operation or the agreement with Adshel, Inc., and authorizing the Director of the Department of Public Works to make changes to the Department of Public Works Director's orders incorporated by reference in the agreement with Adshel, Inc.

12/7/98, RECEIVED AND ASSIGNED to Finance Committee.

982065 [Zoning, Liquor Establishments] Supervisor Yee
Ordinance amending Planning Code Section 249.5 thereof, to prohibit establishments selling alcoholic beverages for consumption off of the premises, subject to specified exceptions, and establishing good neighbor policies for all establishments selling alcoholic beverages, in the North of Market Residential Special Use District, and making a determination of consistency with the priority policies of Planning Code Section 101.1.

(Amends Section 249.5.)

12/7/98, ASSIGNED UNDER 30 DAY RULE to Housing and Neighborhood Services Committee, expires on 1/6/1999. 12/9/98 - Transmitted to Planning Commission for public hearing and recommendation.

Resolutions

982048 [St. Mary's Medical Center Sale of Rental Housing] Supervisor Ammiano
Resolution urging St. Mary's Medical Center to take steps to preserve affordable rental housing units, solicit more community input on its proposed sale of fourteen residential buildings, consider its tenants' request for deed restrictions prohibiting owner move-in evictions, including evictions pursuant to the Ellis Act, and explore financing mechanisms to assist tenants in the purchase of their own units.

12/7/98, RECEIVED AND ASSIGNED to Housing and Neighborhood Services Committee.

982049 [U.N. Plaza Farmers' Market Permit] Supervisor Kaufman
Resolution amending the revocable permit for the Farmers' Market at United Nations Plaza by authorizing an increase in flower vendors at the market and removing limitations on the size of stalls for such vendors; making technical corrections to nonsubstantive permit terms.

12/7/98, RECEIVED AND ASSIGNED to Finance Committee.

982050 [War Memorial Contract with Restaurant Associates] Supervisors Bierman, Yaki
Resolution urging the San Francisco War Memorial and Performing Arts Board of Directors to terminate the contract with Restaurant Associates for food concession services at the Opera House, Davies Symphony Hall and Herbst Theatre.

12/7/98, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 982051** **[Ban on Gasoline Additive MTBE]** **Supervisors Bierman, Yaki, Katz, Leno**
- Resolution urging Governor-Elect Gray Davis and the State Legislature to urge the Federal Government to act with all due speed in immediately banning the use of the gasoline additive Methyl Tertiary Butyl-Ether (MBTE).
- 12/7/98, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 982052** **[State Earned Income Tax Credit]** **Supervisors Leno, Katz, Yaki**
- Resolution urging the California State Legislature to establish a State Earned Income Tax Credit for low income workers.
- 12/7/98, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 982053** **[S.F. Court Appointed Special Advocates Grant]** **Supervisors Yaki, Katz**
- Resolution approving and acknowledging the submission of a grant application by the San Francisco Court Appointed Special Advocates (SFCASA) to the California Judicial Council.
- 12/7/98, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 982054** **[Grant - State and Local Funds]** **Supervisor Yaki**
- Resolution authorizing the Executive Director of the Port of San Francisco to accept and expend \$600,000 in State funds from the California Department of Transportation and \$50,000 from the Metropolitan Transportation Commission to support the Water Transit Blue Ribbon Advisory Task Force and foregoing reimbursement of indirect costs; and authorizing the Port of San Francisco to hold the State of California harmless as required in the Fund Transfer Agreement.
- 12/7/98, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 982055** **[Anthony J. Pagano]** **Supervisors Ammiano, Katz, Medina, Yaki**
- Resolution commending Anthony J. Pagano for eleven years of exemplary service as Dean of Golden Gate University Law School and proclaiming December 11, 1998 as Anthony J. Pagano Day.
- 12/7/98, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 982056** **[Augusto Pinochet Extradition]** **Supervisors Ammiano, Katz**
- Resolution urging the Home Secretary of the British Government to extradite General Augusto Pinochet to Spain to face trial for crimes against humanity.
- 12/7/98, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 982057** **[Commendation]** **Supervisors Ammiano, Katz, Medina**
- Resolution commending Julie Cheung for providing 15 years of outstanding service as the project coordinator of the Chinatown Community Arts Program.
- 12/7/98, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 982058 [Commendation]** Supervisors Leno, Medina, Yaki
 Resolution commending TAX-AID for providing free tax assistance to low-income San Franciscans.
 12/7/98, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

- 982059 [Medical Marijuana Distribution]** Supervisor Ammiano
 Hearing to consider coordinated multi-department responses to Proposition 215 and the distribution of medical marijuana in San Francisco.
 12/7/98, RECEIVED AND ASSIGNED to Health, Family, and Environment Committee.
- 982060 [Labor Dispute]** Supervisor Bierman
 Hearing to consider the labor dispute between International Longshore and Warehouse Union Local 6 and Bay Area Addiction Research and Treatment, Inc.
 12/7/98, RECEIVED AND ASSIGNED to Economic Development, Transportation, and Technology Committee.
- 982061 [Housing and Industrial Land Availability]** Supervisor Katz
 Hearing to consider the inventory and availability of housing and industrial land in San Francisco.
 12/7/98, RECEIVED AND ASSIGNED to Housing and Neighborhood Services Committee.
- 982062 [Anti-Gay Rhetoric]** Supervisor Katz
 Hearing to consider the Board of Supervisors' denunciation of damaging and anti-gay rhetoric being espoused and advocated by major religious right organizations.
 12/7/98, RECEIVED AND ASSIGNED to Health, Family, and Environment Committee.
- 982063 [Tax Collector's Office Management Audit]** Supervisor Kaufman
 Hearing to consider the follow-up review of the 1995 Management Audit of the Tax Collectors' Office.
 12/7/98, RECEIVED AND ASSIGNED to Finance Committee.
- 982064 [Chinatown Community Arts Program]** Supervisor Yee
 Hearing to consider the history and current operation of the Chinatown Community Arts Program and the funding the Chinese community receives for art and arts programs.
 12/7/98, RECEIVED AND ASSIGNED to Economic Development, Transportation, and Technology Committee.

Motions

- 982066 [Needle Exchange Emergency]** Supervisors Bierman, Teng,
 Ammiano, Yaki, Kaufman, Katz,
 Brown, Newsom, Medina, Yee,
 Leno
 Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program.
 12/7/98, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Introduced by the President at the Request of Departments**PROPOSED ORDINANCES****981967 [Lead-Based Paint Practices]**

Ordinance amending Building Code by amending Chapter 36 to clarify enforcement authority and the responsibilities of owners and contractors concerning work that disturbs lead paint on building exteriors, and making miscellaneous clarifications and corrections by repealing Sections 3601 and 3602 in their entirety; by repealing subsections 3603.10, 3603.14, 3603.15, 3603.16, 3603.17, 3603.18, 3606.2.6, 3606.10, and 3606.11; by amending Section 3608; by amending subsections 3604.1, 3605.1, 3606.1, 3606.2, 3606.2.2, 3606.2.7, 3606.4, 3606.5, 3606.6, 3606.6.1, 3606.6.2, 3606.7, 3606.8, 3606.9, 3607.1, 3607.2, 3607.3, 3607.4, 3609.1.1, 3609.1.2, 3609.1.4, 3609.1.5, 3609.2.1; by renumbering subsections 3603.11, 3603.12, 3603.13 to 3603.10, 3603.11, 3603.12; by renumbering subsections 3603.19, 3603.20, 3603.21, 3603.22, 3603.23, to 3603.14, 3603.15, 3603.16, 3603.17, 3603.18; renumbering subsections 3606.2.7, 3606.2.8, 3606.2.9 to 3606.2.6, 3606.2.7, 3606.2.8; and by adding subsections 3603.13, 3607.3.6, 3608.1. (Department of Building Inspection)

(Repeals Sections 3601 and 3602 in their entirety by repealing subsections 3603.10, 3603.14, 3603.15, 3603.16, 3603.17, 3603.18, 3606.2.6, 3606.10, and 3606.11; amends Section 3608, subsections 3604.1, 3605.1, 3606.1, 3606.2, 3606.2.2, 3606.2.7, 3606.4, 3606.5, 3606.6, 3606.6.1, 3606.6.2, 3606.7, 3606.8, 3606.9, 3607.1, 3607.2, 3607.3, 3607.4, 3609.1.1, 3609.1.2, 3609.1.4, 3609.1.5, 3609.2.1; renumbers subsections 3603.11, 3603.12, 3603.13 to 3603.10, 3603.11, 3603.12, 3603.19, 3603.20, 3603.21, 3603.22, 3603.23, to 3603.14, 3603.15, 3603.16, 3603.17, 3603.18, 3606.2.7, 3606.2.8, 3606.2.9 to 3606.2.6, 3606.2.7, 3606.2.8; adds subsections 3603.13, 3607.3.6, 3608.1.)

11/20/98, RECEIVED AND ASSIGNED to Housing and Neighborhood Services Committee.

981968 [Parking Regulations, Portion of 7th Street]

Ordinance amending Traffic Code by adding Section 32.6.20, regarding parking regulations on a Portion of 7th Street. (Department of Parking and Traffic)

(Adds Section 32.6.20.)

11/10/98, RECEIVED AND ASSIGNED to Housing and Neighborhood Services Committee.

982005 [Zoning Map Amendment, 949 Vermont Street]

Ordinance adopting changes in property use classification as an amendment to the Zoning Map of the City and County of San Francisco of property located at 949 Vermont Street, east side between 21st and 22nd Streets, Lot 92, Assessor's Block 4093 from a "P" (Public Use) District with an "OS" (Open Space) Height and Bulk designation to an "RH-2" (Residential, House, Two-Family) District with a "40-X" Height and Bulk designation and adopting findings pursuant to Section 101.1. of the Planning Code. (Planning Department)

(Planning Commission Resolution No. 14705 adopted September 17, 1998 recommending approval of proposed rezoning to "RH-2"; Exempt from environmental review under General Rule exclusion dated 15, 1998.)

11/23/98, RECEIVED AND ASSIGNED to Housing and Neighborhood Services Committee.

- 982010 [Appropriation, Dept of Public Transportation]**
Ordinance appropriating \$16,937,000, Department of Public Transportation, of the General Fund Reserve to fund the cost of the MUNI Metro recovery contract, implement various improvements throughout the MUNI system, address the deficit in fare revenue and supplement the increased cost of the use of MUNI Fast Passes on BART, and providing for the creation of 17.5 positions and the deletion of 14 positions for fiscal year 1988-1999; companion measure to File 982011. (Public Transportation Commission)
11/25/98, RECEIVED AND ASSIGNED to Finance Committee.
12/7/98, SUBSTITUTED. Submitted by the Mayor.
12/7/98, ASSIGNED to Finance Committee.
- 982011 [Public Employment]**
Ordinance amending Ordinance No. 243-98 (Annual Salary Ordinance, 1998-1999), Department of Transportation, reflecting the creation of 17.5 positions and the deletion of 14 positions; companion measure to File 982010. (Department of Human Resources)
11/25/98, RECEIVED AND ASSIGNED to Finance Committee.
12/7/98, SUBSTITUTED. Substituted by Mayor.
12/7/98, ASSIGNED to Finance Committee.
- 982015 [Amendment No. 2 to MOU, Municipal Executives Association]**
Ordinance implementing the provisions of an amendment to the Memorandum of Understanding between the Municipal Executives Association for Bargaining Units M, EM, and MSA, and the City and County of San Francisco to amend Appendix E of the Memorandum of Understanding by adding Classes 1682 and 5156 and the titles of Controller and Division Manager of suburban operations to the list to correct a clerical omission, and to amend Appendix F of the Memorandum of Understanding by adding Class 9278 and the title of Director of Airports to the list to correct a clerical omission. (Department of Human Resources)
11/25/98, RECEIVED AND ASSIGNED to Finance Committee.
- 982023 [Parking Regulations, Portions of Polk Street]**
Ordinance amending Traffic Code by adding Section 32.6.21, regarding parking regulations on portions of Polk Street. (Department of Parking and Traffic)

(Adds Section 32.6.21.)
12/2/98, RECEIVED AND ASSIGNED to Housing and Neighborhood Services Committee.
- 982024 [Parking Regulations, Portions of Lech Walesa Street]**
Ordinance amending Traffic Code by adding Section 32.6.22, regarding parking regulations on portions of Lech Walesa Street. (Department of Parking and Traffic)

(Adds Section 32.6.22.)
12/2/98, RECEIVED AND ASSIGNED to Housing and Neighborhood Services Committee.

PROPOSED RESOLUTIONS**981966 [Grant - Private Funds]**

Resolution authorizing the Department of Human Services to accept and expend a grant in the amount of \$130,000 and \$20,000 from the Stuart Foundation and the Zellerbach fund respectively for a Family Assessment Center Planning Consultant contract (Department of Human Services)

11/20/98, RECEIVED AND ASSIGNED to Health, Family, and Environment Committee.

982016 [Transit Advertising Agreement]

Resolution approving an agreement between the City and Transit Display Incorporated for the right to sell advertising space and time on the Public Transportation Department's revenue vehicles and metro platform display signs in exchange for the greater of minimum payments or 65 percent of revenue, which agreement shall commence upon the later of January 2, 1999 or approval and execution and expire on June 30, 2004, and authorizing the General Manager of the Public Transportation Department to execute such agreement. (Public Transportation Commission)

11/25/98, RECEIVED AND ASSIGNED to Economic Development, Transportation, and Technology Committee.

982017 [Grant - State]

Resolution authorizing the Department of Public Health, Population Health and Prevention Division, to accept retroactively and expend a grant in the amount of \$130,500 from the State Office of Family Planning to provide TeenSMART outreach and counseling services and to enter into an agreement which includes rights in data clauses and which does not include patent infringement indemnification and false claims clauses. (Department of Public Health)

11/25/98, RECEIVED AND ASSIGNED to Health, Family, and Environment Committee.

982025 [Gift Acceptance]

Resolution authorizing the Department of Public Health, San Francisco General Hospital and Laguna Honda Hospital, to accept and expend gifts bequeathed to San Francisco General Hospital (\$243,670), and Laguna Honda Hospital (\$82,809) from the estate of John Fortunio. (Department of Public Health)

12/2/98, RECEIVED AND ASSIGNED to Health, Family, and Environment Committee.

982026 [PUC Commercial Paper Issuance]

Resolution approving the issuance of up to \$225,000,000 aggregate principal amount outstanding at any one time of San Francisco Public Utilities Commission Commercial Paper Notes (Water Series) pursuant to Chapter 84 of Part I of the San Francisco Municipal Code in one or more series for the purpose of financing and refinancing certain capital improvements related to the Water Enterprise; approving the maximum interest rate thereon; and related matters. (Public Utilities Commission)

12/2/98, RECEIVED AND ASSIGNED to Finance Committee.

982027 [Stop Intersections]

Resolution designating certain intersections as "Stop" intersections:

STOP SIGNS - ESTABLISH

Thornton Avenue, Reddy Street, and Topeka Avenue, northeast and southwest corners, stopping Thornton Avenue (makes this multiple intersection an all-way STOP) (Department of Parking and Traffic)

12/2/98, RECEIVED AND ASSIGNED to Housing and Neighborhood Services Committee.

982028 [Parking Regulations, Various Locations]

Resolution enacting and rescinding parking regulations at various locations:

2-HOUR PARKING TIME LIMIT, 7 AM - 6 PM, EXCEPT SUNDAY - RESCIND

Huron Avenue, both sides, between Lawrence and Sickles Avenues

NO PARKING, 6 AM - 9 AM, MONDAY THROUGH FRIDAY, EXCEPT VEHICLES WITH VANPOOL PERMITS; GENERAL METERED PARKING, 9 AM - 6 PM, MONDAY THROUGH FRIDAY, AND 7 AM - 6 PM, SATURDAYS - ESTABLISH

Van Ness Avenue, west side, between Golden Gate Avenue and McAllister Street

Golden Gate Avenue, south side, between Van Ness Avenue and Franklin Street

Golden Gate Avenue, south side, from Polk Street to 182 feet westerly (182-foot zone, accommodating 8 parking stalls)

Polk Street, east side, from 324 feet to 492 feet north of Grove Street (168-foot zone, accommodating 14 angled parking stalls)

DIAGONAL (45-DEGREE ANGLE) PARKING - RESCIND

Polk Street, west side, between Grove and McAllister Streets

DIAGONAL (45-DEGREE ANGLE) PARKING - ESTABLISH

Polk Street, east side, between Grove and McAllister Streets

TOW-AWAY, NO PARKING ANYTIME - ESTABLISH

Off-street metered parking lot, south and west sides, between 18th and Collingwood Streets

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

Ney Street, both sides, between Mission and Craut Streets (unit block)

RESIDENTIAL PERMIT PARKING AREA "D" (4-HOUR TIME LIMIT, 9 AM - 6 PM, MONDAY THROUGH FRIDAY) - ESTABLISH

Van Buren Street, both sides, between Surrey and Sussex Streets (unit block)

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

Granada Avenue, both sides, between Ocean Avenue and Southwood Drive (300 block)

Miramar Avenue, both sides, between Eastwood Drive and Wildwood Way (500 block)

Miramar Avenue, both sides, between Ocean Avenue and Southwood Drive (300 block)

Miramar Avenue, both sides, between Southwood and Eastwood Drives (400 block)

Plymouth Avenue, both sides, between Ocean Avenue and San Ramon Way (1200 block)

San Ramon Way, both sides, between Southwood Drive and east terminus (100 block)

Southwood Drive, both sides, between Miramar Avenue and Elmwood Way (100 block)

Southwood Drive, both sides, between Miramar and Plymouth Avenues (unit block) (Department of Parking and Traffic)

12/2/98, RECEIVED AND ASSIGNED to Housing and Neighborhood Services Committee.

982029 [Traffic Regulations, Various Streets]

Resolution enacting and rescinding traffic regulations on various streets:

BICYCLE LANES - ESTABLISH

- 14th Street, south side (eastbound only), between Guerrero and Folsom Streets
- Grove Street, south side (eastbound only), between Van Ness Avenue and Hyde Street
- Polk Street, both curb lanes (northbound and southbound), between McAllister and Turk Streets
- Polk Street, west curb lane (southbound only), between McAllister and Hayes Streets
- Taraval Street, both curb lanes (eastbound and westbound), between Dewey Boulevard and Forest Side Avenue
- Ulloa Street, both curb lanes (eastbound and westbound), between 16th and Forest Side Avenues

LEFT LANE MUST TURN LEFT - ESTABLISH

- Grove Street, eastbound, at Larkin Street

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH

- Polk Street, east side, between McAllister and Turk Streets

ONE-WAY STREET - ESTABLISH

- Minna Street, westbound, between 11th and Lafayette Streets

TOW-AWAY, NO STOPPING, 4 PM - 6 PM, MONDAY THROUGH FRIDAY - RESCIND

- Howard Street, north side, between 6th and 8th Streets

TOW-AWAY LANE MUST TURN RIGHT - ESTABLISH

- Howard Street, westbound, at 6th Street (Department of Parking and Traffic)

12/2/98, RECEIVED AND ASSIGNED to Housing and Neighborhood Services Committee.

Requests Granted

By Supervisor Brown, that the City Attorney's Office explain the potential adverse ramifications of their attempt to reverse the ABB Duimler Benz vs. The City and County of San Francisco decision, also known as the Cahill decision, to minority and women contractors.

By Supervisor Katz, that City Attorney, working with the Human Rights Commission, determine whether Bank of America is now out of 12B compliance, particularly with respect to gender discrimination

By Supervisor Kaufman, that City Attorney, along with the Clerk of the Board, research the question of whether an oath is necessary for individuals who wish to give public testimony at the Board of Supervisors.

By Supervisors Leno, Yaki Katz, that letter of inquiry be sent to Human Rights Commission requesting a description of the resources available to conduct an investigation into allegations of employment discrimination against women and minorities by Bank of America.

By Supervisor Teng, that a letter be sent to Department of Human Services requesting a status report on implementation of the San Francisco INS Helping Hand legislation by December 30, 1998

By Supervisors Yaki, Leno, Katz, Ammiano, Brown, that the City Attorney and Treasurer submit report listing all accounts (and amounts) and any other legal or financial arrangements (describing the nature of each) that the City and County of San Francisco holds with Bank of America in which a fee is paid by the City to Bank of America.

By Supervisor Yee, that the City Attorney draft legislation which would allow free admission for permanently disabled veterans and 50% discounted admission for the immediate families (spouse and/or domestic partner and children) of permanently disabled veterans to certain publicly funded museums and parks. Venues that should offer the discount are: Academy of Sciences/Aquarium/Planetarium; Asian Art Museum; de Young Museum; Palace of the Legion of Honor; Carousel at Golden Gate Park; San Francisco Zoological Gardens; Cot Tower; Japanese Tea Gardens; Camp Matter; and Water Department trail access fees.

By Supervisor Yee, that letter be sent to Department of Public Health and the Mayor's Office on Homelessness inquiring about the plans to open two new homeless facilities in the Tenderloin, and requesting the following questions be provided by December 11: What was the process for selecting this particular neighborhood; where are the sites to be located and what was the process for selecting these sites; what will be the process for public notification and public input; what kinds of services will be provided at these facilities; will any of the population at these facilities be in addition to any potential relocation of any portion of the Mission Rock homeless facility?

By Supervisor Yee, that letter be sent to Chief of Police inquiring about the practice of rounding up and charging everyone on the premises during a massage parlor raid and requesting the following questions be provided: Why is everyone present charged, rather than only the individual caught intending to engage in a sex act; are there other examples of this practice in which everyone on the premises is charged when a crime is committed by one individual on the premises, or is this only the practice with massage parlors?

By Supervisor Yee, that letter of inquiry be sent to District Attorney requesting response to the following questions: When was the California Community Dispute Services (CCDS) Mediation Program contract awarded; how was this particular provider chosen; what experience does this provider have in diversion programs; how many massage parlor cases have been referred to CCDS since the inception of the program (broken down by year); how many of these cases received community service; how many paid fines; what was the result of those cases that did not involve fines or community service; why are the massage parlor cases handled differently than the prostitution cases.

By Supervisor Yee, that letters be sent to Budget Analyst and Controller inquiring about the California Community Dispute Services (CCDS) contract to operate a diversion/mediation program and requesting answers to the following questions: In your judgment are the financial practices used by this program is sound? Is the documentation of the cases referred to this program and money that is received adequate; Are we able to adequately track the money generated from this program; What percentage of the vice crime operations costs are recovered by the portion of the mediation fines kept by the City. If any of the above are not adequate, do you have suggestions to improve the system?

In Memoriams

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

Senator Milton Marks (By the entire Board)

Scott Calendar (Supervisor Kaufman)

Simon Tseki Nkoli (Supervisor Ammiano)

ADJOURNMENT

There being no further business, the Board at the hour of 6:30 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 February 8, 1999.

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

Gloria L. Young
Clerk of the Board

