

CITY AND COUNTY OF SAN FRANCISCO

BOARD OF SUPERVISORS

Monday, April 27, 1998

ROLL CALL

PLEDGE OF ALLEGIANCE

APPROVAL OF JOURNAL

COMMUNICATIONS

CONSENT CALENDAR

No. 1.

All matters listed hereunder constitute a Consent Calendar, 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 Calendar and considered as a separate item.

Recommendations of Finance Committee

Present: Supervisors Teng, Kaufman, Newsom

(a)

[Appropriation, Department of Public Works]

Ordinance appropriating \$1,073,109, Department of Public Works, from General Fund Reserve to fund new street and sidewalk cleaning initiatives (anti-litter team program) and to create 37 new positions for fiscal year 1997-98; contingent on approval of \$5.00 increase in street cleaning parking violations; companion measure to File 98-0373. (Mayor Willie L. Brown, Jr., Supervisor Teng)

File 98-0372, Ordinance No.

Question on final passage.

(b)

[Salary Ordinance Amendment No. 19]

Ordinance amending Ordinance No. 307-97 (Annual Salary Ordinance, 1997-98) reflecting the creation of 37 new positions in the Department of Public Works; companion measure to File 984372. (Mayor Willie Brown, Jr., Supervisor Teng)

File 98-0373, Ordinance No.

Question on final passage.

April 27, 1998

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(c)

[MOU, Unrepresented Employees]

Ordinance fixing compensation for persons employed by the City and County of San Francisco whose compensations are subject to the provisions of Section A8.409 of the Charter, in classes not represented by an employee organization, and establishing working schedules and conditions of employment and methods of payment, effective July 1, 1998. (Department of Human Resources)

File 98-0508, Ordinance No.

Question on final passage.

(d)

[Compensation]

Ordinance adopting and implementing amendment number 2 to the Memorandum of Understanding between the Service Employees International Union, AFL-CIO, Locals 790, 535 and 250 and the City and County to add a 5% premium for 8202 Security Guards when performing the duties of 9209 Airport Police Service Aides at the Airport, effective July 1, 1998.

File 98-0550, Ordinance No.

Question on final passage.

(e)

[Appropriation, Dept. of Telecommunication]

Ordinance appropriating \$75,000, Department of Telecommunication and Information Services, of Cable TV Access Fund to cover transitional expenses of public access television from TCI to San Francisco Community Television Corporation for fiscal year 1997-98. (Controller)

File 98-0486, Ordinance No.

Question on first reading.

(f)

[Emergency Repair, Leavenworth Street]

Resolution approving the expenditure of funds for the emergency work to replace the structurally inadequate sewer on Leavenworth Street from Turk Street to Eddy Street - \$89,570.00. (Public Utilities Commission)

File 98-0583, Resolution No.

Question on adoption.

Recommendations of Housing and Neighborhood Services Committee

Present: Supervisors Medina, Yee

(g)

[Stop Intersections]

Resolution designating certain intersections as "Stop" intersections. (Department of Parking and Traffic)

File 98-0501, Resolution No.

(Stop Signs - Establish

25th and Hampshire Streets, northeast and southwest corners, stopping 25th Street (makes this an all-way Stop);

Garfield and Vernon Streets, northeast and southwest comers, stopping Garfield Street (makes this an all-way Stop);

Green and Powell Streets, northwest and southeast comers, stopping Powell Street (makes this an all-way Stop);

Lois Lane and Hester Avenue, southwest comer, stopping eastbound Lois Lane (makes this uncontrolled T-intersection a one-way Stop);

Ocean Avenue and Havenside Drive, southeast comer, stopping Havenside Drive (makes this T-intersection a one-way Stop);

Rolph and Curtis Streets, southeast comer, stopping Curtis Street (makes this T-intersection a one-way Stop);

Rolph and Newton Streets, southeast comer, stopping Newton Street (makes this T-intersection a one-way Stop).)

Question on adoption.

(h)

[Parking Regulations, Various Locations]

Resolution enacting and rescinding parking regulations at various locations. (Department of Parking and Traffic)

File 98-0502, Resolution No.

(1-Hour Parking time Limit. 9 am - 6 pm. Monday through Saturday - Rescind
Parking Meter Area No. 3 (30-minute parking; time limit. 9 am - 6 pm. Monday
through Saturday) - Establish

3rd Street, east side, between King and Townsend Streets.

2-Hour Parking Time Limit. 9 am - 6 pm. Monday through Friday - Rescind
Parking Meter Area No. 3 (1-hour parking time limit. 7 am - 6 pm. Monday through
Saturday) - Establish

3rd Street, west side, between King and Townsend Streets.

No Parking. 7 am - 6 pm, Monday through Friday - Rescind
No Parking anytime - Establish

Stevenson Street, north side, from 10th Street to east terminus.

No Parking anytime - Rescind
IO-Minute Parking time limit. 7 am - 6 pm. Monday through Friday - Establish

Stevenson Street, south side, from 10th Street to east terminus.

Two-Hour Parking Time limit. 7 am - 6 pm. Except Sunday - Establish

Harrison Street, north side, from 9th Street to 173 feet east of Gordon Street.

Tow-Away, No Parking anytime - Rescind

Lucerne Street, west side, from a point 193 feet south of Brannan Street to the south terminus.

Tow-Away, No Parking: anytime - Establish

Bluxome Street, north side, between 5th and 6th Streets.

No Parking: anytime - Rescind

Elk Street, west side, between Bosworth and Sussex Streets.

No Parking: anytime - Establish

Leavenworth Street, west side, between the north and south property lines of Francisco Street (opposite the stem of this T-intersection).

Perpendicular (90-Degree Angle) Parking - Establish

Bluxome Street, south side, between 5th and 6th Streets;

Williams Street, south side, from Mendell Street to 135 feet westerly (135-foot zone, including the T-intersection at Reddy Street).

Residential permit parking area "I" (1-hour time limit. 9 am - 6 pm. Monday through Saturday - Establish

21st Street, both sides, between Folsom and Shotwell Streets (easterly portion of 3000 block);

Residential Permit Parking Area "I" - Establish

22nd Street, both sides, between Mission and Capp Streets (3100 block).

Residential Permit Parking: Area "J" (2-Hour Time Limit. 8 am - 5 pm. Monday through Friday) - Establish

Alma Street, both sides, between Cole and Shrader Streets (100 block).

Residential Permit Parking Area "R" (2-Hour Time Limit, 9 am - 6 pm, Monday through Saturday) - Establish

Franklin Street, east side, between Ellis and O'Farrell Streets (1000 block).

Residential Permit Parking Area "U" (1-Hour Time Limit, 8 am - 10 nm, Everyday) - Establish

Ringold Street, both sides, between 8th and 9th Streets (unit block).

Residential Permit Parking Area "U" (2-Hour time limit, 8 am - 10 nm, Monday through Friday) - Establish

Russ Street, both sides, between Howard and Folsom Streets (100 block);
(Note: Residential Permit Parking signs shall not be installed on Russ Street, west side, from Howard Street to 177 feet southerly.)

Question on adoption.

(**i**)

[Traffic Regulations, Various Streets]

Resolution enacting and rescinding traffic regulations on various streets. (Department of Parking and Traffic)

File 98-0503, Resolution No.

(Tow-Away, No Stopping, except 7 am - 11 am, Monday through Friday - Rescind
Tow-Away, No Stopping, 11 am - 6 pm, Monday through Friday - Establish

Sutter Street, north side, from Grant Avenue to 150 feet westerly (150-foot zone, change in effective hours only).

Tow-Away, No Stopping anytime - Rescind

Polk Street, east side, from Turk Street to a point 41 feet north of Golden Gate Avenue (zone to be replaced by metered motorcycle parking).

Tow-Away, No Stopping, 7 am - 6 pm, Monday through Friday - Rescind

Harrison Street, north side, from 9th Street to 173 feet east of Gordon Street.

Multiple Right Turn Lanes - Establish

Harrison Street, westbound, at 9th Street.

No Left Turns, Except MUNI - Rescind

No Left Turns - Establish

9th Avenue, southbound, at Lincoln Way.

No Left Turns, Except MUNI - Establish

9th Avenue, northbound, at Lincoln Way.

No Left Turns - Establish

Masonic Avenue, northbound, approximately 200 feet north of Geary Boulevard (into private driveway).

No U-Turns - Establish

Masonic Avenue, northbound, at Euclid Avenue.

No Left Turns, 4 pm - 6 pm - Rescind

No Left Turns, 4 pm - 7 pm - Establish

Masonic Avenue, both directions, at Fulton Street (change in effective hours only);

Masonic Avenue, both directions, at Golden Gate Avenue (change in effective hours only);

Masonic Avenue, both directions, at Turk Street (change in effective hours only).

One-Way Street - Establish

Lois Lane, eastbound, between Bayshore Boulevard and Hester Avenue.

Tow-Away, No Stopping anytime - Establish

Elk Street, west side, between Bosworth and Sussex Streets.)

Question on adoption.

Recommendations of Rules Committee

Present: Supervisors Ammiano, Yee, Brown

(j)
Kajima Engineering h Construction, Inc. v. CCSF]
Ordinance authorizing settlement of litigation of Kajima Engineering and Construction, Inc. against the City and County by payment of \$250,000. (City Attorney)

File 98-0488, Ordinance No.

(Superior Court No. 990-898.)

Question on final passage.

(k)
[Conflict of Interest Code]
Ordinance amending Administrative Code to reflect organizational changes at the Port of San Francisco. (Port)

File 98-0489, Ordinance No.

(Amends Section 58.290.)

Question on final passage.

Recommendations of Economic Development, Transportation
and Technology Committee

Present: Supervisors Yaki, Katz

(l)
[Revocable Permit]
Resolution granting revocable permission to the Art Commission to install works of art in the paving surface of bus bulbs to be constructed by MUNI on the northeasterly and southeasterly sides of Mission Street at 22nd, 23rd, and 24th Streets and at the northwesterly corner of Otis and 12th Streets and adopting findings pursuant to Planning Code Section 101.1. (Department of Public Works)

File 98-0562, Resolution No.

Question on adoption.

(m)
[Grant - State Funds]
Resolution authorizing the Director of Public Works and the Executive Director of the Department of Parking and Traffic to execute documents necessary to apply for, accept and expend \$575,518 of Transportation Development Act (TDA) Article 3 funds for bicycle and pedestrian projects and waiving indirect costs. (Supervisor Yaki)

File 98-0574, Resolution No.

(Fiscal Impact.)

Question on adoption.

Questions on the consent calendar are on first reading, final passage or adoption as indicated _____

REGULAR CALENDAR

UNFINISHED BUSINESS

Recommendations of Finance Committee

Present: Supervisors Teng, Kaufman, Newsom

No. 2.

[CALM-Cash Assistance Linked to Medi-Cal]

Ordinance amending Administrative Code to establish a Cash Assistance Program for individuals who are eligible for Medi-Cal due to age or disability, but who are not eligible for Supplemental Social Security Income (SSI); sets effective date of June 1, 1998. (Mayor, Supervisor Teng)

File 97-97-70, Ordinance No.

(Adds Article X to Chapter 20, encompassing Sections 20.100 to 20.124.)

Question on final passage _____

No. 3.

[PAES-Personal Assisted Employment Services]

Ordinance amending Administrative Code to create the Personal Assisted Employment Services Program to provide assistance in obtaining paid employment and a cash stipend for indigent adult residents of San Francisco; sets effective date for June 1, 1998. (Mayor, Supervisor Teng)

File 97-97-71, Ordinance No..

(Adds Article IX to Chapter 20, encompassing Sections 20.70 to 20.93.)

Question on final passage _____

No. 4.

[SSIP-Supplemental Security Income Pending]

Ordinance amending Administrative Code to establish a Cash Assistance Program for individuals who are applying, or have been determined eligible for Social Security Income (SSI) but who have not begun to receive payments; sets effective date for June 1, 1998. (Mayor, Supervisor Teng)

File 97-97-72, Ordinance No.

(Adds Article XI to Chapter 20, encompassing Sections 20.200 to 20.225.)

Question on final passage _____

April 27, 1998

No. 5.

[General Assistance Program]

Ordinance amending Administrative Code, to allow for rent payments up to the eligible client's otherwise eligible total monthly income and or assets rather than the monthly grant amount, to exclude income tax refunds and payments made under foster care or FSET/GATES Programs from the calculation of available income or resources, to comply with state law provisions regarding ineligibility for general assistance; to modify the amount and computation of General Assistance grants, to provide that rent free housing shall be valued according to the income-in-kind chart in the California Code of Regulations rather than by fair market value, to make the grant level reduction operative upon commencement of PAES, SSIP, and CALM, and by making other amendments to change obsolete language. (Mayor, Supervisor Teng)

File 97-97-73, Ordinance No.

(Amend Sections 20.56.6, 20.56.11, 20.57, 20.57.1;
Adds Sections 20.56.16, 20.56.17, 20.56.18 and 20.60.10.)

Question on final passage _____

From The Board

No. 6.

[Western Addition Area Redevelopment A-1 Plan]

Ordinance amending Ordinance Nos. 9708 (Series 1939), 22-61, 198-61, 9-63, 195-64, 513-81, 211-85, approving an amendment to the Redevelopment Plan for Western Addition Project Area A-1 (Kaiser Hospital/Geary Campus), located at the northwest corner of Divisadero Street and O'Farrell Street, reclassifying Lot 9 of Block 1098 from M-4 (Medium Density Residential) to Community Shopping Uses. (Redevelopment Agency)

File 98-0494, Ordinance No.

(February 24, 1998 - Redevelopment Agency Resolution 33-98 adopted, approving the proposed Amendment which would provide for the clearance and redevelopment or rehabilitation of certain lands in the Project Area and the future uses of such land.)

(April 10, 1997 - The environmental effects of this proposed amendment were analyzed as part of the environmental impact report for the Kaiser Geary Campus Development Plan and the Final Environmental Impact Report was adopted.)

Question on final passage _____

NEW BUSINESS

Recommendations of Finance Committee

Present: Supervisors Teng, Kaufman, Newsom

No. 7.

[Design-Build/Finance Contracting Procedures]

Ordinance amending Administrative Code authorizing the directors of departments who enter into construction contracts to seek proposals from private entities for design-build construction and/or financing of **public** works projects where necessary or appropriate to achieve cost savings or time efficiencies; or both, provided the final agreement shall be subject to approval of the Board of Supervisors. (Mayor Willie L. Brown, Jr.; Supervisors Kaufman, Teng, Newsom)

File 98-0450, Ordinance No.

(Adds Section 6.09.)

Question on first reading _____

No. 8.

[Appropriation, San Francisco General Hospital]

Ordinance appropriating \$30,000,000 to allow San Francisco General Hospital to participate in the SB 1255 Disproportionate Share Payment and Medi-Cal Graduate Medical Education Programs through the California Medical Assistance Commission during fiscal 1997-98, funded from miscellaneous Health Department revenues. (Mayor Willie L, Brown, Jr.; Supervisors Teng, Kaufman, Newsom, Bierman)

File 98-0569, Ordinance No.

(Fiscal Impact.)

Question on first reading _____

Recommendations of Economic Development, Transportation
and Technology Committee

Present: Supervisors Yaki, Katz

No. 9.

[Treasure Island Development Authority]

Resolution directing the Treasure Island Development Authority to adopt certain competitive bidding, competitive negotiation and conflict of interest rules; subjecting the appointment of certain members of the Authority to approval and confirmation by the Board of Supervisors; requiring that all contracts in excess of 10 years or one million dollars in revenue be approved by the board of Supervisors; prohibiting gambling on Treasure Island in the event the State Constitution is amended; requiring development on Treasure Island to comply with applicable City zoning and land use laws, subjecting the Authority to the City's Sunshine Ordinance; subjecting proposed contracts by the Authority to the City's non-discrimination and equal benefits ordinance; and acknowledging the applicability of the Tidelands Trust to former tide and submerged lands. (Supervisor Yaki)

File 98-0430, Resolution No.

Question on adoption _____

No. 10.

[Grant - Federal Funds]

Resolution authorizing the Director of Public Transportation to accept \$145,797,746 in Federal FTA Section 3 Capital Assistance and \$30,782,000 in Federal Surface Transportation Program funds to acquire light rail vehicles. (Public Transportation Commission)

File 98-0512, Resolution No.

Question on adoption _____

No. 11.

[Sunol Water Temple Restoration]

Resolution concurring with and supporting the Public Utilities Commission's use of the Oakland Museum Conservation Center for conservation services (Sunol Water Temple) and agreement to hold harmless and indemnify the Oakland Museum Conservation Center against all claims and waive subrogation rights; the conservator shall be in compliance with Chapter 12B of the Administrative Code. (Nondiscrimination in Contracts.). (Public Utilities Commission)

File 98-0560, Resolution No.

Question on adoption _____

Recommendations of Housing and Neighborhood Services Committee

Present: Supervisors Medina, Yee

No. 12.

[Sidewalk Tables and Chairs Permit Enforcement]

Ordinance amending Public Works Code to authorize the Director of the Department of Public Health to assist the Director of Public Works in making determinations regarding compliance with the requirements governing the placement of tables and chairs in public rights-of-way. (Supervisor Newsom)

File 123-97-7, Ordinance No.

(Adds Section 176.6A.)

Question on first reading _____

No. 13.

[Vehicle Weight Restriction]

Ordinance amending the Traffic Code, adding to the list of streets upon which a commercial vehicle weight restriction shall apply. (Department of Parking and Traffic)

File 98-0505, Ordinance No.

(Adds Section 28.5.51.)

(26th Street, between Church and Sanchez Streets.)

Question on first reading _____

No. 14.

[Grant - Federal]

Resolution authorizing the Department of Human Services to retroactively, accept and expend a Federal grant in the amount of \$113,616 from the U.S. Department of Housing and Urban Development for the period of October 1, 1997, through June 30, 1998, to provide six (6) AmeriCorps participants who will provide support services for homeless families and their children at Connecting Point, the Family Housing Crisis Center, a program of compass community services, and at the Holy Family Day Home Childcare Center; and waiving indirect cost. (Department of Human Services)

File 98-0316, Resolution No.

Question on adoption _____

No. 15.

[Automobile Insurance Fraud Grant]

Resolution authorizing the District Attorney to retroactively apply for, accept and expend funds in the amount of \$353,823.00 made available through the California Department of Insurance for a project entitled "The Investigation and Prosecution of Automobile Insurance Fraud" for the period of July 1, 1997, through June 30, 1998. (District Attorney)

File 98-0544, Resolution No.

(Fiscal Impact.)

Question on adoption _____

No. 16.

[Workers' Compensation Fraud Grant]

Resolution authorizing the District Attorney to retroactively apply for, accept and expend funds in the amount of \$324,920.00 made available through the California Department of Insurance for a project entitled "The Investigation and Prosecution of Workers' Compensation Fraud" for the period of July 1, 1977, through June 30, 1998. (District Attorney)

File 98-0545, Resolution No.

(Fiscal Impact.)

Question on adoption _____

No. 17.

[Liquor License Transfer, 1301 Sixth Street]

Resolution determining that the transfer of a Type 20 off-sale beer and wine license, Type 9 beer and wine importer license, Type 12 distilled spirits importer license, Type 17 beer and wine wholesaler license, and Type 18 distilled spirits wholesaler license from Pier 19A, the Embarcadero to Hugh deVernou for "Bercut-Vandervoort & Co.", located at 1301 Sixth Street, will serve the convenience of the people of the City and County, in accordance with Section 23958.4 of the California Business and Professions Code. (Housing and Neighborhood Services Committee)

File 98-0326, Resolution No.

Question on adoption _____

No. 18.

[Liquor License, 1301 Sixth Street]

Resolution determining that the issuance of a Type 20 off-sale beer and wine alcoholic beverage control license to Hugh deVernou for "MIF San Francisco, Inc.", located at 1301 Sixth Street, will serve the convenience of the people of the City and County, in accordance with Section 23958.4 of the California Business and Professions Code. (Housing and Neighborhood Services Committee)

File 98-0327, Resolution No.

Question on adoption _____

No. 19.

[Liquor License, 621 Divisadero]

Resolution determining that the issuance of a Type 20 off-sale beer and wine alcoholic beverage control license to Randa and Talal Naser and Raed and Rajalie Salman for "Health Haven", located at 621 Divisadero, will serve the convenience of the people of the City and County, in accordance with Section 23958.4 of the California Business and Professions Code, with conditions. (Housing and Neighborhood Services Committee)

File 98-0368, Resolution No.

(Conditions: (1) Not more than 10 percent of the square footage of the premises will be used for the sale of alcoholic beverage. (2) No wine shall be sold with an alcoholic content greater than 15 percent by volume.)

Question on adoption _____

No. 20.

[Liquor License Transfer, 1306 Fulton Street]

Resolution determining that the transfer of a Type 20 off-sale beer and wine alcoholic beverage control license from 5260 Diamond Heights to 1306 Fulton Street, to Musa and Khaled Dajani for "Abir's Natural Foods", will serve the convenience of the people of the City and County, in accordance with Section 23958.4 of the California Business and Professions Code, with conditions. (Housing and Neighborhood Services Committee)

File 98-0419, Resolution No.

(Conditions: (1) Not more than 8 percent of the square footage of the premises will be used for the sale of alcoholic beverage. (2) No wine shall be sold with an alcoholic content greater than 15 percent by volume.)

Question on adoption _____

No. 21.

[Liquor License Transfer, 1601 Haight Street]

Resolution determining that the transfer of a Type 48 on-sale general public premises alcoholic beverage control license from Ed Walsh, Federal bankruptcy trustee, to Diane Mulligan for "Good Time Last Night, LLC", located at 1601 Haight Street, will serve the convenience of the people of the City and County, in accordance with Section 23958.4 of the California Business and Professions Code. (Housing and Neighborhood Services Committee)

File 98-0500, Resolution No.

Question on adoption _____

No. 22.

[Liquor License Modification, 1901 McAllister Street]

Resolution modifying the conditions imposed on the Conditional Alcoholic Beverage License for Arinze G. Anoruo, dba Home Cash Market, located at 1901 McAllister Street, in accordance with Section 23804 of the Business and Professions Code. (Housing and Neighborhood Services Committee)

File 98-0552, Resolution No.

Question on adoption _____

Called from Finance Committee by Supervisor Bierman

No. 23.

[Displaced Worker Protection Act]

Ordinance amending Police Code to provide for the retention of security, janitorial, buildings maintenance and non-professional health care workers when a successor contract is awarded. (Supervisor Bierman)

File 121-97-010, Ordinance No.

(Adds Article 33C, Sections 3300C.1 through 3300C.6.)

Question on first reading _____

ROLL CALL FOR INTRODUCTIONS

No. 24.

Roll call for introduction of ordinances, resolutions, charter amendments, requests for hearings, letters of inquiry, and letters of request to the City Attorney.

PUBLIC COMMENT

No. 25.

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. The President or the Board may limit the total testimony to 30 minutes.

No. 26.

Conference with City Attorney
Anticipated Litigation
As Defendant

(a)
Motion that the Board convene in closed session with the City Attorney for the purpose of conferring with, or receiving advice from, the City Attorney regarding anticipated litigation (City anticipated to be a defendant) related to the City's consideration of an extension of the MBE/WBE/LBE Ordinance IV, and further related to the consideration of any additional amendments to this Ordinance. This closed session would be permitted by Government Code Section 54956.9(b).

Question on adoption _____

After a Closed Session, if one occurs
the Board shall adopt motion b or motion c

(b)
Motion that the Board finds that it is in the best interest of the public that the Board elect at this time not to disclose its closed session deliberations concerning the possible litigation.

Question on adoption _____

(c)
Motion that the Board finds it is in the public interest to disclose information discussed in closed session, and directs the President immediately to disclose that information.

Question on adoption _____

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

No. 27.

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.

(a)
[Commemorate Israel's 50th Anniversary]
Resolution commemorating the Fiftieth Anniversary of the State of Israel's Independence.
(Supervisors Katz, Kaufman, Newsom, Bierman, Ammiano, Teng, Medina)

File 98-0635, Resolution No.

(April 20, 1998 - Introduced in Board for consideration on April 27, 1998.)

Question on adoption.

(b)
[Proclaim SLUG Day]
Resolution recognizing the San Francisco League of Urban Gardeners on the occasion of their Fifteenth Anniversary and declaring May 2, 1998 as SLUG Day. (Supervisors Kaufman, Katz, Newsom, Bierman)

File 98-0636, Resolution No.

(April 20, 1998 - Introduced in Board for consideration on April 27, 1998.)

Question on adoption:

(c)
[Commend Names Project Foundation]
Resolution honoring the Names Project Foundation for their continuing work on behalf of the friends and families who have died of AIDS through the AIDS Memorial Quilt and for the inspiration and reminder of those who have passed that the quilt provides. (Supervisors Teng, Katz, Kaufman, Bierman)

File 98-0637, Resolution No.

(April 20, 1998 - Introduced in Board for consideration on April 27, 1998.)

Question on adoption.

(d)
[Proclaim Mental Health Association Day]
Resolution declaring May 19, 1998 Mental Health Association of San Francisco Day.
(Supervisor Bierman)

File 98-0638, Resolution No.

(April 20, 1998 - Introduced in Board for consideration on April 27, 1998.)

Question on adoption.

(e)
[Commend Martin J. Jenkins]
Resolution commending United States District Judge Martin J. Jenkins on being sworn in as a judge to the United States Northern District Court. (Supervisor Brown)

File 98-0639, Resolution No.

(April 20, 1998 - Introduced in Board for consideration on April 27, 1998.)

Question on adoption.

(f)
[State Legislation, SB 21991
Resolution supporting SB 2199 (Lockyer) and its associated State Budget augmentation of \$70.3 million, which would establish and fund a fully functional adult protective services system statewide to protect seniors and prevent elder abuse. (Supervisor Teng)

File 98-0640, Resolution No.

(April 20, 1998 - Introduced in Board for consideration on April 27, 1998.)

Question on adoption.

(g)
[State Legislation, SB 13731
Resolution supporting SB 1373 which calls for the Legislature to invest at least \$1.00 per capita in the arts and to increase the 1998-99 budget of the California Arts Council and each annual budget thereafter. (Supervisor Bierman)

File 98-0641, Resolution No.

(April 20, 1998 - Introduced in Board for consideration on April 27, 1998.)

Question on adoption.

(h)
[Consumer Bill of Rights and Responsibilities]
Resolution supporting the Consumer Bill of Rights and Responsibilities as endorsed by President William Clinton. (Supervisor Bierman)

File 98-0642, Resolution No.

(April 20, 1998 - Introduced in Board for consideration on April 27, 1998.)

Question on adoption.

(i)
[Child Study Center, San Francisco State University]
Resolution urging San Francisco State University to reconsider its plan to relocate the Child Study Center to a smaller facility, particularly in light of welfare reforms that will introduce many more children into the subsidized child care system. (Supervisors Bierman, Ammiano, Yee, Brown, Katz, Medina, Newsom, Teng, Yaki)

File 98-0643, Resolution No.

(April 20, 1998 - Introduced in Board for consideration on April 27, 1998.)

Question on adoption.

(j)
[Discrimination in Public Accommodations]
Resolution encouraging the Human Rights Commission to monitor and investigate alleged acts of discrimination in public accommodations. (Supervisor Brown)

File 98-0644, Resolution No.

(April 20, 1998 - Introduced in Board for consideration on April 27, 1998.)

Question on adoption.

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

File 98-0647, Motion No.

(April 20, 1998 - Introduced in Board for consideration on April 27, 1998.)

Question on adoption.

(l)
[Final Map]
Motion approving final map of 1317 Hyde Street, a Residential Condominium Project, being a subdivision of Lot 3 in Assessor's Block No. 217, and adopting findings pursuant to Planning Code Section 101.1. (Department of Public Works)

File 98-0629, Motion No.

(April 17, 1998 - Referred to Board for consideration on April 27, 1998.)

Question on adoption.

(m)

[Final Map]

Motion approving final map of 999 16th Street, a Live/Work Condominium Project, being a subdivision of Lot 5 in Assessor's Block No. 3950, and adopting findings pursuant to Planning Code Section 101.1. (Department of Public Works)

File 98-0630, Motion No.

(April 17, 1998 - Referred to Board for consideration on April 27, 1998.)

Question on adoption.

Questions on the For Adoption Without Committee Reference Calendar _____

IMPERATIVE CALENDAR

No. 28.

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 motion (a) or motion (b) and then adopt motion (c). Each motion requires 8 votes or a unanimous 6 or 7. A unanimous vote is required for the resolution(s).

(a)

[Serious Injury Finding]

Motion that the Board find by roll call vote 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 _____

(b)

[Purely Commendatory Finding]

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

Action _____

(c)

[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 _____

(d)

[Imperative Resolutions, if any]

Questions on the Imperative calendar _____

PROPOSED ORDINANCES RECEIVED APRIL 15 - APRIL 22, 1998, FOR REFERENCE BY PRESIDENT TO APPROPRIATE COMMITTEE ON APRIL 27, 1998

File 98-0651. [Parking Meter Rates] Ordinance amending Traffic Code by amending Sections 203.1 through 203.4, inclusive, relating to parking meter rates. (Department of Parking and Traffic) Referred to Finance Committee.

File 98-0652. [Wayne Quan, v. CCSF, et al.] Ordinance authorizing settlement of litigation of Wayne Quan against James Robinson and the City and County of San Francisco by payment of \$45,000.00 (Superior Court No. 981-627). (City Attorney) Referred to Rules Committee.

PROPOSED RESOLUTIONS RECEIVED APRIL 15 - APRIL 22, 1998, FOR REFERENCE BY PRESIDENT TO APPROPRIATE COMMITTEE ON APRIL 27, 1998

File 98-0626. [Emergency Repair, Church Street Sewer] Resolution approving the expenditure of funds for the emergency work to replace the structurally inadequate sewer on Church Street from 19th Street to Hancock Street - \$104,076.00. (Public Utilities Commission) Referred to Finance Committee.

File 98-0648. [Private Grant, Dental Health Foundation] Resolution authorizing the Department of Public Health, Public Health Division, Community Health Promotion and Prevention, to accept retroactively and expend grant funds of \$63,295 from the Dental Health Foundation to provide school-based dental screenings and sealants, and to enter into an agreement which does not include patent infringement indemnification and false claims clauses; waiving indirect costs. (Department of Public Health) Referred to Health, Family and Environment Committee.

File 98-0656. [Lease Amendment, 680 Eighth Street] Resolution authorizing an amendment to a lease of real property at 680 Eighth Street, San Francisco, for the Department of Public Health. (Real Estate Department) Referred to Finance Committee.

File 98-0657. [Lease of Property, 3801 Third Street] Resolution authorizing a lease of real property at 3801 Third Street, San Francisco, for the Department of Public Health. (Real Estate Department) Referred to Finance Committee.

Petitions and communications received April 15 to April 22 for reference by the President to the Committee considering related matters or to be ordered filed by the Clerk April 27, 1998.

1. From Recreation and Park Department, requesting to calendar before the Finance Committee for release of reserve funds in the amount of \$300,000 for a facilities assessment. Finance Committee
2. From Port, requesting a release of reserve funds in the amount of \$39,622 for design work for the reconstruction of Pier 47A, Fisherman's Wharf. Finance Committee
3. From Port, requesting a release of reserve funds in the amount of \$137,960 for construction work at Pier 1-1/2 emergency wall repairs. Finance Committee.
4. From Port, requesting a release of reserve funds in the amount of \$26,000 for design of the repair work for the Agricultural Building Exterior Exit Stairs. Finance Committee

5. From Department of Public Works, requesting a release of reserve funds in the amount of \$416,520 for St. Mary's Square Garage from Earthquake Safety Bond Program Phase 2 Funds. Finance Committee
6. From various departments, responding to Supervisor Yee's request regarding sexual harassment complaints:
Municipal Court
Planning Department
Employees' Retirement System
Law Library
Office of the City Attorney
Copy: Supervisor Yee
7. From various departments, responding to Supervisor Newsom's request regarding Substance Abuse Program within the department:
Superior and Municipal Court
Law Library
Office of the Sheriff
Department of Public Health
Copy: Supervisor Newsom
8. From Recreation and Park Department, responding to Supervisor Newsom's request regarding Customer Service Plans.
9. From Office of the Mayor, submitting quarterly reports regarding the 911/Office of Emergency Services Project. Finance Committee
10. From Office of the Mayor, Capital Improvement Advisory Committee recommending approval of a supplemental appropriation in the amount of \$314,400 for Public Health, Community Health Network for facilities maintenance improvements for a new 32 bed Medical Psychiatric unit at General Hospital. Copy: Each Supervisor. Finance Committee
11. From Zoo, submitting follow-up on the questions raised at the Park and Recreation Committee hearing on April 8, 1998. Parks and Recreation Committee. File 98-0237
12. From Office of the City Attorney, responding to inquiry regarding charitable solicitation regulations.
13. From Unified School District, regarding the erroneous information announcing the proposed closing of Newcomer High School. Copy: Each Supervisor
14. From Planning Department, regarding Sutro Tower Digital Television Final EIR. File 98-0478
15. From United Taxicab Workers, regarding reappointment to Sunshine Task Force. Rules Committee
16. From California Legislature, Senate. Rules Committee, regarding appointment of Gloria J. Papazian as member of California Regional Water Quality Control Board.
17. From United States Department of Commerce, Bureau of the Census, regarding developing the American Community Survey beginning in 1999. Copy: Mayor

18. From Pacific, Gas and Electric, submitting three payments for gas and **electric** franchise fees.
19. From Indra Shrestha, requesting approval for a public convenience and necessity determination for a transfer of Type 21 off-sale liquor from 3216 Mission Street to 4004 Mission Street for Everest's Market. Housing and Neighborhood Services Committee.
20. From Red & White Ferries, Inc., submitting application filed with the California Public Utilities Commission for authority to provide scheduled and on-call vessel common carrier service between between Ferry Building, Pier 1/2 and Fisherman's Wharf Ferry Terminal, Pier 43 1/2 and the Aircraft Carrier USS Hornet.
21. From Stuart S. Haas, submitting complaint of #15 Muni bus driver. Copy: Muni
22. From Josie Valderrama, expressing concern regarding helicopter noise and over-building of franchise stores such as Starbucks. Copy: Mayor
23. From Cayuga Improvement Association, submitting invitation for a neighborhood Election Forum to be held on May 12, 1998 at the Cayuga Playground Clubhouse (Naglee and Cayuga Avenues) at 7:00 p.m. Copy: Each Supervisor
24. From Phoebe Williams, requesting to be the first tenant relocated to Treasure Island.
25. From Citizens for Open Space and to Retain the Vaillancourt Fountain, regarding the dedication of Ferry Park. Copy: Each Supervisor
26. From Queer Latina PAC, supporting the proposed ordinance to create a commission to advocate for patients rights to equal and quality health care.
27. From J. Lasner, regarding the location of the Gay/Lesbian Center.
28. From various signators, expressing concern regarding nightclubs closing down in the South of Market area. (2 letters received)
29. From various signators, opposing the proposed changes to General Assistance program. (2 letters received) File 97-97-73
30. From various signators, urging support of legislation banning the sale of live animals for food. (10 letters received)
31. From various signators, opposing the addition of a 12 ton Digital Television antenna at the top of the Sutro Tower. (3 letters received) File 98-0478

NOTICE OF MAYOR'S APPOINTMENT

- Theresa M. Picon, member, Film and Video Arts Commission
2. Wayne .H. Perry; member, Small Business Advisory Commission
3. Colleen Meharry, member, Small Business Advisory Commission
4. Michael Patterson, member, Small Business Advisory Commission
5. Stephen Cornell, member, Small Business Advisory Commission

Legislation Pending Under the "30 Day Rule"

These items may not be heard by Committee until the date in the right hand column.
As Revised April 24, 1998

Rule 5.40 provides that when an ordinance or resolution is introduced which would **create or revise major city policy**, the committee to which the legislation is assigned shall not consider the legislation until at least thirty days after the date of introduction. The provisions of this rule shall not apply to the routine operations of the departments of the City or when a legal time limit controls the hearing timing. In general the rule shall not apply to hearings to consider subject matter when no legislation has been presented, nor shall the rule apply to resolutions which simply **urge** action to be taken.

Topic	File No.	Committee	Source	Legislation Introduced	30 Day Rule Expires
Newsracks, Placement and Maintenance	98-0515 Ordinance	Finance	Kaufman	3/30/98	4/29/98
Newsracks Appeal	98-05 16 Ordinance	Finance	Kaufman	3/30/98	4/29/98
Taximeter Reinspection Fee Waiver	98-0517 Ordinance	Economic Development, Transportation and Technology	Newsom	3130198	4/29/98
Affordable Child Care program	98-0518 Ordinance	Finance	Teng	3/30/98	4/29/98
Affordable Child Care Fund	98-0519 Resolution	Finance	Teng	3/30/98	4/29/98
Massage Establishment	98-0520 Ordinance	Housing and Neighborhood Services	Yee	3/30/98	4/29/98
Rent Pass Through	98-0521 Ordinance	Finance	Mayor Brown	3/30/98	4/29/98
Sunshine Ordinance Task Force	98-0530 Resolution	Rules	Ammiano	3/30/98	4/29/98
Bicycle Transit Enhancement Plan	98-0564 Ordinance	Economic Development, Transportation and Technology	Katz	4/6/98	5/6/98
Jet Ski Regulations	98-0076 Ordinance	Health, Family and Environment	Newsom	4/13/98	5/13/98
Historic Sign District	98-0449 Substitute Ordinance	Housing and Neighborhood Services	Kaufman	4/13/98	5/13/98
Harding Park Golf Course Fee Reduction	98-0594 Ordinance	Parks and Recreation	Newsom	4/13/98	5/13/98
MBE/WBE/LBE Utilization Ordinance IV	98-0612 Ordinance	Economic Development, Transportation and Technology	Brown	4/13/98	5/13/98