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Board of Supervisors

City and County of San Francisco

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

City Seal



## AGENDA

Monday, September 28, 1998

2:00 PM

Regular Meeting

BARBARA KAUFMAN, PRESIDENT  
TOM AMMIANO, SUE BIERMAN, AMOS BROWN, LESLIE KATZ,  
MARK LENO, JOSE MEDINA, GAVIN NEWSOM, MABEL TENG,  
MICHAEL YAKI, LELAND Y. YEE

Gloria L. Young, Clerk of the Board

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ROLL CALL AND PLEDGE OF ALLEGIANCE

APPROVAL OF MEETING MINUTES

COMMUNICATIONS

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 47

#### Recommendations of the Finance Committee

Present: Supervisors Teng, Kaufman, Newsom

1. 981404 [Tax Rate Setting, CCSF, FY 1998-1999]

Ordinance providing revenue and levying taxes for City and County purposes for the fiscal year ending June 30, 1999. (Controller)

9/22/1998, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

2. 981405 [Tax Rate Setting, SFUSD, FY 1998-1999]

Ordinance providing revenue and levying taxes for San Francisco Unified School District purposes for the fiscal year ending June 30, 1999. (Controller)

(Fiscal Impact.)

9/22/1998, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

3. 981406 [Tax Rate Setting, SF Community College, FY 1998-1999]

Ordinance providing revenue and levying taxes for San Francisco Community College District purposes for the fiscal year ending June 30, 1999. (Controller)

(Fiscal impact.)

9/22/1998, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

4. 981407 [Appropriation, Art Commission]

Ordinance amending the Annual Appropriation Ordinance for fiscal year 1998-1999, File Number 98-0850, Ordinance Number 242-98, to meet the requirements of the Art Commission pursuant to Charter Section 16.106. RO #98017. (Controller)

(Fiscal impact.)

9/22/1998, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

5. 981424 [Equipment Lease, Series 1998A Bonds]

Ordinance approving the form of and authorizing execution and delivery by the City and County of San Francisco of an amended and restated Equipment Lease and an Equipment Lease Supplement No. 7 each between the City and County of San Francisco Finance Corporation, as lessor, and the City and County of San Francisco as lessee, with respect to equipment to be used for City purposes, a related certificate of approval and a continuing disclosure certificate; approving the issuance of Lease Revenue Bonds by said nonprofit corporation in an amount not to exceed \$11,500,000; providing for reimbursement to the City of certain City expenditures incurred prior to the issuance of Lease Revenue Bonds; and providing for the execution of documents in connection therewith and ratifying previous actions taken in connection therewith. (Mayor)

9/22/1998, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Present: Supervisors Teng, Newsom

6. 981482 [Appropriation, Sheriff Department]

Ordinance appropriating \$240,272, Sheriff Department, of Public Protection Revenue Special Fund for the purchase of computer hardware software and a fax machine, for fiscal year 1998-1999. (Controller)

(Fiscal Impact.)

Question: Shall this Ordinance be FINALLY PASSED?

7. 981483 [Appropriation, Department of Public Works]

Ordinance appropriating \$2,887,609, Department of Public Works, of Realty Trust Funds to reimburse the San Francisco County Transportation Authority for funds used to purchase the Rincon Park portion of the Marine Terminals Corporation parcel, and for the construction of the Mid-Embarcadero surface roadway, and for street improvement projects, for fiscal year 1998-1999. (Controller)

(Fiscal Impact.)

Question: Shall this Ordinance be FINALLY PASSED?

8. 981419 [Lease of Property, San Francisco General Hospital]

Resolution authorizing the expansion and extension of an existing lease of real property at San Francisco General Hospital with the University of California Regents. (Real Estate Department)

Question: Shall this Resolution be ADOPTED?

9. 981423 [Airport Lease Agreement, Federal Aviation Administration]

Resolution approving lease agreement for Low Level Windshear Alert System between the United States of America and the City and County of San Francisco, acting by and through its Airport Commission; effective retroactive to July 1, 1998. (Airport Commission)

Question: Shall this Resolution be ADOPTED?

10. 981461 [Prop J Contract, Janitorial Services]

Resolution concurring with the Controller's certification that janitorial services can be practically performed at the Permit Center at 1660 Mission Street and at 25 Van Ness by private contractor for lower cost than similar work services performed by City and County employees. (Real Estate Department)

Question: Shall this Resolution be ADOPTED?

11. 981462 [Prop J Contract, Security Services]

Resolution concurring with the Controller's certification that security services can be practically performed at the Permit Center at 1660 Mission Street and at 25 Van Ness by private contractor for lower cost than similar work services performed by City and County employees. (Real Estate Department)

Question: Shall this Resolution be ADOPTED?

12. 981476 [Prop. J Contract, Paratransit Services]

Resolution concurring with the Controller's certification that paratransit services for the Public Transportation Commission can be practically performed by a private contractor at a lower cost than by City and County employees. (Public Transportation Commission)

Question: Shall this Resolution be ADOPTED?

Recommendations of the Economic Development, Transportation, and Technology Committee

Present: Supervisors Yaki, Katz, Leno

13. 981334 [Landmark, Carmel Fallon Building]

Supervisors Katz, Leno, Ammiano, Bierman, Yaki, Newsom, Kaufman

Ordinance designating 1800 Market Street, The Carmel Fallon Building, as Landmark No. 223 pursuant to Article 10 of the Planning Code.

(Approved by Planning Commission Resolution No. 14658)

9/22/1998, PASSED ON FIRST READING. Supervisor Kaufman requested to be added as co-sponsor.

Question: Shall this Ordinance be FINALLY PASSED?

14. 980702 [Moderate-Scale Neighborhood Commercial District]

Supervisors Katz, Leno, Ammiano, Bierman, Kaufman, Yaki, Newsom

Ordinance amending Planning Code by adding a special provision to Section 712.38 and amending the associated chart set forth in Section 712 to authorize the change in occupancy of a vacant residential use to an other institution, large, use operated by a non-profit corporation on the third floor and above of buildings in the moderate-scale neighborhood commercial district as a conditional use under certain specified circumstances; adopting findings pursuant to Section 101.1.

(Approved by Planning Commission Resolution No. 14659. General Rule exclusion from environmental review. Companion measure to File 981334.)

9/22/1998, PASSED ON FIRST READING. Supervisor Kaufman requested to be added as co-sponsor.

Question: Shall this Ordinance be FINALLY PASSED?

Present: Supervisors Yaki, Leno

15. 981412 [Museums]

Ordinance amending Administrative Code by amending Chapter 28, Article 1, to provide that the Asian Art Museum and the San Francisco Airport museums may sell, exchange or transfer works of art or other articles under certain circumstances. (Airport Commission)

(Amends Chapter 28, Article 1.)

9/22/1998, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Present: Supervisors Yaki, Katz, Leno

16. 981485 [General Plan Amendment, South of Market Area Plan]

Ordinance approving amendments to the South of Market Area Plan of the General Plan of the City and County of San Francisco; adopting findings pursuant to Planning Code Section 101.1. (City Attorney)

(Approved by Planning Commission Resolution No. 14683. Companion measure to Files 981203, 981484.)

9/22/1998, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

17. 981203 [Zoning Map Amendment-Brannan Street/Fourth Street]

Supervisor Katz

Ordinance amending the Zoning Map of the City and County of San Francisco for property within a portion of Assessor's Block 3787, which block is bounded by Fourth Street, Brannan Street, Third Street, and Townsend Street, to change the height and bulk district classification from a 50-X to a 65-X Height and Bulk District, and adopting findings pursuant to Planning Code Section 101.1.

(Approved by Planning Commission Resolution No. 14684. Companion measure to Files 981484, 981485.)

9/22/1998, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

18. 981039 [Paratransit]

Supervisor Newsom

Ordinance amending Police Code by adding Section 1147.8, requiring all taxicab color schemes to participate in the City's Paratransit Program.

(Add Section 1147.8.)

9/22/1998, PASSED ON FIRST READING.

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Question: Shall this Ordinance be FINALLY PASSED?

## Recommendations of the Housing and Neighborhood Services Committee

Supervisors Medina, Yee, Leno

### 19. 981230 [Traffic Regulations, Telegraph Hill Boulevard]

Resolution establishing a mid-block crossing at the following location: Telegraph Hill Boulevard, at east end of Kearny Street steps, stopping Telegraph Hill Boulevard at mid-block crosswalk. (Parking and Traffic Department)

Question: Shall this Resolution be ADOPTED?

### 20. 981231 [Stop Regulations, Telegraph Hill Boulevard]

Resolution designating the following as mid-block "STOP" location: Telegraph Hill Boulevard, at east end of Kearny Steps, crossing Telegraph Hill Boulevard. (Parking and Traffic Department)

Question: Shall this Resolution be ADOPTED?

### 21. 981331 [Grant - Federal]

Resolution authorizing the San Francisco Trial Courts (Juvenile Unit) to retroactively apply for, accept and expend grant funding in the amount of \$400,000 from the Office of Justice Programs to underwrite the cost of the San Francisco Drug Court Program Implementation for the period September 1, 1998 to June 30, 2000.

Question: Shall this Resolution be ADOPTED?

### 22. 981416 [Grant, Major Narcotic Vendors Prosecution Program]

Resolution authorizing retroactively the District Attorney of the City and County of San Francisco to apply for, accept, and expend funds made available through the Office of Criminal Justice Planning for a project entitled "San Francisco District Attorney's Office Major Narcotic Vendors Prosecution Program", and waiving indirect costs due to funding constraints. (District Attorney)

Question: Shall this Resolution be ADOPTED?

### 23. 981463 [Stop Intersections]

Resolution designating certain intersections as "STOP" intersections:

#### STOP SIGNS-ESTABLISH

15th and Harrison Streets, northwest and southeast corners, stopping Harrison Street (makes this an all-way Stop)

23rd Avenue and Judah Street, northeast and southwest corners, stopping Judah Street (makes this an all-way Stop)

30th and Taraval Streets, northeast and southwest corners, stopping Taraval Street (makes this an all-way Stop)

Arleta and Alpha Streets, northeast and southwest corners, stopping Arleta Street (makes this an all-way Stop)

Clay and Maples Streets, northeast and southwest corners, stopping Clay Street (makes this an all-way Stop)

Haight and Pierce Streets, northeast and southwest corners, stopping Haight Street (makes this an all-way Stop)

Maple and Sacramento Streets, northeast and southwest corners, stopping Sacramento Street (makes this

an all-way Stop) (Parking and Traffic Department)

Question: Shall this Resolution be ADOPTED?

24. 981464 [Parking Regulations, Various Locations]

Resolution enacting and rescinding parking regulations at various locations:

**DIAGONAL (45-DEGREE ANGLE) PARKING - ESTABLISH**

Portola Drive east frontage road, both sides, between O'Shaughnessy Boulevard and Fowler Avenue

**Perpendicular (90-Degree Angles) Parking - Establish**

Portola Drive East frontage road, both sides, between Fowler Avenue and Evelyn Way

15h Street, north side, between Harrison Street and Treat Avenue

**NO PARKING ANYTIME-RESCIND**

**TOW-AWAY, NO PARKING ANYTIME-ESTABLISH**

Rhode Island Street, west side, from 16th Street to 80 feet southerly (80-foot zone)

Rhode Island Street, west side, from 160 feet to 230 feet south of 16th Street (70-foot zone)

Residential Permit Parking Area "S" (2-Hour Time Limit, 8 A.M. - 9 P.M.

Monday through Friday) - Establish

Museum Way, south side, from Roosevelt Way to south terminus (unit block)

Oak Street, both sides, between Webster and Buchanan Streets (500 block)

**RESIDENTIAL PERMIT PARKING AREA "W" (1-HOUR TIME LIMIT, 8 A.M. - 6 P.M.**

**MONDAY THROUGH FRIDAY) - ESTABLISH**

23rd Street, both sides, between Potrero Avenue and Hampshire Street (eastern portion of 2700 block, #2700 through #2749) NOTE: Residential permit parking signs shall not be installed on this portion of 23rd Street)

**TOW-AWAY, NO PARKING ANYTIME - ESTABLISH**

Brant Alley, both sides, from Greenwich Street to the south/east terminus

Campton Place, north side, from 88 feet to 100 feet east of Stockton Street (12-foot zone) (Parking and Traffic Department)

Question: Shall this Resolution be ADOPTED?

25. 981465 [Traffic Regulations, Various Streets]

Resolution enacting and rescinding traffic regulations on various streets:

**BICYCLE LANES - ESTABLISH**

6th Avenue, west side (southbound only), between Hugo and Kirkham Streets

Stockton Tunnel, east side (northbound only), between Sacramento and Sutter Streets

**PART-TIME BICYCLE LANE, 7 A.M. - 6 P.M., MONDAY THROUGH FRIDAY, AND 9 A.M. - 6 P.M., SATURDAY AND SUNDAY - ESTABLISH**

Cesar Chavez Street, south side (eastbound), between York and Hampshire Streets

Tow-Away, No Stopping, 7 A.M. - 6 P.M., Monday through Friday, and 9 A.M. - 6 P.M., Saturday and Sunday - Establish

Cesar Chavez Street, south side, between York and Hampshire Streets

**ONE-WAY STREET - ESTABLISH**

Portola Drive east frontage road, northbound, between O'Shaughnessy Boulevard and Fowler Avenue

**TOW-AWAY, NO STOPPING, 3 P.M., - 6 P.M., MONDAY THROUGH FRIDAY - RESCIND**

TOW-AWAY, NO STOPPING, 3 P.M. - 7 P.M., MONDAY THROUGH FRIDAY - ESTABLISH  
California Street, north side, between Sansome and Montgomery Streets (changes in effective hours only)  
Kearny Street, east side, between California and Clay Streets (change in effective hours only)

TOW-AWAY, NO STOPPING, 7 A.M. - 6 P.M., MONDAY THROUGH FRIDAY - RESCIND  
TOW-AWAY, NO STOPPING, 7 A.M. - 7 P.M., MONDAY THROUGH FRIDAY - ESTABLISH  
Kearny Street, east side, from Post Street to a point 103 feet south of California Street (change in effective hours only)

TOW-AWAY, NO STOPPING, 7 A.M. - 6 P.M., MONDAY THROUGH FRIDAY - RESCIND  
Pine Street, south side, between front and Montgomery Streets

TOW-AWAY, NO STOPPING, 7 A.M. - 7 P.M., MONDAY THROUGH FRIDAY - ESTABLISH  
Pine Street, south side, from Montgomery Street to 160 feet easterly (160-foot zone)

TOW-AWAY, NO STOPPING 3 P.M. - 7 P.M., MONDAY THROUGH FRIDAY - ESTABLISH  
Pine Street, south side, from Front Street to a point 160 feet east of Montgomery Street (Parking and Traffic Department)

Question: Shall this Resolution be ADOPTED?

#### Recommendations of the Rules Committee

Present: Supervisors Ammiano, Brown

#### 26. 981408 [Jeremiah S. Levy, v. CCSF]

Ordinance authorizing settlement of litigation of Jeremiah S. Levy against the City and County of San Francisco by payment of \$135,000. (City Attorney)  
(Superior Court No. 989-825.)

Question: Shall this Ordinance be FINALLY PASSED?

#### 27. 981409 [Crispina Luppino, et al. v. CCSF, et al.]

Ordinance authorizing settlement of litigation of Crispina Luppino against the City and County of San Francisco by payment of \$40,000. (City Attorney)  
(Superior Court No. 983-774.)

Question: Shall this Ordinance be FINALLY PASSED?

#### 28. 981410 [Nancy Nau-Olson v. CCSF]

Ordinance authorizing settlement of litigation of Nancy Nau-Olson against the City and County of San Francisco by payment of \$35,000. (City Attorney)  
(Superior Court No. 988-257.)

Question: Shall this Ordinance be FINALLY PASSED?

#### 29. 981411 [Cynthia Lewis, et al., v. CCSF, et al.]

Ordinance authorizing settlement of litigation of Cynthia Lewis against the City and County of San



Francisco by payment of \$70,000. (City Attorney)  
(Superior Court No. 984-918.)

Question: Shall this Ordinance be FINALLY PASSED?

30. 981422 [Long v. San Francisco Fire Department]

Ordinance authorizing settlement of litigation entitled Long v. San Francisco Fire Department by payment of Forty-Seven Thousand Dollars (\$47,000). (City Attorney)  
(U.S. District Court Case No. C97-4421 (CAL).)

Question: Shall this Ordinance be FINALLY PASSED?

31. 981470 [Yee v. CCSF, and Consolidated Actions]

Ordinance authorizing the City to release, discharge, defend and indemnify cross-defendants A. Ruiz Construction company ("Ruiz"), Haley and Aldrich ("Haley"), EPC Consultants, Inc. ("EPC"), and Underground Construction Managers ("UNDERGROUND"), as consideration for the approved \$7,816,666 settlement payment to the City in the consolidated actions entitled Yee v. City and County of San Francisco and Consolidated actions. (City Attorney)  
(Companion measure to File 981237; Superior Court No. 980-740.)

Question: Shall this Ordinance be FINALLY PASSED?

32. 981474 [Hankston, et al. v. CCSF, et al.]

Ordinance authorizing settlement of litigation of William C. Hankston, Sr., et al. against the City and County of San Francisco by payment of \$110,000. (City Attorney)  
(U.S. District Court No. C96-2330.)

Question: Shall this Ordinance be FINALLY PASSED?

33. 981023 [Appointments]

Resolution appointing member to the Shopping Cart Task Force. (Rules Committee)  
(Appointing Edward Evans, Seat 5, must represent Senior Disabled Community), term to expire October 28, 1998.)

Question: Shall this Resolution be ADOPTED?

34. 981024 [Appointment]

Resolution appointing members to the Lesbian, Gay, Bisexual, Transgender, Queer and Questioning Youth Task Force. (Rules Committee)  
(Appointing Michelle Tactay, Seat No. 12; Michael Johnson, Seat No. 13;  
Gigi Otalvaro-Hormillosa, Seat No. 14; for new one year terms ending June 30, 1999.)

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Question: Shall this Resolution be ADOPTED?

Present: Supervisors Ammiano, Yee, Brown

35. 981076 [Appointments]

Resolution appointing members to the Sunshine Ordinance Task Force. (Rules Committee)

(Appointment of Angela Armstrong to succeed Amelia-Ashley-Ward, Seat No. 9, must be member of public experience in consumer advocacy, unexpired portion of a two-year term ending April 27, 2000; Appointment of Hilda Bernstein to succeed Timothy Taylor, Seat No. 13, must be member of public with interest/experience in local government, unexpired portion of a two-year term ending April 27, 2000.)

Question: Shall this Resolution be ADOPTED?

Present: Supervisors Ammiano, Brown

36. 981246 [Gift Acceptance]

Resolution authorizing the San Francisco Police Department to accept the gift of a cargo and vehicle tracking system valued at approximately \$15,000. (Police Commission)

Question: Shall this Resolution be ADOPTED?

37. 981421 [Tolling Agreement with Irrigation Districts]

Resolution approving tolling agreement with Modesto and Turlock Irrigation Districts. (City Attorney)

Question: Shall this Resolution be ADOPTED?

38. 981468 [Appointments]

Resolution appointing members to the Bicycle Advisory Committee. (Rules Committee)

(Appointing Daniel Seltzer to succeed Erika Bischoff, Seat No. 4, must represent bicycle organization, unexpired portion of a three-year term ending December 31, 1999; Larry Arndt to succeed Dylan Retler, Seat No. 10, must be a bicyclist at large, resigned, unexpired portion of a three-year term ending December 31, 1998.)

Question: Shall this Resolution be ADOPTED?

39. 981480 [Settlement of Grievance]

Ordinance authorizing settlement of the grievance of Andrew Stelman filed pursuant to the Memoranda of Understanding between the International Federation of Professional and Technical Engineers, Local 21, AFL-CIO, and the City and County of San Francisco in the amount of \$35,000. (Human Resources Department)

Question: Shall this Ordinance be FINALLY PASSED?

40. 981487 [Appointments]

Resolution appointing member to the Lead Poisoning Prevention Citizens Advisory Committee. (Rules Committee)

(Appointing Sandra Cattillo to succeed Memo Tabuso, Seat No. 3, must represent a tenant organization, unexpired portion of four-year term ending August 20, 1999.)

Question: Shall this Resolution be ADOPTED?

41. 981587 [Appointment]

Resolution appointing member to the Advisory Council to the Commission on the Aging. (Clerk of the Board)

(Appointment of Lincoln Yee to succeed Lena Leong, Seat 5, must be nominee of Supervisor Yee, new two year term ending March 31, 2000. See File 980420 for remaining seats.)

Question: Shall this Resolution be ADOPTED?

42. 981588 [Appointment]

Resolution appointing members to the Lead Poisoning Prevention Citizens Advisory Committee; and making findings waiving residency requirement. (Rules Committee)

(Appointment of Maggie Davis-Badger to succeed Maggie LaRue (Seat 7-must represent Mayor's Office of Housing and child care, new four year term ending August 20, 2001;  
James Threat to succeed himself (Seat 8-must represent Recreation and Park Department), new four year term ending August 20, 2001.)

.(Maggie Davis-Badger, succeeding Maggie LaRue, Seat No. 7, must represent the Mayor's Office of Housing and Child Care;

James Threat, succeeding himself, Seat No. 8, must represent the Recreation and Park Department.)

Question: Shall this Resolution be ADOPTED?

43. 981589 [Appointment]

Resolution appointing members to the Lead Poisoning Prevention Citizens Advisory Committee. (Rules Committee)

(Appointing Karen Ho to succeed Lynn Barbaree, Seat No. 1, must have expertise in child care, unexpired portion of term ending August 20, 1999.)

.(Karen Ho, succeeding Lynn Barbaree, Seat No. 1, must have expertise in child care, resigned, for unexpired portion of term ending August 20, 1999.:

Question: Shall this Resolution be ADOPTED?

44. 981590 [Appointment]

Resolution appointing members to the Mental Health Board.

(Toye Moses, Ph.D, MPH, succeeding himself, Seat No. 15, must be health professional;

Brian Peagler, succeeding Lois A. Jones, Seat No. 14, must be family member.) (Rules Committee)

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Question: Shall this Resolution be ADOPTED?

45. 981591 [Appointment]

Resolution nominating member to the Citizens Advisory Committee on Elections for appointment by the

Mayor. (Rules Committee)

(Appointing Ollie Bryant, Jr. to succeed Peter Nardoza, Seat No. 1, new four year term ending May 15, 2002.)

Question: Shall this Resolution be ADOPTED?

46. 981592 [Appointment]

Resolution appointing members to the City-Wide Alcoholism Advisory Board. (Rules Committee)

(Appointment of George Velasquez to succeed Damun Gracenin, PhD., Seat No. 9, must have professional research or personal interest in alcoholism, new two year term ending July 1, 2001; Stuart Smith, succeeding Marilyn Schrick, Seat No. 8, must have professional research or personal interest in alcoholism, new two year term ending July 1, 2001.)

Question: Shall this Resolution be ADOPTED?

47. 981593 [Appointment]

Resolution appointing member to the Park and Open Space Advisory Committee. (Rules Committee)

(Appointing Michelle Stratton to succeed Nan McGuire, Seat No. 12, must be nominee of Supervisor Yaki, new two-year term ending July 15, 2000.

Question: Shall this Resolution be ADOPTED?

## REGULAR AGENDA

## UNFINISHED BUSINESS

### Recommendations of Economic Development, Transportation and Technology Committee

Present: Supervisors Yaki, Katz, Leno

48. 980612 [MBE/WBE/LBE Utilization Ordinance - IV]                      Supervisors Brown, Katz, Teng, Medina, Bierman
- Ordinance amending Administrative Code by adding Sections 12D.A.1 through 12.D.A.21 to establish a new MBE/WBE/LBE ordinance (1) to remedy identified discrimination against certain prime contractor MBE/ WBES in the City's procurement process and to eliminate the competitive disadvantage prime contractor LBES labor under in the City's procurement process and (2) to require city contracting departments to implement MBE/WBE program mandating prime contractors to use good faith efforts to use MBE/WBES when there are subcontracting opportunities in public works and professional service contracts.

(Adds Sections 12D.A. 1 through 12.D.A.21.)

9/22/1998, AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE. Supervisor Yaki presented an amendment of the whole (technical amendments).

9/22/1998, AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.

9/22/1998, PASSED ON FIRST READING AS AMENDED. The roll was then called on the pending

ordinance.

Question: Shall this Ordinance be FINALLY PASSED?

Present: Supervisors Katz, Leno

49. 980804 [Skate Transit Pilot Program]

Supervisors Ammiano, Bierman, Yee

Ordinance amending Traffic Code Section 100 to revise provisions regulating the use of roller skates and by adding Sections 100.1 to 100.6, inclusive, to regulate the use of roller skates and in-line skates on certain roadways and sidewalks; providing for sunset provision (expires December 31, 1999).

(Amend Section 100; Add Sections 100.1 to 100.6 inclusive.)

9/22/1998, AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE. Supervisor Ammiano presented an amendment of the whole.

9/22/1998, PASSED ON FIRST READING AS AMENDED. Supervisor Yee requested to be added as co-sponsor.

Question: Shall this Ordinance be FINALLY PASSED?

NEW BUSINESS

Recommendations of the Finance Committee

Present: Supervisors Teng, Newsom

50. 980140 [Appropriation, Department of Public Health]

Supervisors Teng, Newsom

Ordinance appropriating \$1,500,000, Department of Public Health-Community Health Service, from Community Health Service Tobacco Settlement Revenue, to fund for health education, promotion and enforcement programs to discourage smoking among minors, and for the creation of 2.1 new positions for fiscal year 1998-1999; placing \$553,405 on reserve. (Controller)

(Fiscal impact; Companion measure to File 980141.)

Question: Shall this Ordinance be FINALLY PASSED?

51. 980141 [Annual Salary Ordinance, Dept. of Public Health]

Supervisors Teng, Newsom

Ordinance amending Annual Salary Ordinance No. 243-98 (Annual Salary Ordinance, 1998-1999), Department of Public Health-Community Health Service, reflecting the creation of 2.1 new positions (Class 2822 Health Educator and Class 1426 Senior Clerk Typist); companion measure to File 980140. (Human Resources Department)

Question: Shall this Ordinance be FINALLY PASSED?

52. 981176 [Settlement of Grievance, Fariba Mahmoudi]

Ordinance authorizing settlement of the pay grievance of Fariba Mahmoudi filed pursuant to the Memorandum of Understanding between the International Federation of Professional and Technical

Engineers, Local 21, AFL-CIO, and the City and County of San Francisco in the amount of Fifteen Thousand Seven Hundred Forty-Eight Dollars and Sixty-Six Cents (\$15,748.66). (Human Resources Department)

Question: Shall this Ordinance be FINALLY PASSED?

53. 981472 [Real Estate Purchase and Renovation]

Supervisors Teng, Newsom

Resolution authorizing the purchase of real property at 301 Eddy Street (Assessor's Block 338, Lot 23) for the San Francisco Police Department and adopting findings under the California Environmental Quality Act and findings pursuant to Planning Code Section 101.1. (Police Commission)

Question: Shall this Resolution be ADOPTED?

54. 981541 [Tax Rate Pass Through]

Resolution establishing tax rate pass through amount for residential tenants pursuant to Chapter 37 of the San Francisco Administrative Code (Residential Rent Stabilization). (Controller)

Question: Shall this Resolution be ADOPTED?

Recommendations of the Housing and Neighborhood Services Committee

Present: Supervisors Medina, Yee, Leno

55. 981253 [Liquor License Transfer, 2111-15 Hayes Street]

Resolution determining that the transfer of a Type 21, off-sale beer and wine alcoholic beverage control license from 1201 Taraval to Diane Dasovic located at 2111-15 Hayes Street, will serve the convenience of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code; with conditions.

Question: Shall this Resolution be ADOPTED?

Present: Supervisors Yee, Leno

56. 981330 [Liquor License, 507 Howard Street]

Resolution determining that the issuance of a Type 20 off-sale beer and wine alcoholic beverage control license to Josh Dickman for GourmetMarket.com, located at 507 Howard Street, will serve the convenience of the people of the City and County of San Francisco in accordance with Section 23958.4 of the California Business and Professions Code; with a condition.

Question: Shall this Resolution be ADOPTED?

57. 981401 [Liquor License, 710 Polk Street]

Resolution determining that the issuance of a Type 40, on-sale beer alcoholic beverage license to Ty Thi Luu-Nguyen, dba VY-VY Sandwich/Deli Shop, located at 710 Polk Street, will serve the convenience of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code.

Question: Shall this Resolution be ADOPTED?

## Recommendations of the Rules Committee

Present: Supervisors Ammiano, Brown

### 58. 981380 [Annual Report]

Supervisor Kaufman

Ordinance amending Administrative Code by adding Section 1.56 implementing Charter Section 4.103 by requiring every board or commission to prepare an annual report as part of its annual statement of purpose under Charter Section 4.102(2).

Question: Shall this Ordinance be FINALLY PASSED?

SPECIAL ORDER 3:00 P.M.

### 59. 981325 [Appeal, 720-50 York and 2800 20th Streets]

Hearing of persons interested in or objecting to the decision of the Public Works Director, by its letter dated July 24, 1998, approving Tentative Subdivision Map to legalize the construction of a 54-unit new condominium units (35 Live/Work and 19 Commercial) for Lot 4 in Assessor's Block 4080, at 720-50 York and 2800 20th Streets.

(Appeal filed September 10, 1998; see Files 981327, 981328, 981329.)

8/10/1998, SCHEDULED FOR PUBLIC HEARING.

Action:\_\_\_\_\_

### 60. 981327 [Appeal, 720-50 York and 2800 20th Streets]

Motion approving decision of the Director of Public Works, approving Tentative Subdivision Map to legalize the construction of a 54-unit new condominium units in Assessor's Block 4080, Lot 4, of property located at 720-50 York and 2800 20th Streets. (Clerk of the Board)

(See Files 98-1325, 98-1328, 98-1329.)

8/10/1998, SCHEDULED FOR PUBLIC HEARING.

From the Clerk of the Board

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

Question: Shall this Motion be ADOPTED?

### 61. 981328 [Appeal, 720-50 York and 2800 20th Streets]

Motion disapproving decision of the Director of Public Works approving Tentative Subdivision Map to legalize the construction of a 54-unit condominium units in Assessor's Block 4080, Lot 4, of property located at 720-50 York and 2800 20th Streets. (Clerk of the Board)

(See Files 981325, 981327, 981329.)

8/10/1998, SCHEDULED FOR PUBLIC HEARING.

Question: Shall this Motion be ADOPTED?

### 62. 981329 [Findings - 720-20 York and 2800 20th Streets]

Motion directing the Clerk of the Board to prepare findings relating to Tentative Subdivision Map to legalize the construction of a 54-unit new condominium units in Assessor's Block 4080, Lot 4, of property located at 720-50 York and 2800 20th Streets, for consideration by the Board at its next meeting. (Clerk of the Board)

(See Files 98-1325, 981327, 98-1328.)

8/10/1998, SCHEDULED FOR PUBLIC HEARING.

Question: Shall this Motion be ADOPTED?

From Department of Public Health

63. 981417 [Reinspection Fee Liens]

Resolution confirming report of delinquent reinspection fee cost submitted by the Director of Public Health, as modified to the date of adoption of this resolution, and creating special assessments and liens based thereon. (Public Health Department)

Question: Shall this Resolution be ADOPTED?

64. 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.

65. 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 67 through 82

66. 981566 [Bicycle Legislation, Extend Review Time]

Supervisors Katz, Brown, Teng

Resolution extending the prescribed time within which the Planning Commission may render its decision on the proposed Bicycle Transit Enhancement Plan ordinance, for an additional 45 day period ending on November 13, 1998.

9/22/1998, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?



67. 981567 [Teachers at Walden House] Supervisors Katz, Bierman, Brown, Ammiano, Teng, Leno  
Resolution urging the San Francisco Unified School District to provide teachers for the Young Women's Program and the Young Men's Program at the Walden House.  
9/22/1998, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.  
Question: Shall this Resolution be ADOPTED?
68. 981568 [Oppose California Defense of Marriage Act] Supervisors Leno, Katz, Ammiano, Brown, Bierman, Newsom, Yee, Teng, Kaufman  
Resolution denouncing the submission of petitions to place California Defense of Marriage Act on the ballot as a state-wide initiative.  
9/22/1998, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.  
Question: Shall this Resolution be ADOPTED?
69. 981569 [Crane Operator Certification] Supervisors Leno, Katz, Bierman, Brown, Ammiano  
Resolution urging the California State Legislature to require the certification of operators of cranes and other hoisting equipment.  
9/22/1998, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.  
Question: Shall this Resolution be ADOPTED?
70. 981570 [Split of 415 Area Code Within San Francisco] Supervisors Leno, Yaki, Yee, Bierman, Ammiano, Katz, Brown, Newsom, Teng  
Resolution opposing any telephone number area code relief plan which splits the 415 area code within San Francisco.  
9/22/1998, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.  
Question: Shall this Resolution be ADOPTED?
71. 981571 [Ocean Beach Safety Efforts] Supervisor Newsom  
Resolution urging the Golden Gate National Recreation Area to take safety measures, including creating a lifeguard station, to prevent water accidents and fatalities at Ocean Beach.  
9/22/1998, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.  
Question: Shall this Resolution be ADOPTED?
72. 981572 [S 0128, Quincy Library Logging Bill] Supervisor Newsom  
Resolution opposing S 1028, the Quincy Library Logging Bill, and asking that a copy of this resolution be sent to our federal representatives in the U.S. Senate.  
9/22/1998, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

73. 981573 [Internet Access of Boards/Commission Agendas] Supervisors Newsom, Bierman, Ammiano, Katz, Leno  
Resolution urging the Information Services Division of the Controller's Office and Webmasters for each individual department to list the agendas and calendars of every commission meeting for every City department in a readily available space on the Internet

9/22/1998, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

74. 981574 [Internet Access of Boards/Commission Agendas] Supervisors Newsom, Bierman, Ammiano, Katz  
Resolution urging the Information Services Division of the Controller's Officer to publish on the Internet the Administrative Code, the Planning Code, the Public Works Code, the Health Code, the Police Code, the Municipal Code, the Park Code, the Traffic Code, the Building Code, Mechanical, the Fire Codes, the Plumbing Code, the Electrical Code, at its world wide web site at :<http://www.ci.sf.ca.us/bdsupvrs/>.

9/22/1998, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

75. 981576 [Commend Dr. Arthur H. Coleman] Supervisors Brown, Kaufman, Bierman, Ammiano, Katz, Teng  
Resolution commending Arthur H. Coleman for 50 years of distinguished services to the City and County of San Francisco.

9/22/1998, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

76. 981577 [Commend Canada's Department of National Defense] Supervisors Leno, Katz, Ammiano, Bierman  
Resolution commending Canada's Department of National Defense for its inclusive military policy regarding transgender soldiers.

9/22/1998, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

77. 981578 [Tenderloin Adopt-A-Street Week] Supervisor Yee  
Resolution commending the Tenderloin Community and the Department of Public Works, Public Health, Human Services for joining together to execute the Tenderloin Adopt-A-Street Program, and proclaiming the week of September 21, 1998 "Tenderloin Adopt-A-Street Week".

9/22/1998, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING. Clerical correction to title.

Question: Shall this Resolution be ADOPTED?

78. 981601 [Commend Gay Men's Chorus] Supervisors Brown, Kaufman, Bierman, Ammiano, Katz, Newsom, Teng, Leno

Resolution commending the San Francisco Gay Men's Chorus as it celebrates its Twentieth Anniversary of outstanding contributions to the world of choral music.

9/22/1998, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

79. 981584 [Merging Parking/Traffic with Public Transportation] Supervisors Newsom, Ammiano  
Motion asking our Policy Analyst to research merging the Parking and Traffic Commission with the Public Transportation Commission.

9/22/1998, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be ADOPTED?

80. 981585 [Needle Exchange Emergency] Supervisors Bierman, Teng, Ammiano, Yaki, Kaufman, Katz, Brown, Newsom, Medina, Yee, Leno  
Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program.

9/22/1998, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be ADOPTED?

81. 981554 [Final Map, 1114-1120 Folsom Street]  
Motion approving final map of 1114-1120 Folsom Street, a Live/Work Condominium Project, being a merger and resubdivision of Lots 106 and 13 in Assessor's Block No. 3730, and adopting findings pursuant to the Planning Code Section 101.1. DPW Order No. 171,240. (Public Works Department)  
9/18/1998, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING to Board of Supervisors.

Question: Shall this Motion be ADOPTED?

## 82. 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."

Action: \_\_\_\_\_

[Purely Commendatory Finding]

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

Action: \_\_\_\_\_

[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.

Action: \_\_\_\_\_

[Imperative Resolutions, if any]

Action: \_\_\_\_\_

## OFF-CALENDAR LEGISLATION

## PROPOSED ORDINANCES

Proposed ordinances received September 16- September 23, 1998, for reference by President to appropriate committee on September 28, 1998.

### 981486 [Conflict of Interest Code]

Ordinance amending Chapter 58 of the San Francisco Administrative Code by amending various sections; to add, delete, and change titles of designated officials and employees to reflect organizational and staffing changes not previously reflected in the Code, including changes made by the City since the last biennial review of the Conflict of Interest Code; to refine the disclosure requirements applicable to some designated officials and employees; to clearly identify the filing officer for department heads, and to make nonsubstantive technical changes. (City Attorney)

(Amends Sections 58.4, 58.115, 58.125, 58.130, 58.135, 58.145, 58.150, 58.165, 58.180, 58.195, 58.202, 58.207, 58.210, 58.215, 58.220, 58.235, 58.240, 58.255, 58.260, 58.265, 58.270, 58.272, 58.280, 58.285, 58.290, 58.300, 58.310, 58.315, 58.320, 58.323, 58.325, 58.330, 58.340, 58.345, 58.350, 58.370, 58.375, 58.382, 58.383, 58.385, 58.390, and 58.600.)

9/9/1998, RECEIVED AND ASSIGNED to Rules Committee.

9/23/1998, ASSIGNED to Rules Committee.

9/23/1998, SUBSTITUTED.

981550 [Parking Regulations, Redwood Street]

Ordinance amending Traffic Code by adding Section 32.6.18 regarding parking regulations on a portion of the south side of Redwood Street, west of Polk Street, from 8 A.M. to 5 P.M., Monday through Friday. (Parking and Traffic Department)

(Adds Section 32.6.18.)

9/16/1998, RECEIVED AND ASSIGNED to Housing and Neighborhood Services Committee.

981553 [Settlement of Litigation - Mary L. LoBuglio]

Ordinance authorizing settlement of litigation by the City and County of San Francisco against Mary L. LoBuglio by accepting consideration in the total amount of \$71,228 plus interest at the rate of 10% per annum payable in cash on or before October 30, 1998 and filing stipulation for entry of judgment upon default to secure payment. (Treasurer-Tax Collector)

(Superior Court No. 994516.)

9/16/1998, RECEIVED AND ASSIGNED to Rules Committee.

981595 [Sue Long Soon, et al. v. CCSF, et al.]

Ordinance authorizing settlement of litigation of Sue Long Soon against the City and County of San Francisco by payment of \$90,000. (City Attorney)

(Superior Court No. 987-398.)

9/23/1998, RECEIVED AND ASSIGNED to Rules Committee.

981596 [False Endorsements on Campaign Literature]

Supervisors Brown, Ammiano

Ordinance amending Chapter 16 of the Administrative Code by adding a new Article X11D, Sections 16.550 to 16.555 to prohibit false endorsements on campaign literature. (Ethics Commission)

(Adds Sections 16.550 to 16.555.)

9/23/1998, RECEIVED AND ASSIGNED to Rules Committee.

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

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

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

9/23/1998, RECEIVED AND ASSIGNED to Housing and Neighborhood Services Committee.

981599 [Contract Amendment and Restatement - JCDeCaux]

Ordinance approving the First Amended and Restated Automatic Public Toilet and Public Service Kiosk Agreement between the City and County of San Francisco and JCDeCaux San Francisco (formerly JCDeCaux United Street Furniture, Inc.) which allows for the expansion of the Automatic Public Toilet Program beyond the trial phase and amends the agreement in several other respects. (Public Works Department)

9/23/1998, RECEIVED AND ASSIGNED to Economic Development, Transportation, and Technology Committee.

PROPOSED RESOLUTIONS

Proposed resolutions received (September 16 - September 23, 1998, for reference by President to appropriate committee on September 28.

981552 [Revocable Permit, 250 Embarcadero]

Resolution granting revocable permission to Swinerton and Walberg Construction Company to temporarily close and occupy the north sidewalk and a portion of the street area on Folsom Street, between Spear Street and the Embarcadero to conduct construction operations at 250 Embarcadero (Block 3741, Lots 11, 27, and 28). (Public Works Department)

9/17/1998, RECEIVED AND ASSIGNED to Economic Development, Transportation, and Technology Committee.

981598 [Grant - Federal Funds]

Resolution authorizing, retroactively, the Private Industry Council of San Francisco, Inc. to accept and expend approximately \$550,000 of refugee funds for an Elderly Refugee Project in line with the Refugee County Plan. (Private Industry Council)

9/23/1998, RECEIVED AND ASSIGNED to Economic Development, Transportation, and Technology Committee.

981600 [Moscone Center Garage Project]

Supervisor Teng

Resolution approving the issuance of Lease Revenue Refunding Bonds (not to exceed \$8,250,000) of the Parking Authority of the City and County of San Francisco; approving the execution and delivery of a project lease between the Authority, as lessor, and the City, as lessee (including certain indemnification provisions therein); approving a continuing disclosure certificate relating to said Bonds; approving the form and circulation of an official statement relating to said Bonds; authorizing the payment of certain costs of issuance from the proceeds of such Bonds; ratifying previous actions taken in connection with the foregoing matters; and authorizing the taking of appropriate actions in connection therewith. (Mayor)

9/23/1998, RECEIVED AND ASSIGNED to Finance Committee.

981602 [Emergency Repair, Central Avenue Sewer]

Resolution approving the expenditure of funds for the Central Avenue Emergency Sewer Replacement under Clean Water Program Contract No. CW-181 - \$164,355.00. (Public Utilities Commission)

9/18/1998, RECEIVED AND ASSIGNED to Finance Committee.

981603 [Emergency Repair, 425 Noriega Street Sewer]

Resolution approving the expenditure of funds for the emergency work to replace the structurally inadequate easement sewer parallel to the residence of 425 Noriega Street near 11th Avenue - \$110,276.00. (Public Utilities Commission)

9/18/1998, RECEIVED AND ASSIGNED to Finance Committee.

981604 [Emergency Repair, York Street Sewer]

Resolution approving the expenditure of funds for the emergency work to repair the structurally inadequate sewer in York Street from Precita Avenue to Peralta Avenue - \$136,725.00. (Public Utilities Commission)

9/18/1998, RECEIVED AND ASSIGNED to Finance Committee.

981605 [Contract]

Resolution authorizing the Department of Public Health, Population Health and Prevention Division, to enter into a subcontract in the amount of \$85,012 with the Public Health Foundation Enterprises, Inc., the primary contractor, to participate in a project for enhanced hepatitis surveillance which includes indemnification, binding arbitration, and rights in data clauses and which does not include patent infringement indemnification and false claims clauses; retroactive to July 1, 1998; waiving indirect costs. (Public Health Department)

9/21/1998, RECEIVED AND ASSIGNED to Health, Family, and Environment Committee.

981606 [Grant - State Funds]

Resolution authorizing the Department of Public Health, Population Health and Prevention Division, Community Health and Safety, to accept retroactively and expend grant funds of \$358,910 from the California Department of Health Services to provide HIV-1 Viral Load Tests and to enter into an agreement which includes indemnification and rights in data clauses and which does not include patent infringement indemnification and false claims clauses; waiving indirect costs. (Public Health Department)

9/21/1998, RECEIVED AND ASSIGNED to Health, Family, and Environment Committee.

981607 [Waiving Statute of Limitations]

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 \$11,514.07, a legal obligation of the City and County of San Francisco. (Payee, Robert C. Williams). (Controller)

9/23/1998, RECEIVED AND ASSIGNED to Finance Committee.

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

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

(Amends Section 32.4)

9/23/1998, RECEIVED AND ASSIGNED to Housing and Neighborhood Services Committee.

981610 [Communications and Petitions]

Petitions and communications received September 16 and September 23 for reference by the President to the Committee considering related matters or to be ordered filed by the Clerk September 28, 1998.

From Controller's Audits Division, submitting audit report concerning the Department of Parking and Traffic's towing contractor, The City Tow. (1)

From Controller's Audits Division, submitting report concerning the audit of the Recreation and Park Department's County Fair revolving fund. (2)

From Controller's Audits Division, submitting report concerning the concession audit of America West Airlines, Inc. (3)

From Controller's Audits Division, submitting report concerning the concession audit of Gashouse Cove Marina, Inc. (4)

From Department of Parking and Traffic, submitting verification of posting for parking and traffic items on the Housing and Neighborhood Services Committee's agenda for September 17, 1998. Housing and Neighborhood Services Committee (5)

From Department of Parking and Traffic, responding to inquiry regarding tour bus traffic around the Presidio. Copy: Supervisor Ammiano (6)

From Commission on the Environment, submitting Resolution No. 021-98-COE, regarding Dioxin, Public Health, and the Environment. (7)

From State of California, Department of Health Services, submitting Estimated Maintenance of Effort Requirement for CHIP/RHS Program Funds for Fiscal Year 1998-99. (8)

From Competition Close Outs Inc., requesting approval for a public convenience and necessity determination for a transfer of Type 20 beer and wine license located at 599 Clement Street. Housing and Neighborhood Services Committee (9)

From Central Drug Co., regarding the development of Rite Aid on Mission Street. (10)

From Blossoming Orchid Nursery Inc., expressing concern regarding a possible fraudulent situation at the Alemany Farmers' Market. (11)

From Reid Pierre Condit, regarding Piazzoni murals in the Old Main Library. File 197-97-1.2 (12)

From Haight Ashbury Neighborhood Council, opposing the proposed demolition of Geneva Carbarn. Copy: Each Supervisor (13)

From SKS Brannan Associates, LLC, regarding height limit to 475 Brannan Street Project. Copy: Each Supervisor. Files 98-1484, 98-1485, 98-1203 (14)

From Lloyd Schloegel, regarding Mission Bay Redevelopment Plans. File 98-1426 (15)



From Lloyd Schloegel, regarding 88 Hoff Street at 17th Street, Conditional Use Authorization to construct three new 20-unit residential buildings for a total of sixty units. (16)

From Vivian T. Goodwin, regarding safety of walkers in Golden Gate Park and recommending the installation of warning bell on all bikes. Copy: Each Supervisor (17)

From Melinda Adams, regarding funding for public access television. Economic Development, Transportation and Technology Committee. File 98-1266 (18)

From Clifford Waldeck, opposing the proposed ordinance regarding personal watercraft. File 98-0076 (19)

From San Francisco Tomorrow, supporting proposed Skate Transit Pilot Program. File 98-0804 (20)

From Jocelyn Cohen, opposing tree removal on 24th Street. (21)

From Joseph N. Loftis, regarding taxi permits. (22)

From David A. Benfell, expressing concern regarding taxi situation. File 98-0761 (23)

From various signators, regarding ramp-taxi permits. (2 letters received) Economic Development, Transportation and Technology Committee. File 98-1397 (24)

From various signators, regarding Owner Move-In legislation. (2 letters received) Copy: Each Supervisor. File 98-1158 (25)

From various signators, opposing bond tax pass-through. (2 letters received) Finance Committee. File 98-1541 (26)

From various signators, submitting proposal to improve MUNI's service. (2 letters received) (27)

From various signators, opposing the Nighttime Entertainment proposal. (2 letters received) File 98-1122 (28)

From various signators, urging support of legislation banning the sale of live animals for food. (4 letters received) (29)

From various signators, supporting the ban of new massage parlor in the Tenderloin neighborhood. (147 signatures/letters received) Housing and Neighborhood Services Committee. File 98-0520 (30)

From various signators, supporting safety at Pioneer Park through the creation of a protected crosswalk on Telegraph Hill Blvd. at the Filbert stairs. (127 signatures) Copy: Each Supervisor (31)

From various signators, supporting the recovery of California salmon and steelhead. (17 signatures) (32)

## 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](http://www.ci.sf.ca.us/bdsupvrs.bos.htm).

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

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

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

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

### Disability access

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

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

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

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

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

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

### Know Your Rights Under the Sunshine Ordinance

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

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

### PROPOSED ORDINANCES

Proposed ordinances received from November 25 through noon on December 2, for reference by President to appropriate committee on December 7, 1998.

981967 [Lead-Based Paint Practices]

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

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

11/20/1998, RECEIVED AND ASSIGNED to Housing and Neighborhood Services Committee.

981968 [Parking Regulations, Portion of 7th Street]

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

(Adds Section 32.6.20.)

11/10/1998, RECEIVED AND ASSIGNED to Housing and Neighborhood Services Committee.

982005 [Zoning Map Amendment, 949 Vermont Street]

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

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

11/23/1998, RECEIVED AND ASSIGNED to Housing and Neighborhood Services Committee.

982010 [Appropriation, Dept of Public Transportation]

Ordinance appropriating \$14,784,305, Department of Public Transportation, of the General Fund Reserve to fund the cost of the MUNI Metro recovery contract, implement various improvements throughout the MUNI system, address the deficit in fare revenue and supplement the increased cost of the use of MUNI Fast Passes on BART, and providing for the creation of 18 positions and the deletion of 14 positions for fiscal year

1998-1999; providing for ratification of action previously taken; placing up to \$239,126 to be placed on reserve; companion measure to File 982011. (Public Transportation Commission)

11/25/1998, RECEIVED AND ASSIGNED to Finance Committee.

982011 [Public Employment]

Ordinance amending Ordinance No. 243-98 (Annual Salary Ordinance, 1998-1999), Department of Transportation, reflecting the creation of 15 positions and the deletion of 14 positions; companion measure to File 982010. (Human Resources Department)

(Fiscal impact.)

11/25/1998, RECEIVED AND ASSIGNED to Finance Committee.

982015 [Amendment No. 2 to MOU, Municipal Executives Association]

Ordinance implementing the provisions of an amendment to the Memorandum of Understanding between the Municipal Executives Association for Bargaining Units M, EM, and MSA, and the City and County of San Francisco to amend Appendix E of the Memorandum of Understanding by adding Classes 1682 and 5156 and the titles of Controller and Division Manager of suburban operations to the list to correct a clerical omission, and to amend Appendix F of the Memorandum of Understanding by adding Class 9278 and the title of Director of Airports to the list to correct a clerical omission. (Human Resources Department)

11/25/1998, RECEIVED AND ASSIGNED to Finance Committee.

982023 [Parking Regulations, Portions of Polk Street]

Ordinance amending Traffic Code by adding Section 32.6.21, regarding parking regulations on portions of Polk Street. (Parking and Traffic Department)

(Adds Section 32.6.21.)

12/2/1998, RECEIVED AND ASSIGNED to Housing and Neighborhood Services Committee.

982024 [Parking Regulations, Portions of Lech Walesa Street]

Ordinance amending Traffic Code by adding Section 32.6.22, regarding parking regulations on portions of Lech Walesa Street. (Parking and Traffic Department)

(Adds Section 32.6.22.)

12/2/1998, RECEIVED AND ASSIGNED to Housing and Neighborhood Services Committee.

PROPOSED RESOLUTIONS

Proposed resolutions received from November 25 through noon on December 2 , for reference by President to appropriate committee on December 7, 1998.

981966 [Grant - Private Funds]

Resolution authorizing the Department of Human Services to accept retroactively and expend a grant in the amount of \$130,000 and \$20,000 from the Stuart Foundation and the Zellerbach fund respectively for a

Family Assessment Center Planning Consultant contract. (Human Services Department)

11/20/1998, RECEIVED AND ASSIGNED to Health, Family, and Environment Committee.

982016 [Transit Advertising Agreement]

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

11/25/1998, RECEIVED AND ASSIGNED to Economic Development, Transportation, and Technology Committee.

982017 [Grant - State]

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

11/25/1998, RECEIVED AND ASSIGNED to Health, Family, and Environment Committee.

982025 [Gift Acceptance]

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

12/2/1998, RECEIVED AND ASSIGNED to Health, Family, and Environment Committee.

982026 [PUC Commercial Paper Issuance]

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

12/2/1998, RECEIVED AND ASSIGNED to Finance Committee.

982027 [Stop Intersections]

Resolution designating certain intersections as "Stop" intersections:

**STOP SIGNS - ESTABLISH**

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

12/2/1998, RECEIVED AND ASSIGNED to Housing and Neighborhood Services Committee.

982028 [Parking Regulations, Various Locations]

Resolution enacting and rescinding parking regulations at various locations:

2-HOUR PARKING TIME LIMIT, 7 AM - 6 PM, EXCEPT SUNDAY - RESCIND  
Huron Avenue, both sides, between Lawrence and Sickles Avenues

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

Van Ness Avenue, west side, between Golden Gate Avenue and McAllister Street  
Golden Gate Avenue, south side, between Van Ness Avenue and Franklin Street  
Golden Gate Avenue, south side, from Polk Street to 182 feet westerly (182-foot zone, accommodating 8 parking stalls)  
Polk Street, east side, from 324 feet to 492 feet north of Grove Street (168-foot zone, accommodating 14 angled parking stalls)

DIAGONAL (45-DEGREE ANGLE) PARKING - RESCIND  
Polk Street, west side, between Grove and McAllister Streets

DIAGONAL (45-DEGREE ANGLE) PARKING - ESTABLISH  
Polk Street, east side, between Grove and McAllister Streets

TOW-AWAY, NO PARKING ANYTIME - ESTABLISH  
Off-street metered parking lot, south and west sides, between 18th and Collingwood Streets

RESIDENTIAL PERMIT PARKING AREA "D" (2-HOUR TIME LIMIT, 9 AM - 6 PM, MONDAY THROUGH FRIDAY) - ESTABLISH  
Ney Street, both sides, between Mission and Craut Streets (unit block)

RESIDENTIAL PERMIT PARKING AREA "D" (4-HOUR TIME LIMIT, 9 AM - 6 PM, MONDAY THROUGH FRIDAY) - ESTABLISH  
Van Buren Street, both sides, between Surrey and Sussex Streets (unit block)

RESIDENTIAL PERMIT PARKING AREA "V" (2-HOUR PARKING TIME LIMIT, 8 AM - 6 PM, MONDAY THROUGH FRIDAY) - ESTABLISH  
Granada Avenue, both sides, between Ocean Avenue and Southwood Drive (300 block)  
Miramar Avenue, both sides, between Eastwood Drive and Wildwood Way (500 block)  
Miramar Avenue, both sides, between Ocean Avenue and Southwood Drive (300 block)  
Miramar Avenue, both sides, between Southwood and Eastwood Drives (400 block)  
Plymouth Avenue, both sides, between Ocean Avenue and San Ramon Way (1200 block)  
San Ramon Way, both sides, between Southwood Drive and east terminus (100 block)  
Southwood Drive, both sides, between Miramar Avenue and Elmwood Way (100 block)  
Southwood Drive, both sides, between Miramar and Plymouth Avenues (unit block) (Parking and Traffic Department)

12/2/1998, RECEIVED AND ASSIGNED to Housing and Neighborhood Services Committee.

982029 [Traffic Regulations, Various Streets]

Resolution enacting and rescinding traffic regulations on various streets:

**BICYCLE LANES - ESTABLISH**

14th Street, south side (eastbound only), between Guerrero and Folsom Streets

Grove Street, south side (eastbound only), between Van Ness Avenue and Hyde Street

Polk Street, both curb lanes (northbound and southbound), between McAllister and Turk Streets

Polk Street, west curb lane (southbound only), between McAllister and Hayes Streets

Taraval Street, both curb lanes (eastbound and westbound), between Dewey Boulevard and Forest Side Avenue

Ulloa Street, both curb lanes (eastbound and westbound), between 16th and Forest Side Avenues

**LEFT LANE MUST TURN LEFT - ESTABLISH**

Grove Street, eastbound, at Larkin Street

**TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH**

Polk Street, east side, between McAllister and Turk Streets

**ONE-WAY STREET - ESTABLISH**

Minna Street, westbound, between 11th and Lafayette Streets

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

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

**TOW-AWAY LANE MUST TURN RIGHT - ESTABLISH**

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

12/2/1998, RECEIVED AND ASSIGNED to Housing and Neighborhood Services Committee.

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