

CITY AND COUNTY OF SAN FRANCISCO

BOARD OF SUPERVISORS

Monday, May 18, 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, Public Defender's Office]

Ordinance appropriating \$100,207, Public Defender's Office, from the General Fund Reserve for salaries and fringe benefits and for the creation of two (2) new positions; companion measure to File 98-0485. (Controller)

File 98-0484, Ordinance No.

Question on final passage.

(b)

[Salary Ord. Amendment, Public Defender's Office]

Ordinance amending Ordinance No. 307-97 (Annual Salary Ordinance, 1997-98), Public Defender's Office, reflecting the creation of two (2) new positions (Class 8174 Attorney, Civil and Criminal); companion measure to File 98-0484. (Department of Human Resources)

File 98-0485, Ordinance No.

Question on final passage.

(c)  
[Appropriation, Dept. of Public Health]  
Ordinance appropriating \$15501,323, Department of Public Health, San Francisco General Hospital and Laguna Honda Hospital, of Medical Revenues in excess of budget estimates to fund increased salaries, fringe benefits, professional services, materials, equipment and facilities maintenance and the creation of 75.70 positions for fiscal year 1997-98; companion measure to File 98-0632. (Mayor Willie L. Brown, Jr.)

File 98-0631, Ordinance No.

Question on final passage.

(d)  
[Salary Ordinance Amendment, Dept. of Public Health]  
Ordinance amending Ordinance No. 307-97 (Annual Salary Ordinance, 1997/98), Department of Public Health - Community Health Network, reflecting the creation of 75.70 positions; companion measure to File 98-0631. (Mayor Willie L. Brown, Jr.)

File 98-0632, Ordinance No.

(Fiscal Impact.)

Question on final passage.

(e)  
[Appropriation, Department of Public Works]  
Ordinance appropriating \$22,477,779, Department of Public Works, from the General Fund Reserve to fund the construction of City Hall for fiscal year 1997-98. (Mayor Willie L. Brown, Jr.)

File 98-0633, Ordinance No.

(Fiscal Impact.)

Question on final passage.

(f)  
[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 to provide for an increase in administrative space for Perinatal Outreach and Education Programs. (Real Estate Department)

File 98-0656, Resolution No.

Question on adoption.

(g)

[Lease Amendment, 3801 Third Street]

Resolution authorizing a lease of real property at 3801 Third Street, San Francisco, for the Department of Public Health, to provide space for use as administrative offices of the Home Visiting Demonstration Program, funded for three years by a State grant which was previously approved by the Board of Supervisors. (Real Estate Department)

File 98-0657, Resolution No.

Question on adoption.

Recommendations of Housing and Neighborhood Services Committee

Present: Supervisors Medina, Yee, Leno

(h)

[Subcontract, District Attorney/Police Officer Training]

Resolution authorizing the District Attorney to retroactively contract for, accept, and expend funds in the amount of Twenty-Eight Thousand Dollars (\$28,000), which includes indirect costs of One Thousand Five Hundred and Forty-Seven Dollars (\$1,547), which have been allocated from Community United Against Violence ("CUAV"), a San Francisco-based non-profit organization, for a project entitled "D.H.S.-Funded Lesbian, Bisexual, and Transgendered Women's Project" for the twenty-four month period, July 1, 1997, through June 30, 1999. (District Attorney)

File 98-0584, Resolution No.

Question on adoption.

(i)

[State Grant - Violence Against Women]

Resolution authorizing the District Attorney to retroactively apply for, accept and expend funds in the amount of \$110,000 available through the Office of Criminal Justice Planning for a project entitled "Violence Against Women Vertical Prosecution - Elder Abuse" for the twelve month period, March 1, 1998, through February 28, 1999, and waiving indirect cost due to funding constraints. (District Attorney)

File 98-0585, Resolution No.

Question on adoption.

Recommendation of Economic Development, Transportation  
and Technology Committee

Present: Supervisors Yaki, Katz, Leno

(j)

[Revocable Permit, 470 Florida Street]

Resolution granting revocable permission to Project Artaud Corporation to construct an entrance including four risers with handrails, a wheelchair lift with an enclosure, a security grille and a marquee for A Traveling Jewish Theatre at 470 Florida Street (Block 3969, Lot 1) and adopting findings pursuant to Planning Code Section 101.1. (Department of Public Works)

File 98-0590, Resolution No.

Question on adoption.

Recommendations of Rules Committee

Present: Supervisors Ammiano, Yee, Brown

(k)

Wayne Quan, v. CCSF, et al]

Ordinance authorizing settlement of litigation of Wayne Quan against James Robinson and the City and County by payment of \$45,000. (City Attorney)

File 98-0652, Ordinance No.

(Superior Court No 981-627.)

Question on first reading.

(l)

[Appointments]

Resolution appointing members to the Sunshine Ordinance Task Force, terms expired, for new two year terms ending April 27, 2000. (Rules Committee)

File 98-0794, Resolution No.

(Bruce Brugmann, succeeding himself, Seat No. 27102, must be local journalist nominated by Society of Professional Journalists;

David Pilpel, succeeding himself, Seat No. 27108, must be member of public experienced in consumer advocacy;

Ruach Graffis, succeeding herself, Seat No. 27114, must be member of public with interest/experience in local government;

Amelia Ashley-Ward, succeeding Enrique Ramirez, Seat No. 27109, must be member of public experienced in consumer advocacy.)

Question on adoption.

Questions on the consent calendar are on first reading, final passage or

adoption as indicated \_\_\_\_\_

REGULAR CALENDAR

UNFINISHED BUSINESS

Recommendation of Finance Committee

Present: Supervisors Teng, Kaufman, Newsom

No. 2.

(Supervisor Kaufman excused from voting.)

[Bond Pass Through]

Ordinance amending Administrative Code to permit landlords to pass through to tenants any increase in the property tax rate imposed as a result of a ballot measure approved by the voters between November, 1996 and November, 1998. (Mayor Willie L. Brown, Jr., Supervisors Yaki, Teng, Bierman, Brown, Yee)

File 98-0521, Ordinance No.

(Amends Sections 37.2, 37.3 and 37.8.)

Question on final passage \_\_\_\_\_

NEW BUSINESS

Recommendations of Finance Committee

Present: Supervisors Teng, Kaufman, Newsom

No. 3.

[Appropriation, Public Utilities Commission]

Ordinance appropriating \$310,580, Public Utilities Commission, Water Department, from the Water Department Operating Fund Balance, to fund with associated costs the implementation of safe drinking water and seismic reliability capital improvement programs (Propositions A and B) and creation of fifteen (15) positions for fiscal year 1997-98; companion measure to File 98-0687. (Controller)

File 98-0686, Ordinance No.

(Fiscal Impact.)

Question on first reading \_\_\_\_\_

No. 4.

[Salary Ordinance Amendment, PUC-Water Dept.]  
Ordinance amending Ordinance No. 307-97 (Annual Salary Ordinance, 1997-98), Public Utilities Commission - Water Department, reflecting the creation of fifteen (15) new positions; companion measure to File 98-0686. (Department of Human Resources)

File 98-0687, Ordinance No.

(Fiscal Impact.)

Question on first reading \_\_\_\_\_

No. 5.

[Camp Mather Fees]  
Ordinance amending the Park Code approving fees for Camp Mather. (Recreation and Park Department)

File 98-0491, Ordinance No.

(Adds Article 12, Sections 12.01 through 12.04.)

Question on first reading \_\_\_\_\_

No. 6.

[Parking Meter Rates]  
Ordinance amending Traffic Code, relating to parking meter rates. (Department of Parking and Traffic)

File 98-0651, Ordinance No.

(Amends Sections 203.1 through 203.4, inclusive.)

Question on first reading \_\_\_\_\_

No. 7.

[Equipment Lease Financing, 911 Center]

Resolution approving the issuance of Lease Revenue Bonds (aggregate amount not to exceed \$60,000,000) of the City and County San Francisco Finance Corporation; approving the form and authorizing the execution and delivery of an equipment lease between the City and County of San Francisco Finance Corporation (the "Corporation"), as lessor, and the City and County (the "City"), as lessee, relating to the equipment (including certain indemnification provisions therein); approving the form and authorizing the execution and delivery of an Indenture of Trust among the corporation, the City and the trustee; approving the form and authorizing the execution and delivery of a Continuing Disclosure Certificate relating to said Bonds; approving the 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; adopting findings under the California Environmental Quality Act and findings pursuant to City Planning Code Section 101.1; and authorizing the taking of appropriate actions in connection therewith. (Mayor's Office of Finance and Legislative Affairs)

File 98-0690, Resolution No.

Question on adoption \_\_\_\_\_

No. 8.

[Estate of Zygmunt Arendt]

Resolution authorizing the Public Administrator to act as the personal representative of the Mayor and Board of Supervisors for the purpose of probating the estate of Zygmunt Arendt and authorizing the Public Administrator to seek approval from the Probate Court for the appointment of the Executive Director of the Department of Human Services to manage distribution of the estate under the oversight of the Mayor and Board of Supervisors. (Supervisor Kaufman)

File 98-0722, Resolution No.

Question on adoption \_\_\_\_\_

Recommendations of Economic Development, Transportation  
and Technology Committee

Present: Supervisors Yaki, Katz, Leno

No. 9.

[Motor Fuel Prices]

Ordinance amending Administrative Code to require refiners of motor fuels to divorce company-owned service stations in the City and County, to preclude refiners from owning service stations in San Francisco in the future, and barring discrimination by refiners in the wholesale prices charged to service stations in San Francisco. (Supervisors Yaki, Leal, Brown, Bierman)

File 97-97-57, Ordinance No.

(Adds Chapter 80, Sections 80.1 through 80.9.)

Question on first reading \_\_\_\_\_

No. 10.

[PTC Agreement, Transit Passes and Tickets]

Resolution authorizing retroactively, an indemnity provision in agreements between the City's Public Transportation Commission and Bay Area Public Transit Operators for delivery and sale of transit passes and tickets. (Public Transportation Commission)

File 98-0592, Resolution No.

Question on adoption \_\_\_\_\_

Recommendation of Rules Committee

Present: Supervisors Ammiano, Yee, Brown

No. 11.

[Sunshine Ordinance Task Force]

Resolution establishing a policy to involve the Sunshine Task Force in the consideration and review of proposed amendments to the City's Sunshine Ordinance. (Supervisor Ammiano)

File 98-0530, Resolution No.

Question on adoption \_\_\_\_\_



ROLL CALL FOR INTRODUCTIONS

No. 12.

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. 13.

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. 14.

Closed Session

Conference with City Attorney

**(a)**

Motion that the Board of Supervisors convene in closed session with the City Attorney for the purpose of conferring with, or receiving advice from the City Attorney regarding pending litigation in the case of O'Hara v. City and County of San Francisco, California Court of Appeals No. A082474; S.F. Superior Court No. 992-704 (Owner-Move-In Litigation). The closed session will be held pursuant to Government Code Section 54956.9(a) and Administrative Code Section 67.11(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. 15.

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

(a)

[State Legislation, AB 2260]

Resolution supporting AB 2260 which would require the State Department of Health Services, through the childhood lead poisoning prevention program, to establish fifteen pilot projects to perform outreach and treatment for childhood lead poisoning in counties throughout the State identified as having the highest risk of lead poisoning. (Supervisors Bierman, Teng, Brown, Katz, Medina)

File 98-0713, Resolution No.

(May 11, 1998 - Severed; Consideration continued to May 18, 1998.)

Question on adoption.

(b)

[Commendation]

Resolution recognizing and commending Philip Choy, Alexander Weiss and the Angel Island Immigration Station Foundation for their roles in preserving the rich history of Angel Island Immigration Station for generations to come. (Supervisors Teng, Ammiano, Bierman, Brown, Katz, Medina)

File 98-0768, Resolution No.

(May 11, 1998 - Introduced in Board for consideration on May 18, 1998.)

Question on adoption.

(c)

[Angel Island, National Historic Landmark]

Resolution remembering Angel Island's historic role in the anti-immigrant movement and taking great pride in recognizing the momentous designation of Angel Island Immigration Station as a National Historic Landmark. (Supervisors Teng, Ammiano, Bierman, Brown, Katz, Medina)

File 98-0769, Resolution No.

(May 11, 1998 - Introduced in Board for consideration on May 18, 1998.)

Question on adoption.

(d)

[Commend Lejon Loggins]

Resolution commending Lejon Loggins for his courage and bravery in saving the lives of members of the Singleton family. (Supervisors Brown, Bierman)

File 98-0770, Resolution No.

(May 11, 1998 - Introduced in Board for consideration on May 18, 1998.)

Question on adoption.

May 18, 1998

(e)  
[Older Americans Month]  
Resolution recognizing the seniors in our City and declaring May 1998 as Older Americans Month. (Supervisors Kaufman, Bierman)

File 98-0771, Resolution No.

(May 11, 1998 - Introduced in Board for consideration on May 18, 1998.)

Question on adoption.

(f)  
[Emergency Medical Services Week]  
Resolution declaring the week of May 17-23, 1998 as Emergency Medical Services Week. (Supervisors Kaufman, Bierman)

File 98-0772, Resolution No.

(May 11, 1998 - Introduced in Board for consideration on May 18, 1998.)

Question on adoption.

(g)  
[Drug Court Week]  
Resolution declaring the week of June 1-7, 1998 as Drug Court Week. (Supervisor Kaufman)

File 98-0773, Resolution No.

(May 11, 1998 - Introduced in Board for consideration on May 18, 1998.)

Question on adoption.

01)  
[Commend Agnes Albert]  
Resolution commending Ms. Agnes Albert for her contributions to the San Francisco Symphony and celebrating her 90th birthday. (Supervisor Leno)

File 98-0774, Resolution No.

(May 11, 1998 - Introduced in Board for consideration on May 18, 1998.)

Question on adoption.

0)  
[Commendation]  
Resolution commending the San Francisco Museum of Modern Art for its Keith Haring Exhibit and celebrating the art and memory of Keith Haring. (Supervisor Leno)

File 98-0775, Resolution No.

(May 11, 1998 - Introduced in Board for consideration on May 18, 1998.)

Question on adoption.

(j)

[State Legislation, (SB 1968)]

Resolution urging the California State Legislature to enact into law SB 1968 which prohibits employers with more than 20 employees from discriminating in payment of wages between full-time and part-time employees, except with respect to seniority. (Supervisors Medina, Bierman)

File 98-0776, Resolution No.

(May 11, 1998 - Introduced in Board for consideration on May 18, 1998.)

Question on adoption.

(k)

[State Legislation, SB 1686]

Resolution urging the California State Legislature to support SB 1686, a bill changing the California State Education Code to comply with the Federal Individuals with Disabilities Education Act, in order that the State may qualify for Federal funds available for the education of individuals with exceptional needs. (Supervisors Yaki, Bierman)

File 98-0777, Resolution No.

(May 11, 1998 - Introduced in Board for consideration on May 18, 1998.)

Question on adoption.

(l)

[State Legislation, AB 2188]

Resolution urging the California State legislature to support AB 2188, a bill that would establish a certification process for firearms manufacturers and mandate reporting requirements for all lost or stolen firearms. (Supervisors Yaki, Bierman)

File 98-0778, Resolution No.

(May 11, 1998 - Introduced in Board for consideration on May 18, 1998.)

Question on adoption.

(m)

[State Legislation, SB 1901]

Resolution endorsing SB 1901 which would benefit grandparents and other relative child care providers. (Supervisor Bierman)

File 98-0780, Resolution No.

(May 11, 1998 - Introduced in Board for consideration on May 18, 1998.)

Question on adoption.

(n)

[State Legislation, SCA 30]

Resolution supporting Senate Constitution Amendment 30 which would amend the California Constitution to prohibit the State or a local government from entering into any contract, franchise agreement or other arrangement in which all or any portion of a public safety service, including fire, police, sheriff, probation or other peace office services, would be provided by private means. (Supervisor Bierman)

File 98-0781, Resolution No.

(May 11, 1998 - Introduced in Board for consideration on May 18, 1998.)

Question on adoption.

(o)

[State Legislation, SB 1809]

Resolution supporting SB 1809 relating to elderly abuse reform efforts. (Supervisors Brown, Bierman)

File 98-0782, Resolution No.

(May 11, 1998 - Introduced in Board for consideration on May 18, 1998.)

Question on adoption.

(p)

[State Legislation, AB 2389]

Resolution opposing AB 2389 which would limit a woman's right to choose an abortion in the State of California. (Supervisors Kaufman, Bierman)

File 98-0783, Resolution No.

(May 11, 1998 - Introduced in Board for consideration on May 18, 1998.)

Question on adoption.

[State Legislation, SB 1735]

Resolution urging the California State Legislature and Governor Pete Wilson to approve SB 1735, relating to civil rights. (Supervisors Leno, Medina, Bierman)

File 98-0784, Resolution No.

(May 11, 1998 - Introduced in Board for consideration on May 18, 1998.)

Question on adoption.

(r)

[Keith Haring Artwork]

Resolution urging the Art Commission to consider the viability of purchasing a Keith Haring sculpture for the San Francisco Art Collection. (Supervisors Ammiano, Bierman, Leno)

File 98-0786, Resolution No.

(May 11, 1998 - Introduced in Board for consideration on May 18, 1998.)

Question on adoption.

May 18, 1998

(s)

[Winter Storms 1998 Emergency]

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the 1998 winter storms. (Supervisors Kaufman, Ammiano, Katz, Bierman, Medina, Leno, Newsom)

File 98-0779, Motion No.

(May 11, 1998 - Introduced in Board for consideration on May 18, 1998.)

Question on adoption.

(t)

[Grant-Private]

Resolution authorizing the Department of Public Health, Public Health Division, Community Health Services, to accept retroactively and expend grant funds of \$15,000 from the Public Health Institute to provide health promotion and education services to youth at Balboa High School; and to enter into an agreement which does not include patent infringement indemnification and false claim clauses. (Supervisor Bierman)

File 98-0793, Resolution No.

(May 12, 1998 - Referred to Board for consideration on May 18, 1998.)

Question on adoption.

Questions on the For Adoption Without Committee Reference Calendar \_\_\_\_\_

#### IMPERATIVE CALENDAR

No. 16.

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 MAY 6 - MAY 13, 1998, FOR REFERENCE BY PRESIDENT TO APPROPRIATE COMMITTEE ON MAY 18, 1998

File 98-0311. [Regulation of Lobbyists]. Substitute ordinance amending Article XIIA of the San Francisco Administrative Code by amending Sections 16.520 through 16.534 to: add Legislative findings; clarify definitions and add new definitions; consolidate the definition of "Lobbyist" with the thresholds for qualifying as a lobbyist and the exemptions; increase the qualification threshold for contract lobbyists from \$1,000 per month to \$4,200 per quarter; increase the qualification threshold for expenditure lobbyists from \$1,000 per quarter to \$4,200 per quarter; clarify and add new exemptions; clarify that once a person qualifies as a "Lobbyist" the person is subject to the requirements and prohibitions of this Article until the person ceases all lobbyist activity and files a statement of termination; require that lobbyist report contacts with and payments that benefit certain designated employees as well as City officers; clarify the disclosure requirements applicable at the time of registration and at the time of filing quarterly activity reports; provide that all lobbyists re-register on January 15 of each year; require lobbyists to disclose payments received from City officers in exchange for campaign consulting services; limit the aggregate value of gifts from lobbyists to each City officer and to certain designated employees, within three months of a lobbyist contact, to \$50; prohibit lobbying on a contingency fee basis; require lobbyists to notify City officers and designated employees of the value of gifts conferred; limit political contributions by lobbyists; and add transition provisions for implementation of these amendments. (Ethics Commission) Referred to Rules Committee.

File 98-0738. [PUC Short-Term Indebtedness] Substitute ordinance amending Administrative Code by adding Chapter 84 to provide a procedure for the issuance by the Public Utilities Commission of the City and County of San Francisco of commercial paper and other short-term indebtedness in anticipation of the issuance of revenue bonds. (City Attorney) Referred to Finance Committee.

File 98-0795. [Permit Regulations, Horse-Drawn Vehicle Companies] Ordinance amending Police Code by adding Article 7.1 providing regulations for the operation of horse-drawn vehicle companies and horse-drawn vehicle drivers. (Police Commission)

File 98-0801. [Zoya Dayter, et al. v. CCSF, et al.] Ordinance authorizing settlement of litigation of Zoya Dayter against the City and County of San Francisco by payment of \$42,500. (Superior Court No. 983-167). (City Attorney)

PROPOSED RESOLUTIONS RECEIVED MAY 6 - MAY 13, 1998, FOR REFERENCE BY PRESIDENT TO APPROPRIATE COMMITTEE ON MAY 18, 1998

File 98-0791. [Hold Harmless Agreement] Resolution authorizing the Chief of Police to execute a hold harmless agreement with the Santa Clara County Department of Corrections and TFP Inc. concerning participation of the San Francisco Police Department in the Western-DIN network for enhanced access and sharing of digital mugshot images. (Police Commission) Referred to Housing and Neighborhood Svcs Committee.



File 98-0792. [Prop J Contract, Shuttle Bus Services] Resolution approving the Controller's certification that shuttle bus services for San Francisco International Airport can practically be performed by private contractor at a lower cost for the first half of the fiscal year commencing July 1, 1998 than if work were performed by City and County employees. (Airport) Referred to Finance Committee.

File 98-0796. [Emergency Repair, Pier 24 and 24-1/2] Resolution approving a declaration of emergency for construction work to repair a collapsed pier at Pier 24 and 24-1/2, Port of San Francisco - \$248,386.00. (Port) Referred to Finance Committee.

File 98-0797. [Prop J Contract, Jail Food Services] Resolution approving the Controller's certification that County Jail food service management operations for the City and County of San Francisco can practically be performed by private contractor at a lower cost for the year commencing July 1, 1998, than if work were performed by City and County employees. (Sheriff) Referred to Finance Committee.

File 98-0798. [Prop J Contract, Own Recognizance Project] -Resolution approving the Controller's certification that the San Francisco "O.R." Project for the City and County of San Francisco can practically be performed by private contractor at a lower cost for the year commencing July 1, 1998, than if work were performed by City and County employees. (Sheriff) Referred to Finance Committee.

File 98-0799. [Prop J Contract, Pre-Trial Diversion Program] 'Resolution approving the Controller's certification that the Pretrial Diversion Program for the City and County of San Francisco can practically be performed by private contractor at a lower cost for the year commencing July 1, 1998, than if work were performed by City and County employees. (Sheriff) Referred to Finance Committee.

Petitions and communications received May 6 to May 13 for reference by the President to the Committee considering related matters or to be ordered filed by the Clerk May 18, 1998.

1. From Controller's Audits Division, submitting report concerning the investigation of Portsmouth Square Garage's overtime pay to an assistant manager.
2. From Office of the Treasurer/Tax Collector, submitting Cash Difference and Overage Funds report for the period ending April 30, 1998.
3. From Office of the Treasurer, submitting computer printouts detailing the City's investment portfolio as of April 30, 1998.
4. From Municipal Court, submitting Court Deposit Statement for the month ended March 31, 1998.
5. From Department of Human Resources, requesting release of reserve funds in the amount of \$75,000 to complete claims backlog project and for services related to the 1998-99 Open Enrollment process. Finance Committee
6. From Municipal Railway, requesting release of reserve funds in the amount of \$505,783 for cable car conduits and pulleys. Finance Committee

7. From various departments, submitting request to Human Rights Commission for waiver of provisions of Chapter 12B and 12C of Administrative Code:  
Public Utilities Commission, Chapter 12B  
Office of the Sheriff, Chapter 12B, 12C  
Real Estate Department, Chapter 12?, 12C
8. From Department of Public Health, submitting U.S. Dept. of Justice's findings of investigation of Laguna Honda Hospital. File 98-0788
9. From Public Utilities Commission, submitting revised draft Lake Merced Comprehensive Management Plan and draft Response of Public Comments on the Draft Lake Merced Comprehensive Management Plan. Copy: Each Supervisor
10. From Animal Care and Control Department, submitting Year 2000 Conversion Status Survey. Copy: Supervisor Katz and Ed Harrington
11. From Recreation and Park Department, submitting employee claim of Diane Palacio. Rules Committee. File 98-0754
12. From Civil Service Commission, submitting Department of Human Resources' report of the highest prevailing salary schedule for acute care nurses in the six Bay Area counties in effect as of April 15, 1998. Finance Committee
13. (Number not used)
14. From Department of Human Resources, submitting Administrative Change Nos. 10I-106/97/98 to the Annual Salary Ordinance FY 1997-98.
15. From California Legislature, Senate Rules Committee, regarding appointments of Nicole A. Clay as member of the State Board of Forestry and Fire Protection; Richard L. Spees, as member of the Seismic Safety Commission; and John J. Amodio as member of the California Integrated Waste Management Board.
16. From State of California, Department of Alcoholic Beverage Control, regarding Mohamed Krayem, Western Sunset Market, alcoholic beverage license.
17. From State of California, Department of Alcoholic Beverage Control, regarding Frederick L. Charron Jr. and Wayne R. Newman, Quetzal, alcoholic beverage license.
18. From Cynthia Brown, appealing Planning Commission's decision regarding conditional use authorization of property located at 1990 Ocean Avenue tentatively scheduled before the Board on June 8, 1998.
19. From Yeoryios Apallas, Deputy Attorney General, submitting request for special notice regarding Zygmunt Arendt. Copy: City Attorney, Mayor, Public Administrator/Public Guardian. File 98-0722
20. (Number not used)
21. (Number not used)
22. (Number not used)

- 23: (Number not used)
24. From State Board of Equalization, submitting Special Notice regarding the change of Sales and Use Tax Rates in Napa County and Del Norte County effective July 1, 1998.
25. From Associated Students, City College, regarding the District's decision to cut student funds to run and support programs that benefit students.
26. From Carriage Charter, regarding the rescission of Port Commission Resolution 94-20 concerning curb space permits at Fisherman's Wharf. Copy: Each Supervisor
27. From David L. Chittenden, M.D., expressing concern regarding the structure to be built next to the old Fireman's Fund complex near Presidio Avenue and California Street.
28. From Soudabeh Baldwin, opposing Central California Regional Water Recycling Program.
29. From Evelyn Boza and Christopher Struck, supporting the acceptance of Fay-Berrigan property bequest. Parks and Recreation Committee. File 98-0689
30. From James Robinson, urging support of proposed initiative for a Municipal Railway Institutional Police Department.
31. From Bill Wilson, expressing concern regarding Medical Examiner's policy of re-using needles.
32. From various signators, opposing the proposed bond tax pass-through. (3 letters received) Copy: Mayor. File 98-0521
33. From David W. Dippel, supporting the proposed bond tax pass-through. File 98-0521
34. From various signators, opposing the Catellus plans for Mission Bay. (8 letters received)
35. From various signators, urging support of legislation banning the sale of live animals for food. (4 letters received)
36. From Mayor's Office of Community Development, requesting release of reserve funds in the amount of \$15,000 for Metropolitan Community Church Simply Supper Homeless Feeding Program. Copy: Supervisor Teng and Harvey Rose. Finance Committee. File 98-0218

## 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 May 15, 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
First Source Hiring of Qualified Economically Disadvantaged Individuals	98-0663 Ordinance	Economic Development, Transportation and Technology	Yaki	4/27/98	5/27/98
Elections Code, amend fee for ballot argument and value of signatures submitted in lieu of fees	98-0664 Ordinance	Finance	Yee	4/27/98	5/27/98
Non-Profit Organizations, Public Access	98-0666 Draft Ordinance	Finance	Ammiano	4/27/98	5/27/98
Moderate-Scale Neighborhood Commercial District, Change in use occupancy conditional use	98-0702 Ordinance	Economic Development, Transportation and Technology	Katz	5/4/98	6/3/98
Supervisors Ballot Argument Vote	98-0703 Ordinance	Rules	Kaufman	5/4/98	6/3/98
Bank Accounts, Requires approval of Treasurer to open an account	98-0732 Ordinance	Finance	Kaufman	5/4/98	6/3/98
Taxicab Gate Fees	98-0761 Ordinance	Economic Development,, Transportation and Technology	Newsom	5/11/98	6/10/98
Curb Parking, Commercial Vehicles	98-0762 Ordinance	Economic Development, Transportation and Technology	Newsom	5/11/98	6/10/98
Loading Zone Violation Penalty Fine Increase	98-0763 Resolution	Economic Development, Transportation and Technology	Newsom	5/11/98	6/10/98
Double Parking Regulation and Fine	98-0764 Ordinance	Economic Development, Transportation and Technology	Newsom	5/11/98	6/10/98
Double Parking Violation Penalty Increase	98-0765 Resolution	Economic Development, Transportation and Technology	Newsom	5/11/98	6/10/98
Zoning Map Amendment, Historic Sign District	98-0766 Ordinance	Housing and Neighborhood Services	Kaufman	5/11/98	6/10/98
Recreation and Park Fees	98-0737 Ordinance	Finance	Recreation and Park	5/11/98	6/10/98