

BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

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

DOCUMENTS DEPT.

MEETING MINUTES

AUG 27 1999

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Monday, June 21, 1999 2:00 PM

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

Regular Meeting

TOM AMMIANO, PRESIDENT

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

Gloria L. Young, Clerk of the Board

BOARD COMMITTEES

Committee Membership

Meeting Days

Audit and Government Efficiency Committee

1st Tuesday

Supervisors Kaufman, Newsom, Katz

1:00 PM

Finance and Labor Committee

Wednesday

Supervisors Yee, Bierman, Ammiano

10:00 AM

Housing and Social Policy Committee

1st and 3rd Tuesday

Supervisors Teng, Bierman, Becerril

10:00 AM

Parks and Recreation Committee

2nd Tuesday

Supervisors Brown, Newsom, Leno

1:00 PM

Public Health and Environment Committee

2nd & 4th Thursday

Supervisors Bierman, Brown, Yaki

1:00 PM

Public Utilities and Deregulation Committee

3rd Tuesday

Supervisors Ammiano, Yee, Becerril

1:00 PM

Rules Committee

2nd & 4th Thursday

Supervisors Leno, Teng, Kaufman

10:00 AM

Small Business, Economic Vitality and Consumer Services Committee

1st and 3rd Thursday

Supervisors Newsom, Leno, Becerril

10:00 AM

Transportation and Land Use Committee

2nd and 4th Tuesday

Supervisors Katz, Yaki, Bierman

10:00 AM

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

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

ROLL CALL AND PLEDGE OF ALLEGIANCE

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

The meeting was called to order at 2:02 p.m. On call of the roll, the following Supervisor was noted absent:

Supervisor Brown - 1.

Quorum present.

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

APPROVAL OF MEETING MINUTES

Supervisor Yaki, seconded by Supervisor Teng, moved to APPROVE the April 26, 1999 Meeting Minutes. The motion carried by the following vote:

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

Privilege of the Floor

Supervisor Yaki, seconded by Supervisor Teng, 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: 10 - Ammiano, Becerril, Bierman, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Absent: 1 - Brown

Introduction of Guests

President Ammiano introduced Ms. Kerry Painter, City Hall Building Manager, who reported to the Board about the recent incidents at City Hall during the filming event and the Black and White Ball.

Supervisor Teng introduced and presented commendations to the following groups for their participation and sponsorship of the Asian Pacific Heritage Month: Asian, Inc. and Bank of America.

Supervisor Yee introduced Dr. Irene Kwok and Norman Lee, who introduced 3 students from middle school and one from elementary school who recited Chinese stories and poems in their native language.

CONSENT AGENDA

Recommendations of the Audit and Government Efficiency Committee

**990744 [Domestic Partner Inquiry Requirement for City Forms]
Supervisors Leno, Teng, Katz**

Ordinance amending Administrative Code by adding Section 12A.17, requiring all City Departments to inquire regarding domestic partner status on all City forms that request marital information, and requiring all City departments to inform the Human Rights Commission of their plan to implement this ordinance no later than six months from the effective date of this ordinance.

(Adds Section 12A.17.)

Ordinance No. 189-99

FINALLY PASSED

990858 [Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Jesse Williams, Kimberly Williams, the estate of Aaron Williams, and Lynne Webb Williams against the City and County of San Francisco and its agents and employees, including without limitation Arnaldo Aleman, Marc Andaya, Catherine Bianchi, Kirk Bozin, Dermot Downes, Peter Ionin, Gerald Louie, Gregory Neal, Anthony Ribera, Kenneth Wong, and Stephen Zimmerman, for the total sum of \$98,500, inclusive of costs and attorney's fees, with no admission of liability by any of these defendants. (City Attorney)

(Jesse Williams, et al. v. CCSF, et al., U.S. District Court, N.D. Cal. No. C96-0705 SBA; and Lynne Williams, et al., v. CCSF, et al., U.S. District Court, N.D. Cal. No. C96-1337 SBA.)

Ordinance No. 190-99

FINALLY PASSED

**990878 [Administrative Code Revision, Chapter 4]
Supervisor Kaufman**

Ordinance amending Administrative Code by amending Section 4.1-1 (now Section 4.1) Administration of Public Buildings; Sections 4.2-4.8 Vending Machines in Public Buildings; Section 4.9-1 (now Section 4.9) Vending Machines at San Francisco General Hospital; Section 4.13 Automobile Self-insurance; and Section 4.18 Loaning Personal Property to the City: Indemnification; and by repealing Section 4.1 Office Space in City Hall, Hall of Justice; Section 4.16 Requiring Use of Seat Belts and Section 4.17 Loaning Personal Property to the City.

(Amends Sections 4.1-1, 4.2-4.8, 4.9-1, 4.13, 4.18: repeals Sections 4.1, 4.16, 4.17.)

Ordinance No. 191-99

FINALLY PASSED

**990879 [Administrative Code Revision, Chapter 5]
Supervisor Kaufman**

Ordinance amending Administrative Code by amending Sections 5.60, 5.63, and 5.64 (Street Utilities Coordinating Committee), Sections 5.90 and 5.91 (Park and Open Space Advisory Committee), Sections 5.190-2 and 5.190-4 (Family Violence Advisory Council), Section 5.200 (Child Care Planning and Advisory Council), and by repealing Sections 5.20-5.22 (Interdepartmental Committee on Water Pollution), Section 5.51 (Commission on Aging), Sections 5.110-5.115 (National Guard Advisory Council), Sections 5.140-5.144 (Mission Bay HMIRP Citizens Advisory Committee) and Section 5.160-5.165 (Joint Task Force on the HIV Epidemic).

(Amends Sections 5.60, 5.63, 5.64, 5.90, 5.91, 5.190-2, 5.190-4, 5.200; repeals Sections 5.20-5.22, 5.51, 5.110-5.115, 5.140-5.144 and 5.160-5.165.)

Ordinance No. 192-99
FINALLY PASSED

990961 [CCSF v. Kaiser Foundation Hospitals]

Ordinance authorizing settlement of the litigation of City and County of San Francisco v. Kaiser Foundation Hospitals for defendant's payment of \$350,000 to the City. (City Attorney)

(CCSF v. Kaiser Foundation Hospitals,
San Mateo Superior Court No. 402690.)

Ordinance No. 193-99
FINALLY PASSED

990965 [Victoria Schneider v. CCSF, et al.]

Ordinance authorizing settlement of litigation of Victoria Schneider against the City and County of San Francisco by payment of \$494,838. (City Attorney)

(Victoria Schneider v. CCSF, et al., U.S. District Court No. C97-2203 MMC; Victoria Schneider v. CCSF, et al., U.S. District Court No. C99-1806 MMC.)

Ordinance No. 194-99
FINALLY PASSED

990972 [Billy Kimbley, et al., v. CCSF, et al.]

Ordinance authorizing settlement of litigation of Billy Kimbley aka William Kimbley against the City and County of San Francisco by payment of \$150,000. (City Attorney)

(S.F. Superior Court No. 993-315.)

Ordinance No. 195-99
FINALLY PASSED

990973 [Sheryl Brock/Bruce Wilson v. CCSF, et al.]

Ordinance authorizing settlement of litigation of Sheryl Brock and Bruce Wilson against the City and County of San Francisco by payment of \$200,000. (City Attorney)

(S.F. Superior Court No. 994-307.)

Ordinance No. 196-99

FINALLY PASSED

990974 [Foon Tong/Jeannie Tong, et al. v. CCSF, et al.]

Ordinance authorizing settlement of litigation of Foon G. Tong and Jeannie Tong against the City and County of San Francisco by payment of \$400,000. (City Attorney)

(S.F. Superior Court No. 994-981.)

Ordinance No. 197-99

FINALLY PASSED

990978 [Yee v. CCSF, and Consolidated Actions]

Ordinance authorizing settlement of the cross-complaint of the City and County of San Francisco against cross-defendant Shank Balfour/Beatty in the consolidated actions entitled Yee v. City and County of San Francisco, and Consolidated Actions, for settlement payment to the City in the amount of \$800,000. (City Attorney)

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

Ordinance No. 198-99

FINALLY PASSED

990988 [General Accident Insurance Co. v. CCSF]

Ordinance authorizing settlement of litigation of General Accident Insurance Company against the City and County of San Francisco by payment of \$35,000. (City Attorney)

(S.F. Superior Court No. 996-820.)

Ordinance No. 199-99

FINALLY PASSED

990995 [Mary Devitt, et al., v. CCSF, et al.]

Ordinance authorizing settlement of litigation of Mary Devitt against the City and County of San Francisco by payment of \$281,250. (City Attorney)

(San Mateo Superior Court No. 398-201.)

Ordinance No. 200-99

FINALLY PASSED

**990996 [Domestic Partnership Ceremonies]
Supervisors Leno, Bierman, Katz**

Ordinance amending Section 62.9 of the Administrative Code to authorize the performance of Domestic Partnership ceremonies by any person authorized by state law to perform marriage ceremonies.

(Amends Section 62.9.)

Ordinance No. 201-99

FINALLY PASSED

Recommendations of the Finance and Labor Committee

**990690 [City Hall License, Filming and Tour Fees]
Supervisors Kaufman, Ammiano, Katz**

Ordinance amending Administrative Code by adding Section 4.1-2 to authorize the Department of Administrative Services to charge fees for short term licenses, filming activities and tours in City Hall.

(Adds Section 4.1-2.)

Ordinance No. 188-99

FINALLY PASSED

**991087 [Interim Annual Appropriation Ordinance, Fiscal Year 1999-2000]
Mayor**

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

(Fiscal impact; Companion measure to File 991088.)

Ordinance No. 181-99

FINALLY PASSED

**991088 [Interim Annual Salary Ordinance, 1999-2000]
Mayor**

Interim Annual Salary Ordinance enumerating positions in the annual budget and appropriation ordinance for the fiscal year ending June 30, 2000.

(Fiscal impact; Companion measure to File 991087.)

Ordinance No. 182-99

FINALLY PASSED

Recommendation of the Housing and Social Policy Committee

- 991131 [State Grant Funds to be used to ensure that funds paid to crime victims are properly administered.]
Resolution authorizing the District Attorney of the City and County of San Francisco to contract for, accept and expend funds in the amount of \$69,308, and waiving indirect costs due to funding constraints, which have been allocated from the State Board of Control, Victims of Crime and Restitution Program, an agent of the State of California, for a project entitled "District Attorney's Contract - Criminal Restitution Compact", for the twelve month period July 1, 1999 through June 30, 2000. (District Attorney)

Resolution No. 606-99

ADOPTED

Recommendation of the Public Health and Environment Committee

- 991020 [Contract - DPH/Health Management Systems, Inc.]
Resolution authorizing the Director of Public Health and the Purchaser to execute a contract between the City and County of San Francisco and Health Management Systems, Inc. to provide electronic claims submission, claiming of aged accounts and managed care consulting, claims and data processing services. (Department of Public Health)

Resolution No. 604-99

ADOPTED

Recommendation of the Small Business, Economic Vitality and Consumer Services Committee

- 990334 [Rename Department of Agriculture, Weights & Measures]
Supervisor Newsom

Ordinance amending Administrative Code by adding Section 16.3-7.5 establishing a Department of Consumer Assurance, Regulatory Compliance and Agricultural Standards and defining the duties of the Director to include those of the County Agricultural Commissioner and the Sealer of Weights and Measures.

Ordinance No. 186-99

FINALLY PASSED

Recommendations of the Transportation and Land Use Committee**990384 [Zoning Map, 26th Street]****Supervisor Leno**

Ordinance adopting findings pursuant to the California Environmental Quality Act for the 26th Street live/work project; amending the Zoning Map of the City and County of San Francisco for property located within Lot 9 of Assessor's Block 4327A, between Cesar Chavez Street and 26th Street near De Haro Street. to change the property use classification from an RH-1 One-family Residential District to an M-1 Light Industrial District; and adopting findings pursuant to Planning Code Section 101.1.

Ordinance No. 187-99

FINALLY PASSED**990993 [Underground District No. 348]****Supervisor Bierman**

Ordinance creating Underground District No. 348 on Oak Street from Stanyan Street to Baker Street and on Stanyan Street from Oak Street to Frederick Street.

Ordinance No. 183-99

FINALLY PASSED**991028 [Underground District No. 350]****Supervisor Bierman**

Ordinance creating Underground District No. 350 on Folsom Street from 16th Street to Cesar Chavez Street.

Ordinance No. 184-99

FINALLY PASSED**991029 [Underground District No. 349]****Supervisor Bierman**

Ordinance Creating Underground District No. 349 on 24th Street from South Van Ness Avenue to Church Street.

Ordinance No. 185-99

FINALLY PASSED

The foregoing items were acted upon by the following vote:

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

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendations of the Finance and Labor Committee

990916 [Employee Health Coverage]

Ordinance amending Administrative Code Section 16.157, approving Health Service System plans and rates of contribution as adopted by the Health Service Board. (Department of Human Resources)

Ordinance No. 179-99

FINALLY PASSED by the following vote:

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

990921 [Bond Special Election]

Ordinance calling and providing for a special election to be held in the City and County of San Francisco on Tuesday, November 2, 1999, for the purpose of submitting to the voters a proposition to incur bonded debt and/or other evidences of indebtedness and/or undertake lease financing by or for the City and County in the principal amount of \$299,000,000 for the acquisition, improvement, construction and/or reconstruction of a health care, assisted living and/or other type of continuing care facility or facilities to replace Laguna Honda Hospital; providing for the use of available tobacco settlement revenues and for the use of State and/or Federal grants or funds received by the City and County that are required to fund such proposed project; finding that the estimated cost of such proposed project is and will be too great to be paid out of the ordinary annual income and revenue of the City and County and will require expenditures greater than the amount allowed therefor by the annual tax levy; reciting the estimated cost of such proposed project; fixing the date of election and the manner of holding such election and procedure for voting for or against the proposition; fixing the annual rate of interest on such lease financing, bonded debt and/or other evidences of indebtedness; providing for the levy and collection of taxes to pay both principal and interest of such bonded debt and/or other evidences of indebtedness; prescribing notice to be given of such election; establishing the election precincts, voting places and officers for the election; waiving the word limitation on ballot propositions imposed by San Francisco Municipal Elections Code Section 510; and acknowledging receipt of findings by the City and County Planning Department. (Department of Public Health)

(Fiscal impact.)

Ordinance No. 180-99

FINALLY PASSED by the following vote:

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

Noes: 2 - Kaufman, Newsom

NEW BUSINESS

Recommendations of the Finance and Labor Committee

991123 [PUC-Hetch Hetchy Fund Surplus]

Resolution concurring with the Public Utilities Commission's fact finding that a fund surplus (\$39,850,000) exists in the utilities which can be transferred to the General Fund. (Controller)

Resolution No. 595-99

ADOPTED by the following vote:

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

991148 [Redevelopment Interim Budget, Fiscal Year 1999-2000]

Supervisor Yee

Resolution approving an Interim Budget of the Redevelopment Agency of the City and County of San Francisco for Fiscal Year 1999-2000.

(Fiscal impact.)

Resolution No. 596-99

ADOPTED by the following vote:

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

Recommendation of the Public Health and Environment Committee

990749 [Mercury Pollution]

Supervisors Leno, Brown, Newsom, Bierman, Becerril, Katz

Resolution urging City agencies and departments and all medical facilities within San Francisco to eliminate mercury in order to protect and preserve human and environmental health.

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

Resolution No. 602-99

ADOPTED by the following vote:

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

CALLED FROM FINANCE AND LABOR COMMITTEE**991035 [Living Wage Task Force Extension]
Supervisors Kaufman, Teng, Newsom, Becerril, Brown, Yaki**

Resolution amending Resolution Nos. 991-98 and 126-99 to change the expiration date of the Living Wage Task Force to ten weeks after the date that the final economic analysis of the costs and benefits of a Living Wage Ordinance is presented to the Task Force, to allow time for consideration of the study's results.

Resolution No. 617-99

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

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

Supervisor Katz moved that this item be amended as follows: page two, line seven, by replacing "ten" with "five"; page two, line 13, add "; and be it FURTHER RESOLVED, That should the Task Force be unable to complete its study of the analysis within the five week period, the Task Force shall be extended for an additional five weeks, following provision of a Report and update to the Board of Supervisors"; and amend the title to reflect the above amendment.

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

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

Resolution amending Resolution Nos. 991-98 and 126-99 to change the expiration date of the Living Wage Task Force to five weeks after the date that the final economic analysis of the costs and benefits of a Living Wage Ordinance is presented to the Task Force, to allow time for consideration of the study's results; providing for extension of another five weeks.

ADOPTED AS AMENDED by the following vote:

Ayes: 8 - Becerril, Bierman, Brown, Katz, Kaufman, Newsom, Teng, Yaki
Noes: 2 - Ammiano, Yee
Excused: 1 - Leno

SPECIAL ORDER 3:00 P.M.**990903 [Public Hearing]**

Hearing of persons interested in or objecting to proposed ordinance ordering the vacation of the public street easement over a portion of Willow Street, between Franklin and Gough Streets (to permit the Roman Catholic Welfare Corporation to landscape the area and ensure safety of its students traveling to and from school buildings on either side of the subject portion of Willow Street).

The President inquired if there was anyone present who wished to address the Board.

There being no response, the President declared the public hearing on this matter closed.

HEARD AT PUBLIC HEARING.

Recommendations of the Transportation and Land Use Committee**990675 [Street Vacation, Portion of Willow Street]**

Ordinance ordering the vacation of the public street easement over a portion of Willow Street between Franklin and Gough Streets, and adopting findings pursuant to Planning Code Section 101.1. (Real Estate Department)

PASSED, ON FIRST READING by the following vote:

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

990676 [Sale, Portion of Willow Street]

Resolution authorizing and approving the sale of a former portion of Willow Street between Franklin and Gough Streets (Assessor's Block 737), and adopting findings pursuant to Planning Code Section 101.1. (Real Estate Department)

Resolution No. 601-99

ADOPTED by the following vote:

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

SPECIAL ORDER 3:00 P.M.**991024 [Public Hearing]**

Hearing of persons interested in or objecting to proposed Resolutions approving or disapproving abandonment of a portion of the Municipal Railway service on Line 56-Rutland and establishment of substitute service to Visitacion Valley Middle School. (Clerk of the Board)

Peter Strauss, representing the Municipal Railway, gave a brief report.

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

Speakers in support of substitute service: Bob Morey; John R. Flores; Delores Wills.

HEARD AT PUBLIC HEARING.

Only one of the following two resolutions should be adopted.**991022 [MUNI Service, Line 56-Rutland]**

Resolution approving abandonment of a portion of the service on Line 56-Rutland; establishment of substitute service to Visitacion Valley Middle School. (Public Transportation Commission)

Resolution No. 605-99

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

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

991023 [MUNI Service, Line 56-Rutland]

Resolution disapproving abandonment of a portion of the service on Line 56-Rutland; establishment of substitute service to Visitacion Valley Middle School. (Public Transportation Commission)

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

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

SPECIAL ORDER 3:00 P.M.**991075 [Appeal, 40 States Street Subdivision Map]**

Hearing of persons interested in or objecting to the decision of the Public Works Director dated May 18, 1999, affirming approval of Tentative/Parcel Map to legalize the proposed subdivision of Lot 59 in Assessor's Block 2622, into a two lot subdivision at 40 States Street.

Barbara Moy, Department of Public Works Representative, and John Malamut, Deputy City Attorney, gave a brief report.

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

Speakers in support of the appeal: Michael Bern; Steve Williams.

Speakers in opposition: John Sanger; Ernie Selander.

HEARD AT PUBLIC HEARING.

Only one of the following two motions should be adopted.**991076 [Appeal, 40 States Street Subdivision Map]**

Motion approving decision of the Director of Public Works, approving Tentative Subdivision Map to legalize the proposed subdivision of Lot 59 in Assessor's Block 2622, into a two lot subdivision at 40 States Street. (Clerk of the Board)

Motion No. M99-67

APPROVED by the following vote:

Ayes: 9 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Newsom, Teng, Yaki

Noes: 2 - Leno, Yee

991077 [Appeal, 40 States Street Subdivision Map]

Motion disapproving decision of the Director of Public Works, approving Tentative Subdivision Map to legalize the proposed subdivision of Lot 59 in Assessor's Block 2622, into a two lot subdivision at 40 States Street. (Clerk of the Board)

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

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

991078 [Findings - 40 States Street]

Motion directing the Clerk of the Board to prepare findings relating to Tentative Subdivision Map to legalize the proposed subdivision of Lot 59 in Assessor's Block 2622, into a two lot subdivision at 40 States Street, for consideration by the Board at its next meeting. (Clerk of the Board)

Motion No. M99-68

APPROVED by the following vote:

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

COMMITTEE REPORTS

Recommendations of Rules Committee

990857 [Recreation and Park Fees]

Ordinance amending Park Code by adding Sections 12.08 approving fees for parking at the Kezar parking lot in Golden Gate Park. (Mayor)

(Adds Section 12.08.)

PASSED, ON FIRST READING by the following vote:

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

990803 [Kezar Parking Lot]

Supervisor Brown

Resolution authorizing and approving the management agreement by and between the City and County of San Francisco and U.S. Parking, Inc., for the "Kezar Parking Lot" located at Stanyan and Frederick Streets.

(Fiscal impact.)

Resolution No. 603-99

ADOPTED by the following vote:

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

991047 [Grant-State]
Supervisor Ammiano

Resolution authorizing the County Department of Agriculture to apply for and accept, retroactively, and expend a grant in the amount of \$127,392 from the State Department of Food and Agriculture for the performance of high-risk pest exclusion activities. (Agriculture, Weights and Measures)

Resolution No. 594-99

ADOPTED by the following vote:

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

990600 [Charter Amendment - MUNI]
Supervisors Newsom, Ammiano, Yaki, Kaufman, Katz, Becerril, Leno, Teng

Charter amendment (Fourth Draft) amending the Charter by adding a new Article VIII A, Sections 8A.100 through 8A.113, by repealing Sections 2.111 and 4.117 and subsequently repealing Section 4.116, by repealing and adopting a new Section 16.102, and by adopting performance measures for the Municipal Railway, to create a Municipal Transportation Agency to manage and operate the City's Municipal Railway and at a later date the Department of Parking and Traffic.

Supervisor Newsom moved to amend Section 8A.108(2) by replacing "8A.104" with "8A.103".

Supervisor Newsom, seconded by Supervisor Yaki, moved that this Charter Amendment be AMENDED. The motion carried by the following vote:

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

Supervisor Newsom moved to amend Section 16.102(3), after the word "traffic" by deleting the word "congestion"

Supervisor Newsom, seconded by Supervisor Yaki, moved that this Charter Amendment be AMENDED. The motion carried by the following vote:

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

Charter amendment (Fifth Draft) amending the Charter by adding a new Article VIII A, Sections 8A.100 through 8A.113, by repealing Sections 2.111 and 4.117 and subsequently repealing Section 4.116, by repealing and adopting a new Section 16.102, and by adopting performance measures for the Municipal Railway, to create a Municipal Transportation Agency to manage and operate the City's Municipal Railway and at a later date the Department of Parking and Traffic.

Supervisor Newsom, seconded by Supervisor Yaki, moved to waive the time fixed by Rule 2.33.7 in order to vote today on the question of submission. The motion carried by the following vote:

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

Fifth Draft.

ORDERED SUBMITTED by the following vote:

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

Noes: 1 - Bierman

PUBLIC COMMENT

Ernestine Weiss, oppose closure of Mt. Zion, increase Commission on Aging budget;
Leland Traiman, supports FDA guidelines on sperm donation;
Eula Walters, transfer Ferry Park site to Recreation and Park Department ;
Lloyd Schloegel, rebuild DeYoung Museum proposal;
Jakkee Bryson, Episcopal Sanctuary shelter report;
Robert O'Malley, drug abuse, living wage ordinance;
Eric Mills, animal welfare and public health safety;
Richard Hanlin, reset Chamber clock;
Michael Levin, oppose filming in Chamber.

Support requiring all Airport contractors to provide living wages: Joe Brenner, Bob Ulreich, Bharati Narumanchi.

Supporting Living Wage proposal: Richard Ow, Vernon Jenkins, Eddie, Loyd Scobee, Bruce Allison, Leon Chow, Alyse Ceirante.

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.

991159 [Final Map, Mission Bay]

Motion approving final map of Mission Bay, a 30 Lot Subdivision Project, being a merger and resubdivision of the following Assessor's Blocks and Lots (or portions thereof): 3795/03; 3795/04; 3795/06; 3796/01; 3796/02; 3796/05; 3797/03; 3797/07; 3797/10; 3797/11; 3798/01; 3798/03; 3804/02; 3804/04; 3804/05; 3805/01; 3806/12; 3809/07; 3810/07; 3813/01; 3819/03; 3822/02; 3822/03; 3832/03; 3835/02; 3837/01; 3838/01; 3838/02; 3838/03; 3839/01; 3839/02; 3840/01; 3840/02; 3840/03; 3841/01; 3841/03; 3849/01; 3850/01; 3850/01A; 3850/01B; 3850/02; 3851/01; 3852/01; 3852/02; 3853/01; 3880/01; 3892/01; 3942/02; 3942/03; 3942/04; 3943/06; 3944/04; 3948/01 and the following former streets (or portions thereof); Jewett Street; Fifth Street; Berry Street; King Street; Pennsylvania Avenue, Sixth Street; Fourth Street; Illinois Street; Alameda Street; Merrimac Street; El Dorado Street and Owens Street and adopting findings pursuant to Planning Code Section 101.1. (Department of Public Works)

(DPW Order No. 171,736; Planning Commission Resolution No. 14699 adopted September 17, 1998 at a special joint hearing with the Redevelopment Agency, establishing findings that the Mission Bay North and South Redevelopment Plans dated September 4, 1998, and the necessary actions described in said Resolution are consistent with the General Plan.)

Motion No. M99-69

APPROVED

991165 [School Resource Officer Program]
Supervisor Brown

Resolution supporting the San Francisco Police Department's School Resource Officer Program.

Resolution No. 607-99

ADOPTED

991179 [Support State funding for Adult Protective Services Program]
Supervisors Kaufman, Brown

Resolution supporting full funding of the State Adult Protective Services Program and urging Governor Gray Davis to approve the \$65 million approved by the Legislature in the 1999-2000 State Budget.

Supervisor Brown requested to be added as co-sponsor.

Resolution No. 597-99

ADOPTED

991180 [Create New Blood Donor Guidelines]
Supervisors Leno, Katz, Ammiano, Bierman

Resolution urging the U.S. Food and Drug Administration to create new blood donor guidelines to prevent discriminatory impact on gay men and to increase the nation's blood supply.

Resolution No. 608-99

ADOPTED

991182 [Funding for Census Outreach Activities]
Supervisors Teng, Bierman, Becerril, Brown

Resolution supporting next year's State budget for census outreach programs and urging Governor Gray Davis to support the provisions in the Senate and Assembly budgets setting aside \$24.7 million to fund census outreach activities aimed at increasing participation among communities that have been traditionally undercounted.

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

Resolution No. 598-99

ADOPTED

991184 [Rosemary Nelson]
Supervisors Becerril, Newsom, Bierman, Katz

Resolution condemning the circumstances surrounding the death of Rosemary Nelson and calling upon the governments of the United States, Great Britain and Ireland to move forward with an investigation into the death of Rosemary Nelson.

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

Resolution No. 609-99

ADOPTED

**991185 [State Legislation, SB 1111, Asthma]
Supervisors Becerril, Bierman, Newsom, Leno, Katz**

Resolution urging the California State Legislature and Governor Davis to approve State Senate Bill 1111 requiring the State Department of Health Services to establish a comprehensive assessment, intervention and evaluation program for the control of asthma.

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

Resolution No. 599-99

ADOPTED

**991186 [Commendation]
Supervisors Leno, Newsom, Kaufman, Bierman, Katz**

Resolution commending Timothy C. Wu upon his selection for the 1999-2000 White House Fellowship program.

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

Resolution No. 610-99

ADOPTED

**991187 [Commendation]
Supervisors Leno, Newsom, Bierman, Katz**

Resolution commending Daniel F. Feldman upon his selection for the 1999-2000 White House Fellowship program.

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

Resolution No. 611-99

ADOPTED

**991188 [Proclamation]
Supervisors Ammiano, Bierman, Leno, Katz**

Resolution proclaiming June as Lesbian Gay Bisexual Transgender Mental Health Awareness Month and commending Gaylesta for addressing and meeting the special mental health needs of the gay, lesbian, bisexual and transgender communities.

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

Resolution No. 600-99

ADOPTED

**991189 [Proclamation]
Supervisors Bierman, Katz**

Resolution designating June 21, 1999, "Angela Williams Day" in recognition of her 45 years of service to the mental health and AIDS communities.

Supervisor Katz requested to be added as co-sponsor.

Resolution No. 612-99

ADOPTED

991190 [Honoring Rosemary Nelson]
Supervisors Katz, Bierman

Resolution honoring Rosemary Nelson for her outstanding and courageous work on behalf of human rights for all and for peace in the North of Ireland.

Supervisor Bierman requested to be added as co-sponsor.

Resolution No. 613-99

ADOPTED

991191 [CSAC Challenge Award - Beacon Initiative]
Supervisors Ammiano, Leno, Brown, Katz, Bierman, Kaufman

Resolution authorizing the City and County of San Francisco to enter an application for the CSAC Challenge Awards program for 1999 based on the San Francisco Beacon Initiative.

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

Resolution No. 571-99

ADOPTED

991200 [Needle Exchange Emergency]
Supervisors Bierman, Teng, Ammiano, Yaki, Kaufman, Katz, Brown, Newsom, Yee, Leno, Becerril

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program.

Motion No. M99-71

APPROVED

991212 [Final Map, 190 7th Street]

Motion approving final map of 190 7th Street, a Live/Work Condominium Project being a subdivision of Lot 7 in Assessor's Block No. 3727, and adopting findings pursuant to Planning Code Section 101.1. (Department of Public Works)

(DPW Order No. 171,723.)

Motion No. M99-70

APPROVED

The foregoing items were acted upon by the following vote:

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

Severed From For Adoption Without Committee Reference Agenda

991181 [State Legislation, AB 1475, The Safe Routes to School]
Supervisors Leno, Bierman, Newsom, Becerril, Katz

Resolution urging the California State Legislature and Governor Davis to approve Assembly Bill 1475, The Safe Routes to School bill.

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

SEVERED FROM FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA.

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

Supervisor Leno requested this matter be continued to June 28, 1999.

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

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

991183 [Airport Contracts - Living Wage Ordinance]
Supervisors Ammiano, Bierman

Resolution urging the Airport Commission to require in all its contracts a provision in which the contractor agrees to comply with any living wage ordinance that is hereinafter enacted.

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

SEVERED FROM FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA.

Supervisor Kaufman requested this matter be referred to committee.

REFERRED to the Finance and Labor Committee.

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.

[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."

Supervisor Yaki, seconded by Supervisor Kaufman, moved ADOPTION of the serious injury finding. The motion carried by the following vote:

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

[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 Kaufman, moved ADOPTION of the commendatory finding. The motion carried by the following vote:

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

[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 Kaufman, moved ADOPTION of the Brown Act finding. The motion carried by the following vote:

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

Imperative Resolutions

991227 **[Commendation]**
Supervisor Katz

Resolution congratulating Pillsbury Madison & Sutro LLP on their 125th Anniversary.

Resolution No. 614-99

ADOPTED by the following vote:

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

**991228 [CSAC Challenge Awards, Child Care Facilities]
Supervisors Ammiano, Katz, Becerril, Bierman**

Resolution authorizing the City and County of San Francisco to enter an application for the 1999 CSAC Challenge Awards competition for the San Francisco Child Care Facilities Fund (CCFF).

Resolution No. 572-99

ADOPTED by the following vote:

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

OFF-CALENDAR LEGISLATION

Introduced by Supervisors or Mayor

Ordinances

**991244 [Authorizing funds for the installation of traffic signal at Eighth Avenue and Clement Street, a high-use intersection in the Inner Richmond commercial district; provide additional funds for Funston/Lincoln new traffic signal]
Supervisor Yaki**

Ordinance appropriating and certifying \$78,915 for capital improvement projects (new traffic signal-contract 51 and 52) to cover 10% overage as per Administrative Code Section 6.6 or Charter Section 9.113, providing for ratification of action previously taken, Department of Public Works, for Fiscal Year 1999-2000.

6/21/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.

**991245 [Contractor Employee Benefits; Contract Preferences]
Supervisors Katz, Ammiano, Leno, Yaki, Bierman, Kaufman**

Ordinance amending Administrative Code by adding Chapter 12.P, Sections 12.P.1 through 12.P.11, inclusive, to create preferences in the award of city contracts for contractors that provide certain benefits or certain monetary supplements to employees and to employees' spouses and domestic partners, to authorize the Human Rights Commission to certify businesses entitled to such preferences, and to require the Purchaser to submit annual reports concerning such preferences.

(Adds Chapter 12.P, Sections 12.P.1 through 12.P.11.)

6/21/99, ASSIGNED UNDER 30 DAY RULE to Finance and Labor Committee, expires on 7/21/1999.

991246 [Integrated Pest Management Ordinance]
Mayor

Ordinance amending Administrative Code (The Integrated Pest Management Ordinance) Sections 39.5 and 39.6 to transfer the duties of the Agricultural Commissioner to the Department of the Environment.

(Amends Sections 39.5 and 39.6.)

6/21/99, ASSIGNED UNDER 30 DAY RULE to Public Health and Environment Committee, expires on 7/21/1999.

Resolutions

991250 [China Basin Ballpark Off-site Parking Lease]
Supervisor Yaki

Resolution approving and authorizing a ground lease agreement between the City and County of San Francisco, as landlord, and China Basin Ballpark Company LLC ("CBBC") as tenant, concerning the lease of City-owned real property located within ballpark parking lots B and C at Third and Fourth Streets in Mission Bay South, for the construction and operation of interim surface parking lots to serve the new ballpark for the San Francisco Giants; approving, pursuant to Sections 23.6-1 and 6.63-1 of the Administrative Code, a credit against rent otherwise due and payable to the City in an amount equal to possessory interest taxes paid by CBBC with respect to the parking lease; adopting findings pursuant to the California Environmental Quality Act; adopting findings that the parking lease is consistent with the City's General Plan and Eight Priority Policies of Planning Code Section 101.1; adopting findings that the parking lease is consistent with the public trust; and ratifying prior acts.

6/21/99, RECEIVED AND ASSIGNED to Transportation and Land Use Committee. Request to consider at the July 13, 1999 meeting.

991251 [FAA Aircraft Noise Procedures]
Supervisor Yee

Resolution urging that the Federal Aviation Administration (FAA) not adopt any past, present or future aircraft procedures which will increase noise or shift noise and will adopt all past, present or future aircraft procedures which will decrease aircraft noise in the City and County of San Francisco.

6/21/99, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.

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

Resolution designating August 1, 1999 as the date the Cable Television Franchise Grantee (TCI) shall transfer management and control over the Public Access Channel to the San Francisco Community Television Corporation (SFCTC) and supporting sufficient funding for the public access program in the Department of Telecommunications and Information budget.

6/1/99, RECEIVED AND ASSIGNED to Public Utilities and Deregulation Committee.

991229 [Non-Discriminatory FDA Sperm Donation Guidelines]
Supervisors Leno, Ammiano, Katz, Bierman, Newsom

Resolution urging the U.S. Food and Drug Administrator not to enact guidelines that restrict gay and bisexual men from donating sperm.

6/21/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

991230 [Assembly Bill 600, Holocaust Victims Insurance Claims]
Supervisors Leno, Bierman, Kaufman, Katz, Ammiano, Teng, Newsom

Resolution urging the California State Legislature and Governor Davis to approve Assembly Bill 600 regarding insurance claims of Holocaust victims.

6/21/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

991231 [State Legalization of Industrial Hemp]
Supervisors Leno, Bierman

Resolution urging the California State Legislature to introduce and approve legislation to legalize the production of industrial hemp.

6/21/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

991232 [Condemning Arson of Synagogues]
Supervisors Leno, Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Newsom, Teng, Yaki, Yee

Resolution condemning the firebombing of Congregation B'nai Israel, Congregation Beth Shalom, and the Keneset Israel Torah Center.

6/21/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

991233 [HR 26 - Gun Show Moratorium]
Supervisors Yaki, Bierman, Ammiano, Teng, Katz, Leno

Resolution urging the California State Legislature to support House Resolution 26 requesting the Governor to issue an Executive Order placing a moratorium on all gun shows held on State property.

6/21/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

991234 [Condemning Bernal Heights Shooting]
Supervisors Ammiano, Bierman, Teng, Katz, Brown

Resolution condemning the shooting of Victor Fuente during an armed robbery attempt at the Wild Side West bar and further urging the San Francisco Police Department to fully investigate the shooting and further extending best wishes and a speedy recovery to Victor Fuente.

6/21/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

991235 [Biomedical Research]
Supervisors Bierman, Katz

Resolution supporting doubling the Federal budget for biomedical research.

6/21/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

991236 [Enhancing access to City Hall with the use of package scanners]
Supervisors Brown, Teng

Resolution urging the City Administrator, the City Hall Building Manager and the Sheriff's Department to consider the use of package scanners to accelerate the flow of visitors into City Hall.

6/21/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

991237 [Commendation]
Supervisors Leno, Bierman, Teng, Katz

Resolution commending President Clinton for proclaiming June 1999 as Gay and Lesbian Pride Month.

6/21/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

991238 [Commendation]
Supervisors Teng, Yaki, Katz, Brown, Becerril

Resolution commending Bank of America for their commitment in sponsoring San Francisco's first ever City Hall celebration of Asian Pacific Heritage Month and declaring June 21, 1999 to be "Bank of America Day" in San Francisco.

6/1/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

991239 [Commendation]
Supervisors Teng, Yaki, Bierman, Katz, Brown, Becerril

Resolution commending Chinese for Affirmative Action upon the occasion of their 30th Anniversary and declaring June 25, 1999, to be "Chinese for Affirmative Action Day" in San Francisco.

6/21/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

991240 [Commendation]
Supervisors Teng, Bierman, Yaki, Katz

Resolution commending Asian Improv Arts for their leadership in producing San Francisco's first ever City Hall celebration of Asian Pacific Heritage Month and declaring June 21, 1999 to be "Asian Improv Arts Day" in San Francisco.

6/21/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

991241 [Commendation]
Supervisors Yee, Teng, Katz

Resolution commending and congratulating Claudia C. Jeung on her years of dedication and service to and retirement from the San Francisco Unified School District.

6/21/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

991242 [Commendation]
Supervisors Ammiano, Bierman, Teng, Katz, Leno

Resolution commending the Jewish Community Federation for its assiduous work in building bridges between the American and Israeli queer communities and further commending Tel Aviv City Councilwoman Michal Eden, the only openly gay politician in the Middle East and further commending the State of Israel and the Israeli Supreme Court for enacting legislation upholding the Human Rights of lesbians and gays and further commending the Israeli community on the occasion of its second annual gay pride parade and celebration and further extending invitations to Michal Eden and other members of the Israeli queer community to visit San Francisco as official guests of the City and County of San Francisco.

6/21/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

991243 [Proclamation]
Supervisors Bierman, Yaki

Resolution designating August 17, 1999, Karl Kortum Day in San Francisco.

6/21/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

991253 [Commendation]
Supervisors Brown, Bierman, Teng, Becerril

Resolution commending the leadership of Mayor Willie Brown and Ronnie Davis for removing the San Francisco Housing Authority from the Housing and Urban Development's federal "troubled" list and for their commitment to improve the lives of public housing residents.

6/21/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

991254 [Commendation]
Supervisors Katz, Yaki

Resolution honoring Dr. Sidney Foster for his many years of dedication, vision and work on behalf of the City and County of San Francisco.

6/21/99, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Resolution No. 641-99

Requests for Hearing

981222 [Methadone Access Waiver]
Supervisor Newsom

Hearing to consider the status of the City's efforts to establish a methadone access waiver, to examine progress and to identify and formulate next steps.

7/20/98, RECEIVED AND ASSIGNED to Health, Family, and Environment Committee.

1/19/99, FILED PURSUANT TO RULE 5.37.

6/21/99, REACTIVATED PURSUANT TO RULE 5.25. Rule 5.22 is now Rule 5.25.

6/21/99, RECEIVED AND ASSIGNED to Public Health and Environment Committee.

991255 [Chronicle Publishing Company]
Supervisors Leno, Bierman

Hearing to determine the potential impact of the sale of all or parts of the Chronicle Publishing Company.

6/21/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.

**991256 [Public Sports Fields]
Supervisors Yaki, Katz, Bierman**

Hearing to consider the availability, safety and maintenance of San Francisco's public sports fields for its residents, particularly for the City's youth.

6/21/99, RECEIVED AND ASSIGNED to Parks and Recreation Committee.

**991257 [Special Events Financial and Physical Impact to City Hall]
Supervisor Yee**

Hearing to assess the impact, both financially and physically, renting out City Hall for special events; such as, Disney filming and the Black and White Ball, has on City Hall.

6/21/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.

**991258 [Damage to City Hall]
Supervisors Ammiano, Yaki**

Hearing to assess the damage caused by Walt Disney Corporation during a filming production and the protocol that film companies must abide by in order to insure that the pristine condition of City Hall is assiduously maintained.

6/21/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.

**991259 [Filming and Building Guidelines at City Hall]
Supervisor Yaki**

Hearing to consider City Hall filming guidelines and building security for public events.

6/21/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.

**991261 [Telephone Charges at City Jails]
Supervisor Brown**

Hearing to determine whether or not those incarcerated within the City's jails are paying an appropriate rate for collect telephone calls.

6/21/99, RECEIVED AND ASSIGNED to Housing and Social Policy Committee.

**991262 [Taxicab Services in the Bayview Hunters Point]
Supervisor Brown**

Hearing to consider the quality of taxicab service in the Bayview Hunters Point and the impact more taxi medallion holders will make on the quality of service in that area.

6/21/99, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.

Motions

991264 **[Board Off-site Meeting August 16, 1999 at Balboa High School]**
Supervisor Ammiano

Motion changing the date of the off site Board of Supervisors meeting at Balboa High School, located at 1000 Cayuga Street, at 6:00 p.m., from August 23, 1999 to August 16, 1999.

6/21/99, RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED ORDINANCES**Introduced by the President at the Request of Departments**

991162 **[Dian Hunter, et al. v. CCSF, et al.]**

Ordinance authorizing settlement of litigation of Dian Hunter against the City and County of San Francisco by payment of \$175,000. (City Attorney)

(S.F. Superior Court No. 993-245.)

6/16/99, RECEIVED AND ASSIGNED to Audit and Government Efficiency Committee.

Ordinance No. 207-99

991169 **[Linda Sue Herman v. CCSF, et al.]**

Ordinance authorizing settlement of litigation of Linda Sue Herman against the City and County of San Francisco by payment of \$182,000. (City Attorney)

(S.F. Superior Court No. 991-939.)

6/16/99, RECEIVED AND ASSIGNED to Audit and Government Efficiency Committee.

991170 **[Reatha Weaver v. CCSF. et al.]**

Ordinance authorizing settlement of litigation of Reatha Weaver against the City and County of San Francisco by payment of \$34,250. (City Attorney)

(S.F. Superior Court No. 995-176.)

6/16/99, RECEIVED AND ASSIGNED to Audit and Government Efficiency Committee.

- 991193** **[Street Vacation - Holland Court and a portion of Minna Street to accommodate the proposed expansion of the Moscone Convention Center Project with retail uses at 800-860 Howard St.]**
Ordinance ordering the vacation of the public street easement over Holland Court northwesterly of Howard Street between 4th Street and 5th Street and a portion of the south side of Minna Street between 4th Street and 5th Street, and adopting findings pursuant to Planning Code Section 101.1. (Real Estate Department)
- (Planning Commission Motion No. 14557 adopted March 12, 1998 affirming the decision to issue a Negative Declaration as prepared by the Planning Department; Planning Commission Resolution No. 14559 dated March 12, 1998 adopting findings of conformity with the General Plan; incorporating each and every finding contained in Motion No. 14458 authorizing the Project under Planning Code Section 309.)
6/11/99, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.
- 991202** **[Gospoden Stephanets v. CCSF, et al.]**
Ordinance authorizing settlement of litigation of Godospoden Stephanets against the City and County of San Francisco by payment of \$65,000. (City Attorney)
- (S.F. Superior Court No. 993-194.)
6/16/99, RECEIVED AND ASSIGNED to Audit and Government Efficiency Committee. 6/22/99 - Clerical correction, "Godospoden" to read "Gospoden" wherever it appears in the legislation.
- 991203** **[Gary Michael Gerdes, et al. v. CCSF, et al.]**
Ordinance authorizing settlement of litigation of Gary Michael Gerdes against the City and County of San Francisco by payment of \$60,000. (City Attorney)
- (S.F. Superior Court No. 995-672.)
6/16/99, RECEIVED AND ASSIGNED to Audit and Government Efficiency Committee.
- 991204** **[Leticia Hayashi, et al. v. CCSF, et al.]**
Ordinance authorizing settlement of litigation of Leticia Hayashi against the City and County of San Francisco by payment of \$87,500. (City Attorney)
- (S.F. Superior Court No. 991-291.)
6/16/99, RECEIVED AND ASSIGNED to Audit and Government Efficiency Committee.
- 991205** **[Settlement of Claim by City against WEBCOR]**
Ordinance authorizing settlement of claim of the City and County of San Francisco against WEBCOR Builders, for complete repair by WEBCOR of Fire Station No. 1, located at 676 Howard Street, plus the performance of \$385,050.89 in extra work by WEBCOR at the Fire Station. (City Attorney)
- 6/16/99, RECEIVED AND ASSIGNED to Audit and Government Efficiency Committee.
- 991211** **[Lanric Hyland, et al. v. Roy L. Wonder, et al.]**
Ordinance authorizing settlement of litigation of Lanric Hyland against Roy L. Wonder, et al., by payment of \$275,000.00 plus interest at ten percent (10%) after June 1, 1999. (City Attorney)
- (U.S. District Court No. C90-0646 WHO.)
6/16/99, RECEIVED AND ASSIGNED to Audit and Government Efficiency Committee.

- 991214 **[Emily Anicich v. CCSF]**
Ordinance authorizing settlement of litigation of Emily Anicich against the City and County of San Francisco by payment of \$130,000. (City Attorney)

(S.F. Superior Court 993-342.)
6/16/99, RECEIVED AND ASSIGNED to Audit and Government Efficiency Committee.

PROPOSED RESOLUTIONS

- 991168 **[Prop J Contract, Budget Analyst Services]**
Resolution concurring with the Controller's certification that Budget Analyst services can be practically performed by private contractor for lower cost than similar work services performed by City and County employees. (Clerk of the Board)
6/14/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.
- 991192 **[Street Vacation - Holland Court]**
Resolution declaring the intention of the Board of Supervisors to vacate Holland Court and a portion of Minna Street, and setting the hearing date for all persons interested in the proposed vacation. (Real Estate Department)

(Companion measure to Files 991193, 991194.)
6/11/99, RECEIVED AND ASSIGNED to Transportation and Land Use Committee.
- 991201 **[Settlement of Claim, Sharon Petty]**
Resolution approving the settlement of unlitigated claim of Sharon Petty by payment of \$50,000. (City Attorney)

(Unlitigated Claim No. 97C79-3.)
6/16/99, RECEIVED AND ASSIGNED to Audit and Government Efficiency Committee.
- 991206 **[Waiving Statute of Limitations with respect to payment of old, expired CCSF warrants to Steven G. Barton in the sum of \$24,034.67.]**
Resolution waiving the statute of limitations with respect to payment of certain warrants of the City and County of San Francisco, in the amount of \$24,034.67, a legal obligation of the City and County of San Francisco. (Controller)
6/16/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.

- 991207 **[License Agreement Amendment: City Park to increase rate from \$70 to \$80/parking space retroactive to April 1, 1999, for 41 vehicles for DHS.]**
Resolution authorizing an amendment to license agreement for a parking lot at Colusa Place and Colton Street, San Francisco for the Department of Human Services. (Real Estate Department)
6/16/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.
- 991208 **[Designating the San Francisco Examiner as Official Newspaper for fiscal year 1999-2000 (Type 1 Advertising, must publish at least 5 consecutive days a week)]**
Resolution designating the San Francisco Examiner to be official newspaper of the City and County of San Francisco for specified categories of advertising, commencing July 1, 1999. (Purchaser)
6/16/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.
- 991209 **[Designating the San Francisco Independent as Official Newspaper for fiscal year 1999-2000 (Type 2 Advertising, must publish at least 3 nonconsecutive days a week)]**
Resolution designating the San Francisco Independent to be official newspaper of the City and County of San Francisco for specified categories of advertising, commencing July 1, 1999. (Purchaser)
6/16/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.
- 991210 **[Outreach Newspapers for fiscal year 1999-2000]**
Resolution designating the Bay View Inc., the Sun Reporter and the Small Business Exchange to be outreach newspapers of the City and County of San Francisco for the African-American community; designating the China Press, the Sing-Tao Daily News, and the World Journal to be outreach newspapers of the City and County of San Francisco for the Chinese community; designating the El Latino and the El Reporter (The Reporter) to be outreach newspapers of the City and County of San Francisco for the Hispanic Community; designating the Philippine Guardian as the outreach newspaper of the City and County of San Francisco for the Philippine community; designating the Korean Times as the outreach newspaper of the City and County of San Francisco for the Korean community; designating the Hokubei Mainuchi as the outreach newspaper of the City and County of San Francisco for the Japanese community; designating the San Francisco Bay Times and the Bay Area Reporter as the outreach newspapers for the Lesbian/Gay/Bisexual community, commencing on July 1, 1999. (Purchaser)
6/16/99, RECEIVED AND ASSIGNED to Finance and Labor Committee.

Requests Granted

By Supervisors Leno, Bierman, that letter of inquiry be sent to the Director, Department of Parking and Traffic, requesting report detailing the number and location of intersections with Stop lights that do not have "Walk-Don't Walk" signals, specifying those intersections near parks and recreation centers, hospitals, schools, churches and community centers.

By Supervisor Becerril, that letter be sent to all departments concerning surplus materials, equipment, property and other surplus items in the department's possession. The Supervisor inquires as to departmental policy related to the disposal of these surplus items.

By Supervisor Becerril, that letter of inquiry be sent to the Director, Department of Administrative Services, regarding the financials related to estate sales and auctions conducted and/or contracted by the Public Administrator/Public Guardian.

By Supervisor Brown, that letters be sent to the Director, Department of Human Services and Police Chief about the feasibility of taking regular counts of people who appear to be homeless in San Francisco's streets and parks.

By Supervisor Ammiano, that letters be sent to Director of Administrative Services, the City Hall Building Manager and the Walt Disney Corporation notifying them that a hearing has been called to assess the damage caused by Walt Disney Corporation during a filming production at City Hall and that they will be notified when the hearing is scheduled before the Finance and Labor Committee.

In Memoriams

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

Yusef Khouja (By the entire Board)

William H. Dunn (Supervisor Bierman)

DeForest Kelley (Supervisor Yaki)

ADJOURNMENT

There being no further business, the Board at the hour of 5:07 p.m. adjourned.

Gloria L. Young, Clerk

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on August 9, 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

