

Agenda & Minutes Archive
Board of Supervisors

City and County of San Francisco

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



AGENDA

Monday, May 1, 2000
2:00 PM

Regular Meeting

TOM AMMIANO, PRESIDENT

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

Gloria L. Young, Clerk of the Board

<>ROLL CALL AND PLEDGE OF ALLEGIANCE

<>APPROVAL OF MEETING MINUTES

<>AGENDA CHANGES

<>COMMUNICATIONS <>

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

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

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

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

<>Items 1 through 3

<>Recommendations of the Finance and Labor Committee

Present: Supervisors Yee, Ammiano

<>1. 000598 [Sewer Replacement, 4th Street] <>Resolution approving the expenditure of funds for the emergency work to replace the structurally inadequate sewer on 4th Street between Bryant Street and Brannan Street - \$542,540. (Public Utilities Commission)

Question: Shall this Resolution be ADOPTED?

<>2. 000613 [Lease of property across the New Main Library for the Dept. of the Environment's Eco Center which will provide public outreach and education on local environmental issues] <>Resolution authorizing a lease at 1212 Market Street for the Department of the Environment and accepting donations of materials and services. (Real Estate Department)

Question: Shall this Resolution be ADOPTED?

<>3. 000623 [Prop J, Contracting Out Security Guard Services] <>Resolution concurring retroactively with the Controller's determination that security guard services can practically be performed at the Bureaus of Engineering and Construction Management Offices at 1680 Mission Street by private contractor for a lower cost than if the services were performed by City employees. (Public Works Department)

Question: Shall this Resolution be ADOPTED?

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

<>REGULAR AGENDA

<>UNFINISHED BUSINESS

<>Recommendations of the Finance and Labor Committee

Present: Supervisors Yee, Bierman

<>4. 000424 [Food Service - Application and Permit Fees] <>Ordinance amending Part III of the San Francisco Municipal Code (Business and Tax Regulation Code) by amending Section 249.11 to revise permit fees for temporary food operations at special events; amending Part II of the San Francisco Municipal Code (Traffic Code) by amending Section 806 to revise Department of Public Health permit fees for food operations at street fairs; amending Part II of

the Municipal Code (Health Code) by amending Sections 451 and 452, to reorganize the section on applying for permits to operate a food establishment, modify the definition of "special events," change the deadline for applications for temporary food permits for special events; and impose an extra fee for late applications for temporary permits. (Public Health Department) <>(Amends Business and Tax Regulation Code Section 249.11; amends Traffic Code Section 806; amends Health Code Sections 451 and 452.)

4/24/2000, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Present: Supervisors Yee, Bierman, Ammiano

<>5. 000565 [Fixing compensation for unrepresented employees, fiscal year 2000-2001.] <>Ordinance fixing compensation for persons employed by the City and County of San Francisco whose compensations are subject to the provisions of Section A8.409 of the Charter, in classes not represented by an employee organization and establishing working schedules and conditions of employment and methods of payment, effective July 1, 2000. (Human Resources Department) <>(Fiscal impact.)

4/24/2000, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

<>6. 000576 [Appropriating funds for landscape improvements to the Mid-Embarcadero Music Concourse located south of Justin Herman Plaza] Supervisors Newsom, Bierman, Brown, Leno, Becerril <>Ordinance appropriating \$981,553 of the Downtown Park Fund balance to fund the proposed Mid-Embarcadero Music Concourse, for the Department of Recreation and Park for fiscal year 1999-2000; placing \$309,000 on reserve. <>(Fiscal impact.)

4/24/2000, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

<>7. 000484 [Lease - Hotel Le Nain] Supervisors Newsom, Brown <>Resolution authorizing and approving the master lease by and between the City and County of San Francisco, for the Department of Public Health, as tenant and Hotel Le Nain, LLC, as landlord, for the "Hotel Le Nain" located at 730 Eddy Street.

4/24/2000, SEVERED FROM CONSENT AGENDA. Supervisor Leno requested this matter be severed so it could be considered separately.

4/24/2000, CONTINUED. Continued to May 1, 2000.

Question: Shall this Resolution be ADOPTED?

<>Recommendation of the Public Health and Environment Committee

Present: Supervisors Bierman, Brown, Yaki

<>8. 000392 [Resource Conservation and Recycling Practices] Supervisors Ammiano, Bierman, Newsom, Becerril <>Ordinance amending Administrative Code by adding Chapter 21A, imposing requirements on City departments to plan for and improve resource conservation and recycling practices. <>(Adds Chapter 21A.)

4/24/2000, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

<>NEW BUSINESS

<>Recommendations of the Finance and Labor Committee

Present: Supervisors Yee, Ammiano

<>9. 991963 [Conditional Use Authorization for Video Store] Supervisors Yee, Ammiano <>Ordinance amending Planning Code by amending each of the Neighborhood Commercial District Zoning Control Tables in Article 7 to require video stores to obtain conditional use authorization in all neighborhood commercial districts and adding Section 790.135 to define "video store"; adopting findings pursuant to Planning Code Section 101.1. <>(Adds Section 790.135; amends Article 7 Tables.)

(4/11/00, City Planning Resolution No. 15019 adopted April 6, 2000, recommending approval of the proposed amendments to the City Planning Code dated 1/10/00. Determined to be categorically exempt from environmental review as a General Rule Exclusion pursuant to State CEQA Guidelines.)

Question: Shall this Ordinance be FINALLY PASSED?

<>10. 000464 [Appropriating funds for the installation of an air conditioning system at the Chinatown Branch Library] Supervisors Newsom, Becerril <>Ordinance appropriating \$205,537 of Public Library capital improvement Bond interest earnings to capital improvement projects (Branch Library improvement - Chinatown renovations) for the Public Library for fiscal year 1999-2000. (Controller) <>(Fiscal impact.)

Question: Shall this Ordinance be FINALLY PASSED?

<>11. 000615 [Appropriating funds for books, computer equipment, software, electrical upgrades in the branch libraries and furniture/fixtures to support the Ingleside Branch] Supervisors Brown, Newsom <>Ordinance appropriating \$857,878 of Library Preservation Funds for relocation of the Ingleside Branch Library, renovation of electrical systems in the branch libraries, and to purchase books, computer equipment and software, materials and supplies, furniture and fixtures and equipment for various library locations, for fiscal year 1999-2000; placing \$145,000 on reserve. (Controller) <>(Fiscal impact.)

Question: Shall this Ordinance be FINALLY PASSED?

<>12. 000606 [Acquisition of noise easements for the purpose of satisfying a part of State-mandated noise mitigation requirements] <>Resolution authorizing the acquisition of 1,764 noise easements located in the cities of Daly City (1,260) and San Bruno (490) and in unincorporated San Mateo County (14) with funding provided by the Airport's Commercial Paper Program up to a total of \$34.2 million dollars. (Real Estate Department) <>(Fiscal impact.)

Question: Shall this Resolution be ADOPTED?

<>13. 000609 [Acquisition of noise easements for the purpose of satisfying a part of State-mandated noise mitigation requirements] <>Resolution authorizing the acquisition of 318 noise easements from property owners located in the cities of Pacifica (70), Daly City (26), San Bruno (53), South San Francisco (155) and San Mateo County (14) as part of the Airport Master Plan Memorandum of Understanding between the Airport and its neighboring communities for 2000/2001. (Real Estate Department)

Question: Shall this Resolution be ADOPTED?

<>14. 000610 [Withdrawal of one property owner in San Mateo County from noise insulation program and delivery of quitclaim deed to said property owner] <>Resolution authorizing the conveyance of one (1) quitclaim deed to a property owner in the City of Pacifica to rescind a grant of easement (noise easement deed) previously acquired by San Francisco. (Real Estate Department)

Question: Shall this Resolution be ADOPTED?

<>15. 000676 [Neighborhood Park General Obligation Bond Issuance] Supervisor Newsom <>Resolution providing for the issuance of not to exceed \$110,000,000 aggregate principal amount of City and County of San Francisco General Obligation Bonds (Neighborhood Recreation and Park Facilities Improvement Bonds, 2000), including the issuance of an initial series thereof in the aggregate principal amount of not to exceed \$6,180,000 and designated as the City and County of San Francisco General Obligation Bonds (Neighborhood Recreation and Park Facilities Improvement Bonds, 2000), Series 2000C; authorizing the execution, authentication and registration of said Bonds; providing for the levy of a tax to pay the principal and interest thereof; providing for the appointment of depositories and other agents for said Bonds; providing for the establishment of accounts related thereto; ratifying certain actions previously taken; and granting general authority to City officials to take necessary actions in connection with the authorization, issuance, sale and delivery of said Bonds. (Mayor)

Question: Shall this Resolution be ADOPTED?

<>16. 000679 [Neighborhood Park General Obligation Bond Sale] Supervisor Newsom <>Resolution authorizing and directing the sale of not to exceed \$6,180,000 City and County of San Francisco General Obligation Bonds (Neighborhood Recreation and Park Facilities Improvement Bonds, 2000), Series 2000C; prescribing the form and terms of said Bonds; authorizing the execution, authentication and registration of said Bonds; providing for the appointment of depositories and other agents for said Bonds; providing for the establishment of accounts related thereto; approving the forms of official notice of sale and notice of intention to sell Bonds; directing the publication of the notice of intention to sell Bonds; approving the form and execution of the official statement relating thereto; approving the form of the continuing disclosure certificate; approving the modifications to documents; ratifying certain actions previously taken; and granting general authority to City officials to take necessary actions in connection with the authorization, issuance, sale and delivery of said Bonds. (Mayor)

Question: Shall this Resolution be ADOPTED?

<>17. 000677 [Community College General Obligation Bond Sale] <>Resolution authorizing and directing the sale of not to exceed \$29,605,000 City and County of San Francisco General Obligation Bonds (Educational Facilities Bonds, 1997 - Community College District), Series 2000A; prescribing the form and terms of said Bonds; authorizing the execution, authentication and registration of said Bonds; providing for the appointment of depositories and other agents for said Bonds; providing for the establishment of accounts related thereto; approving the forms of official notice of sale and notice of intention to sell Bonds; directing the publication of the notice of intention to sell Bonds; approving the form and execution of the official statement relating thereto; approving the form of the continuing disclosure certificate; approving modifications to documents; ratifying certain actions previously taken; and granting general authority to City officials to take necessary actions in connection with the authorization, issuance, sale and delivery of said Bonds. (Mayor)

Question: Shall this Resolution be ADOPTED?

<>18. 000678 [Zoo General Obligation Bond Sale] <>Resolution authorizing and directing the sale of not to exceed \$17,440,000 City and County of San Francisco General Obligation Bonds (Zoo Facilities Bonds, 1997), Series 2000B; prescribing the form and terms of said Bonds; authorizing the execution, authentication and registration of said Bonds; providing for the appointment of depositories and other agents for said Bonds; providing for the establishment of accounts related thereto; approving the forms of official notice of sale and notice of intention to sell Bonds; directing the publication of the notice of intention to sell Bonds; approving the form and execution of the official statement relating thereto; approving the form of the continuing disclosure certificate; approving modifications to documents; ratifying certain actions previously taken; and granting general authority to City officials to take necessary actions in connection with the authorization, issuance, sale and delivery of said Bonds. (Mayor)

Question: Shall this Resolution be ADOPTED?

<>Recommendations of the Transportation and Land Use Committee

Present: Supervisors Yaki, Yee

<>19. 000473 [Extend Tour Bus Prohibition on 15th Avenue] Supervisors Yaki, Bierman, Newsom <>Ordinance amending Ordinance Nos. 115-96, 282-96, 425-97, and 270-99, which amended the San Francisco Police Code to prohibit tour buses on 15th Avenue from Lake Street to the Presidio, to provide that this prohibition on tour buses shall expire on December 31, 2001, rather than December 31, 2000.

Question: Shall this Ordinance be FINALLY PASSED?

<>20. 000474 [Extend Tour Bus Prohibition on 25th Avenue and El Camino Del Mar] Supervisors Yaki, Bierman, Newsom <>Ordinance amending Ordinance Nos. 88-96, 281-96, 271-97, 426-97, and 272-99, which amended the San Francisco Police Code to prohibit tour buses on El Camino Del Mar between the Presidio (approximately 290 feet east of 25th Avenue) and Legion of Honor Drive, and 25th Avenue between Lake Street and El Camino Del Mar, to provide that this prohibition on tour buses shall expire on December 31, 2001, rather than December 31, 2000.

Question: Shall this Ordinance be FINALLY PASSED?

<>21. 000634 [Port Code] Supervisor Yaki <>Ordinance adopting the Port Code, setting forth the reasonable time, place and manner restrictions on activities within areas under the jurisdiction of the Port of San Francisco.

Question: Shall this Ordinance be FINALLY PASSED?

<>SPECIAL ORDER 3:00 P.M.

<>22. 000577 [Appeal, Conditional Use, 2361 Lombard Street] <>Hearing of persons interested in or objecting to the decision of the Planning Commission by its Motion No. 15001 dated March 2, 2000, approving Conditional Use Application No. 98.599C authorizing the demolition of an existing motel (the Lanai Motel) and the construction of a four-story, approximately 80,000 square feet, 40 feet tall, tourist hotel containing 128 guest rooms, approximately 2,800 square feet of retail/commercial space on the ground floor, and 102 parking spaces. Parking for the 102 spaces would be at the basement level and at the ground level. The vehicular entrance to the hotel would be from Lombard Street while exiting would occur on Scott Street. Landscaping and street trees would be planted along both street frontages, per Sections 121.1, 121.2, 303 and 712.55 of the Planning Code, in an NC-3 (Moderate-Scale Neighborhood Commercial District) District with a 40-X Height and Bulk District, on property located at 2361 Lombard Street, south

side between Scott and Pierce Streets;

Lots 19, 20, 21, 22, 25, 26 and 30, Assessor's Block 512. <>(Appeal filed April 3, 2000; a Preliminary Negative Declaration for the project was published on February 20, 1999. The Planning Commission upheld the Negative Declaration finding of the Planning Department and the document became final on March 2, 2000; companion measure to Files 000578, 000579, 000580, 000616.)

4/24/2000, MOTION to excuse Supervisor Newsom due to a possible conflict of interest from voting on File Nos. 000577, 000616, 000578, 000579, and 000580.

4/24/2000, CONTINUED. Continued to May 1, 2000.

Action: _____

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

<>23. 000616 [Environmental Review - 2361 Lombard Street] <>Motion certifying review of Final Negative Declaration relating to proposed Conditional Use Application No. 98.599C on property located at 2361 Lombard Street, south side between Scott and Pierce Streets, and adopting findings pursuant to Planning Code Section 101.1. (Clerk of the Board)

4/24/2000, CONTINUED. Continued to May 1, 2000.

Question: Shall this Motion be ADOPTED?

<>From the Clerk

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

<>24. 000578 [Appeal, Conditional Use, 2361 Lombard Street] <>Motion approving decision of the Planning Commission by its Motion No. 15001 approving Conditional Use Application No. 98.599C on property located at 2361 Lombard Street, south side between Scott and Pierce Streets, and adopting findings pursuant to Planning Code Section 101.1. (Clerk of the Board)

4/24/2000, CONTINUED. Continued to May 1, 2000.

Question: Shall this Motion be ADOPTED?

<>25. 000579 [Appeal, Conditional, 2361 Lombard Street] <>Motion disapproving decision of the Planning Commission by its Motion No. 15001 approving Conditional Use Application No. 98.599C on property located at 2361 Lombard Street, south side between Scott and Pierce Streets, and adopting findings pursuant to Planning Code Section 101.1. (Clerk of the Board)

4/24/2000, CONTINUED. Continued to May 1, 2000.

Question: Shall this Motion be ADOPTED?

<>26. 000580 [Findings - 2361 Lombard Street] <>Motion directing the Clerk of the Board to prepare findings relating to proposed Conditional Use Application No. 98.599C on property located at 2361 Lombard Street, south side between Scott and Pierce Streets, for action by the Board at its next meeting. (Clerk of the Board)

4/24/2000, CONTINUED. Continued to May 1, 2000.

Question: Shall this Motion be ADOPTED?

<>SPECIAL ORDER 3:00 P.M.

<>27. 000284 [Department of Public Health] Supervisor Ammiano <>State of the City's Health Report from Director, Department of Public Health.

Action: _____

<>COMMITTEE REPORTS <>Reports from committees, if any, recommending emergency or urgent measures.

<>From Rules Committee

The following item will be considered by the committee at a Regular meeting on Thursday, April 27, 2000 at 10 AM. The Chair intends to request the committee to send the following item to the Board as a committee report.

<>28. 000690 [Appointment] <>Resolution appointing Vince Courtney and Ted Kowalczyk, for two-year terms expiring April 27, 2002, to the Sunshine Ordinance Task Force. <>Vince Courtney, Seat 3, succeeding Johnny Brannon, must be a member of the press or electronic media with an interest in citizen access, for new two-year term ending April 27, 2002; Ted Kowalczyk, Seat 7, succeeding Angela Armstrong (formerly Seat 9), must be experienced in Consumer Advocacy, for new two-year term ending April 27, 2002.

Question: Shall this Resolution be ADOPTED?

<>29. ROLL CALL FOR INTRODUCTIONS <>Roll call for introduction of ordinances, resolutions, charter amendments, requests for hearings, letters of inquiry, and letters of request to the City Attorney.

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

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

<>Items 31 through 44

<>31. 000747 [Commendation] Supervisors Brown, Yaki, Bierman, Kaufman, Katz, Newsom, Becerril <>Resolution commending Juma Ventures for providing at-risk youth with jobs and other services.

4/24/2000, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE
AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this
Resolution be ADOPTED?

<>32. 000748 [Supporting restoration of sexual orientation employment practices at Exxon Mobil Corp.] Supervisors Katz, Bierman, Leno, Teng <>Resolution supporting the shareholder resolution submitted to Exxon Mobil requesting the Board of Directors to restore sexual orientation employment protections that were in place at Mobil Corporation prior to its merger with Exxon.

4/24/2000, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE
AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this
Resolution be ADOPTED?

<>33. 000749 [Commendation] Supervisors Katz, Kaufman, Bierman, Newsom, Teng <>Resolution honoring Captain Susan Manheimer for her 16 years of service to the people of San Francisco.

4/24/2000, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE
AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this
Resolution be ADOPTED?

<>34. 000750 [Accept and Expend State Grant - Sheriff] Supervisors Katz, Newsom <>Resolution authorizing the Sheriff's Department of the City and County of San Francisco to apply for, accept and expend \$22,112.30 in funds from the State of California Commission on Peace Officer Standards and Training for the purchase of 10 multimedia computer systems to be used to supply mandated training to deputy sheriffs, waiving any indirect costs.

4/24/2000, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE
AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this
Resolution be ADOPTED?

<>35. 000751 [Commendation] Supervisors Leno, Kaufman, Bierman, Brown, Katz, Newsom, Teng <>Resolution commending the Fromm Institute for Lifelong Learning at the University of San Francisco on its 25th Anniversary and declaring May 5, 2000 "Fromm Institute Day" in the City and County of San Francisco.

4/24/2000, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE
AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this
Resolution be ADOPTED?

<>36. 000752 [Declaring Juror Appreciation Week] Supervisors Leno, Bierman, Katz, Newsom, Teng, Becerril <>Resolution declaring May 7-13, 2000 "Juror Appreciation Week" in the City and County of San Francisco.

4/24/2000, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE
AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this
Resolution be ADOPTED?

<>37. 000753 [Supporting SB 1926 - Electric Vehicle Incentive] Supervisors Newsom, Bierman, Katz, Leno, Teng, Becerril <>Resolution supporting SB 1726, which allows a credit in an amount up to \$3,000 of the amount used to lease or buy a zero-emission vehicle whose original lease or purchase begins between January 1, 2001, and December 31, 2002.

4/24/2000, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE
AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this
Resolution be ADOPTED?

<>38. 000754 [Newcomer High School] Supervisors Newsom, Bierman, Yee, Katz, Teng, Ammiano <>Resolution urging the San Francisco Unified School District to retain Newcomer High School at its current location.

4/24/2000, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE
AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this
Resolution be ADOPTED?

<>39. 000755 [Commenting on Vehicle Incentives Program] Supervisors Newsom, Bierman, Katz <>Resolution commenting on the Bay Area Air Quality Management District's proposal for its 2000/01 light duty clean air vehicle grant program known as the Vehicle Incentives Program, by asking consideration of raising the 10% cap in funds that can be granted to any single agency and asking that funds be set aside or given priority for high mileage vehicles.

4/24/2000, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE
AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this
Resolution be ADOPTED?

<>40. 000756 [Supporting AB 2285 - Expanding Eligible Participation for PERS] Supervisors Newsom, Bierman, Katz, Teng <>Resolution supporting AB 2285, which would allow nonprofits who provide rehabilitation services for developmentally disabled persons to participate in the State Public Employees' Retirement System upon receipt of an advisory opinion from the United States Department of Labor.

4/24/2000, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE
AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this
Resolution be ADOPTED?

<>41. 000757 [Take Our Daughters to Work] Supervisors Teng, Bierman, Katz, Newsom, Becerril <>Resolution commending the "Take Our Daughters to Work Day" and urging all City Departments to encourage their staff to bring their daughters to work, to set up educational seminars for young women with departmental staff, and provide meaningful tasks for young women who come to work on April 27, 2000.

4/24/2000, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE
AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this
Resolution be ADOPTED?

<>42. 000758 [Opposing AB 2809 - HIV Testing of Pregnant Women] Supervisors Yaki, Katz, Teng <>Resolution opposing California Assembly Bill 2809 (Robert Pacheco) (AB "2809"), which would make routine the HIV testing of pregnant women.

4/24/2000, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE
AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this
Resolution be ADOPTED?

<>43. 000759 [Commendation] Supervisors Ammiano, Bierman, Kaufman, Katz, Newsom, Teng <>Resolution commending Bank of America for creating the Teacher Flex Home Loan Program for California's school teachers and administrators and as well for contributing to the recruitment and retention of California teachers and assisting in improving the quality of education for California's schoolchildren.

4/24/2000, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE
AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this
Resolution be ADOPTED?

<>44. 000760 [Supporting SB 984 - Amended Cesar Chavez State Holiday] Supervisors Becerril, Bierman, Katz, Teng, Ammiano <>Resolution urging the California State Legislature and Governor Gray Davis to approve the amended State Senate Bill 984 designating a State holiday in memory of Cesar E. Chavez.

4/24/2000, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE
AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this
Resolution be ADOPTED?

Questions on the For Adoption Without Committee Reference
Agenda: _____

<>45. IMPERATIVE AGENDA <>Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding. Each motion requires 8 votes or a unanimous 6 or 7. A unanimous vote is required for the resolution(s).

<>[Serious Injury Finding]

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

<>[Purely Commendatory Finding]

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

<>[Brown Act Finding]

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

<>Imperative Resolution

<>OFF-AGENDA LEGISLATION

<>PROPOSED ORDINANCES

Proposed ordinances received from April 20 through noon on April 26, for reference by President to appropriate committee on May 1, 2000.

<>000735 [Employee Health Coverage] <>Ordinance amending Section 16.157, San Francisco Administrative Code, approving Health Service System Plans and Rates of Contribution as adopted by the Health Service Board. (Human Resources Department) <>(Amends Section 16.157.)

4/24/2000, RECEIVED AND ASSIGNED to Finance and Labor Committee.

<>000740 [General Plan Amendments - Executive Park Subarea Plan, Planning Case No. 2000.057M] <>Ordinance approving amendments to the Subarea Plan for San Francisco Executive Park in the South Bayshore Plan of the San Francisco General Plan. (Planning Department) <>(Planning Commission Resolution No. 15016 dated April 6, 2000 adopting the General Plan amendments and recommends them to the Board of Supervisors; companion measure to File 000739.)

4/20/2000, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.

<>000741 [Electronic Filing by Lobbyists] <>Ordinance amending Article XIIA of the San Francisco Administrative Code by adding Section 16.535 to authorize the Ethics Commission to require electronic filing of lobbyist statements and reports. (Ethics Commission) <>(Adds Section 16.535.)

4/20/2000, RECEIVED AND ASSIGNED to Finance and Labor Committee.

<>000742 [Electronic Filing by Campaign Consultants] <>Ordinance amending Article XIIC of the San Francisco Administrative Code by adding Section 16.548 to authorize the Ethics Commission to require electronic filing of campaign consultant statements and reports. (Ethics Commission) <>(Adds Section 16.548.)

4/20/2000, RECEIVED AND ASSIGNED to Finance and Labor Committee.

<>000771 [Government Funding - Assessor's Office] <>Ordinance appropriating \$315,167 from the General Fund Reserve for litigation and mediation expenses associated with the VIACOM assessment appeal for the Assessor's Office for fiscal year 1999-2000. (Controller)

4/26/2000, RECEIVED AND ASSIGNED to Finance and Labor Committee.

<>000772 [Government Funding - Laguna Honda Hospital] <>Ordinance appropriating \$9,243,481 of Tobacco Settlement Funds for architectural, engineering and construction costs for the Laguna Honda Hospital Project, for fiscal

year 1999-2000. (Clerk of the Board)

4/26/2000, RECEIVED AND ASSIGNED to Finance and Labor Committee.

<>000773 [Government Funding - City Attorney] <>Ordinance appropriating \$1,139,504 from the General Fund Reserve to fund salaries, fringe benefits, and professional and expert services for litigation of San Francisco Business Tax cases, for the City Attorney, for fiscal year 1999-2000. (Controller)

4/26/2000, RECEIVED AND ASSIGNED to Finance and Labor Committee.

<>000774 [Government Funding - Sheriff Department] <>Ordinance appropriating \$4,901,934, including \$2,142,114 from the General Fund Reserve, \$2,500,000 from the Jail Overcrowding Reserve, \$9,820 from State Mandated Cost Revenues, and \$250,000 from City Hall Special Event Revenue to fund workers' compensation, residential treatment beds, costs associated with the new defendant tracking systems and the creation of one (1) position for the Sheriff Department, for fiscal year 1999-2000. (Controller) <>(Companion measure to File 000787.)

4/26/2000, RECEIVED AND ASSIGNED to Finance and Labor Committee.

<>000775 [Government Funding - Fire Department] <>Ordinance appropriating \$2,249,123 from the General Fund Reserve, \$500,000 from Fire Department Permit Fee Revenues, and rescinding and reappropriating \$1,270,259 from the departmental lease purchase budget, to fund salaries, overtime, fringe benefits, workers' compensation, uniforms and protective clothing at the Fire Department, for fiscal year 1999-2000. (Controller)

4/26/2000, RECEIVED AND ASSIGNED to Finance and Labor Committee.

<>000778 [County Jail No. 3 Replacement Project] <>Ordinance authorizing the Department of Public Works to enter into a design-build contract with Morris Diesel International Inc. for the County Jail No. 3 Replacement Project. (Public Works Department) <>(Companion measure to File 000783.)

4/26/2000, RECEIVED AND ASSIGNED to Finance and Labor Committee.

<>000779 [Government Funding - San Francisco General Hospital] <>Ordinance appropriating \$10,000,000 from the General Fund Reserve to cover a revenue shortfall at San Francisco General Hospital in the SB855 Disproportionate Share Payment Program, for fiscal year 1999-2000. (Controller)

4/26/2000, RECEIVED AND ASSIGNED to Finance and Labor Committee.

<>000780 [Court Employee Compensation - New Classifications] <>Ordinance establishing new titles and schedules of compensation, and continuing other benefits, for classifications of persons employed by the Superior Court of California, County of San Francisco. (Superior Courts)

4/26/2000, RECEIVED AND ASSIGNED to Finance and Labor Committee.

<>000781 [MOU - Superior Court and International Federation of Professional and Technical Engineers, Local 21] <>Ordinance implementing the provisions of the Memorandum of Understanding between the Superior Court of California, County of San Francisco and the International Federation of Professional and Technical Engineers, Local 21. (Superior Courts)

4/26/2000, RECEIVED AND ASSIGNED to Finance and Labor Committee.

<>000782 [Court Employee Compensation - Certain Professional Classifications] <>Ordinance implementing the schedules of compensation and other economic benefits for certain classifications of persons employed by the Superior Court of California, County of San Francisco. (Superior Courts)

4/26/2000, RECEIVED AND ASSIGNED to Finance and Labor Committee.

<>000787 [Salary Ordinance Amendment No. 4, creation of one (1) Class 8304 Deputy Sheriff position] <>Ordinance amending Ordinance No. 209-99 (Annual Salary Ordinance, 1999-2000) reflecting the creation of one (1) position for the Sheriff's Office. (Human Resources Department) <>(Companion measure to File 000774.)

4/26/2000, RECEIVED AND ASSIGNED to Finance and Labor Committee.

<>PROPOSED RESOLUTIONS

Proposed resolutions received from April 20 through noon on April 26, for reference by President to appropriate committee on May 1, 2000.

<>000739 [CEQA Findings - Executive Park Development] <>Resolution endorsing the Planning Commission's certification of the Final Supplemental Environmental Impact Report for the Executive Park Development and adopting Environmental Findings (and a statement of overriding considerations) pursuant to the California Environmental Quality Act and State Guidelines in connection with the adoption of amendments to the General Plan. (Planning Department) <>(Final Supplemental Environmental Impact Report Certification Date: December 2, 1999; companion measure to File 000740.)

4/20/2000, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.

<>000776 [Approving a subcontract with the Regents of UCSF to designate a project director who shall be responsible for the technical and administrative conduct of this project] <>Resolution authorizing the Department of Public Health, Population Health and Prevention, Community Mental Health Services, to enter into a subcontract in the amount of \$3,285.31 with the University of California (San Francisco), the primary contractor to provide data and consultation for a study of the consequences of Comorbid Drug Abuse and Mental Disorders, which includes a rights in data clause and does not include intellectual property indemnification and false claims clauses; retroactive to September 1, 1999. (Public Health Department)

4/24/2000, RECEIVED AND ASSIGNED to Public Health and Environment Committee.

<>000783 [Issuance of not to exceed \$170,310,000 Certificates of Participation for San Bruno Jail Project] <>Resolution approving the execution and delivery of certificates of participation to finance the acquisition, construction and installation of a new maximum security jail facility to replace the existing San Bruno Jail No. 3; approving the form of the property lease between the City and County of San Francisco (the "City") and a trustee relating to certain City-owned properties located in the City and San Mateo County (as further described in this Resolution); approving the form of project lease between the City and a trustee (including certain indemnities contained therein); approving the form of the trust agreement between the City and a trustee (including certain indemnities contained therein); authorizing the selection of a trustee; approving the form of the purchase contract between the City and an underwriter for the sale of certificates of participation; approving the official statement in preliminary and final form; approving the form of a continuing disclosure certificate; authorizing an interest rate swap;

approving the validation of the execution and delivery of the certificates of participation; authorizing reimbursement of certain expenditures; authorizing the payment of costs of issuance; adopting findings under the California Environmental Quality Act and findings pursuant to the Planning Code Section 101.1; and ratifying previous actions taken in connection therewith. (Mayor) <>(Companion measure to File 000778.)

4/26/2000, RECEIVED AND ASSIGNED to Finance and Labor Committee.

<>000784 [Authorizing exercise of option to lease additional space at 1650 Mission Street for the Department of Human Services/Department of Building Inspection] <>Resolution authorizing an amendment to lease real property at 1650 Mission Street for the Department of Human Services and the Department of Building Inspection. (Real Estate Department)

4/26/2000, RECEIVED AND ASSIGNED to Finance and Labor Committee.

<>000785 [Option to acquire property located at 525 Golden Gate Avenue adjacent to the Civic Center core area, to provide for the expansion of governmental functions] <>Resolution approving and authorizing the exercise of an option to acquire real property located at 525 Golden Gate Avenue from the State of California for the nominal price of Two Dollars (\$2); adopting findings that the conveyance is consistent with the City's General Plan and Eight Priority Policies of Planning Code Section 101.1; and ratifying prior acts. (Real Estate Department)

4/26/2000, RECEIVED AND ASSIGNED to Finance and Labor Committee.

<>000786 [2000 Affordable Housing Bond Sale] <>Resolution authorizing and directing the sale of not to exceed \$20,000,000 City and County of San Francisco General Obligation Bonds (Affordable Housing) Series 2000D; prescribing the form and terms of said Bonds; authorizing the execution, authentication and registration of said Bonds; providing for the appointment of depositories and other agents for said Bonds; providing for the establishment of accounts related thereto; approving the forms of official notice of sale of Bonds and notice of intention to sell Bonds; directing the publication of the notice of intention to sell Bonds; approving the form and execution of the official statement relating thereto; approving the form of the continuing disclosure certificate; approving modifications to documents; ratifying certain actions previously taken; and granting general authority to City officials to take necessary actions in connection with the authorization, issuance, sale and delivery of said Bonds. (Mayor)

4/26/2000, RECEIVED AND ASSIGNED to Finance and Labor Committee.

<>000788 [Acquisition of a vacant lot containing 10,103.74 sq. ft. located mid-way between Mission and Valencia Streets for open space purposes] <>Resolution approving and authorizing the acquisition of real property in the North Mission District generally described as 45 Hoff Street, (Lot 19 in Assessor's Block 3569) for open space purposes and adopting findings pursuant to Planning Code Section 101.1. (Real Estate Department)

4/26/2000, RECEIVED AND ASSIGNED to Finance and Labor Committee.

<>000790 [Petitions and Communications] <>Petitions and Communications received from April 20 through noon on April 26, for reference by the President to the Committee considering related matters or to be ordered filed by the Clerk on May 1, 2000.

From Ken Owens, regarding lack of enforcement of the parking and traffic laws in San Francisco. Copy: Each Supervisor (1)

From Department of Public Health, submitting overtime report due May 1, 2000, as required by Administrative Code Section 18.13. (2)

From Planning Department, submitting announcements for the first of a series of neighborhood workshops Planning Department staff will hold in each of three areas for which it is preparing transit-oriented urban community plans. Copy: Each Supervisor (3)

From concerned citizens, submitting petitions signed by 8,000 persons in opposition to the proposal to locate a State Parole Office at 1970 Carroll Street. File 000657, Housing and Social Policy Committee (4)

From Department of Public Works, submitting notice that the appellants' signatures with respect to 2361 Lombard Street represent owners of more than 20% of the area involved and are therefore sufficient for appeal. File 000577 (5)

From various departments, regarding the accessibility of the Department websites for people with disabilities. Copy: Supervisor Yaki (6)

Police Department, (Reference No. 20000327-010);

Law Library, (Reference No. 20000327-044);

Fine Arts Museum, (Reference No. 20000327-052);

City Hall Building Operations, (Reference No. 20000327-036);

Medical Examiner, (Reference No. 20000327-037);

County Clerk, (Reference No. 20000327-038);

Real Estate, (Reference No. 20000327-046);

Public Administrator/Public Guardian, (Reference No. 20000327-048);

Administrative Services, (Reference No. 20000327-054);

Consumer Assurance, (Reference No. 20000327-055);

Animal Care and Control, (Reference No. 20000327-056);

Elections, (Reference No. 20000327-057);

Purchasing, (Reference No. 20000327-058).

From AT&T Broadband, submitting AT&T's Quarterly Cable Television Franchise Fee for January 1, 2000 to March 21, 2000. Copy: Each Supervisor (7)

From Marushka France, submitting support for approval of supplemental funds to augment the budget for mental health services and to urge the city to strongly lobby the California Assembly and the Governor for increased funds. Finance and Labor Committee (8)

From concerned citizens, submitting gratitude for supporting the SF C.A.R.E.S. Program. Finance and Labor Committee, 18 Letters (9)

From Residential Rent Stabilization and Arbitration Board, submitting annual report on the number of eviction notices filed with the department from March 1999 through February 2000. Copy: Each Supervisor (10)

From The Alliance for a Better District 6, submitting notice of the reorganization of their Board of Directors. (11)

From Department of Parking and Traffic, submitting report regarding the advisability of re-opening Davis Street between Washington and Clay Streets. (Reference No. 20000403-003) Copy: Supervisor Becerril (12)

From Richard Connor Riley & Associates, L.L.C., submitting notice of community meeting regarding a proposed Sprint PCS wireless telecommunication facility at 400 McAllister Street. Copy: Mayor, City Administrator (13)

From Clerk of the Board, responding to the Final Grand Jury Report, pursuant to Section 933 of the California Penal Code. (14)

From Police Department, regarding the strategic plan related to the implementation of the Diversity Tracking System. File 000443, Human Rights Commission (15)

From Timothy McLain, submitting opposition to live animal markets in San Francisco. (16)

From Clerk of the Board, submitting overtime report due May 1, 2000, as required by Administrative Code Section 18.13. (17)

From Clerk of the Board, submitting list of organizations, including the membership cost, in which the Board of Supervisors/Clerk of the Board wishes to be a member in fiscal year 2000-01. (18)

From Mayor's Office of Community Development, submitting request for release of reserved funds from the 1999 emergency Shelters Grant Program of \$39,934 to be used for the First Response Outreach Team. Finance and Labor Committee (19)

From Office of the City Attorney, submitting copy of the revised San Francisco Cable Television Franchise. File 990376 (20)

From Assemblyman Kevin Shelley, submitting press release regarding AB 2522, the Pedestrian Safety Act of 2000. (21)

From Department of Children, Youth and Their Families, submitting request for release of reserved funds of \$350,000 for the Unified School District Based-Health Pilot Program. (22)

From Therese Koller, regarding Mayor Willie L. Brown. 3 Letters (23)

From League of Women Voters of San Francisco, submitting support for the proposed legislation regarding campaign finance reform. File 000328 (24)

From US Army Corps of Engineers, submitting public notice dated April 21, 2000 regarding maintenance of existing water circulation ditches and channels which are used for mosquito abatement in tidal marshes in California. (25)

From State Department of Alcoholic Beverage Control, submitting request to have liquor license conditions removed from "Tutto Pasta Italian Grill" at 536 Golden Gate Avenue. Small Business, Economic Development and Consumer Services Committee (26)

From National Tuberculosis Center, submitting Budget Revision Grant HCPD21/9901 for subobject transfer of funds. Copy: Department of Public Health, Controller, Budget Analyst (27)

From City of Huntington Beach, requesting support for AB1835 (Baugh) Storm Water Discharges, which would provide funding to allow local public agencies to prevent potential beach closures by diverting storm water runoff during the summer months. (28)

From Police Department, concerning the strategic plan related to the implementation of the Diversity Tracking System. File 000443, Copy: Human Rights Commission (29)

From Veterans Affairs Commission, submitting resolution regarding lack of funding to conduct any business: including postage, phones, or any other official expenses. Copy: Each Supervisor (30)

From State Department of Child Support Services, regarding local agency transition from the office of District Attorney to the new local child support agencies prior to January 1, 2000 for administrator appointments. (31)

From Nayomee Maas, submitting request for funding to attend an international service project in France this August. (32)

From James Norfolk, regarding his experience with some personnel at Open Hand. (33)

From Tralee Dobson, submitting support for the Neighborhood Emergency Response Team Training (NERT) program provided by the Fire Department. (34)

From Department of Building Inspection, submitting two permit applications currently under review for cellular antenna installations at 706 Polk Street and 2001 Union Street. (Reference No. 20000403-002) Copy: Supervisor Yee (35)

From various signators, submitting Form 700 Statement of Economic Interests: (36)
Catherine Powers, Constituent Liaison to Supervisor Teng

From Department of Public Works, submitting notice that the appellants' signatures with respect to 201 Ninth Street represent owners of more than 20% of the area involved and are therefore sufficient for appeal. File 000296 (37)

From Office of the City Administrator, submitting information on the number of custodial and other related service workers currently employed in City Hall. (Reference No. 20000417-010) Copy: Supervisor Yee (38)

From Department of Parking and Traffic, forwarding letter to Caltrans regarding the need for a pedestrian operated traffic signal at the intersection of Skyline Drive at Herbst Road. (Reference No. 20000410-014) Copy: Supervisor Teng (39)

From Harlow Griffith, regarding the "Albert Franco Martin" case and the District Attorney's Office. (40)

From Department of Children, Youth and Their Families, submitting copy of the 2000-2002 Children's Service Plan. (41)

From Pets Are Wonderful Support, Golden Gate Audubon Society, and Bay Area Bird Hospital, submitting support for appointment of Frederick Hobson to the San Francisco Animal Control and Welfare Commission. Rules Committee File 000326 Copy: Each Supervisor (42)

<>ADJOURNMENT

Meeting Procedures

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

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

Citizens are encouraged to testify at Board hearings and to write letters to the Board and to its members, City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.

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

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

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

Cell phones and pagers are not allowed in the room during a meeting.

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

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

Disability access

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

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

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

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

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

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

Know Your Rights Under the Sunshine Ordinance

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

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

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