

CITY AND COUNTY OF SAN FRANCISCO

BOARD OF SUPERVISORS

Monday, July 13, 1998

ROLL CALL

PLEDGE OF ALLEGIANCE

APPROVAL OF JOURNAL

COMMUNICATIONS

CONSENT CALENDAR

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.

Items 1 through 13

Recommendations of Finance Committee

Present: Supervisors Teng, Kaufman, Newsom

No. 1.

[Appropriation/Settlement of Lawsuit, PUC]
Ordinance appropriating \$2,300,000, Public Utilities Commission - Water Department, from Water Department fund balance to claims and judgments for fiscal year 1997-98 and authorizing settlement of litigation of Hefter v. County of San Mateo, et al. by payment of \$2,300,000. (Controller)

File 98-0943, Ordinance No.

(Alameda Superior Court No. 786568.)

Question on first reading.

No. 2.

[Appropriation/Settlement of Lawsuit, PUC]
Ordinance appropriating \$4,907,500, Public Utilities Commission-Cleanwater, from Clean Water program fund balance to claims and judgments, for fiscal year 1997-98, and authorizing settlement of litigation of Howard and Iran Billman and State Farm General Insurance Company for a total settlement of \$4,907,500. (Controller)

File 98-0978, Ordinance No.

(Superior Court No. 980-740.)

Question on first reading.

July 13, 1998

- 1 -

No. 3.

[Emergency Repair, Hattie Street Sewer]
Resolution approving expenditure of funds for the emergency work to replace the structurally inadequate sewer on Hattie Street from Market Street to Corbett Street - \$93,870. (Public Utilities Commission)

File 98-0922, Resolution No.

Question on adoption.

No. 4.

[Emergency Repair, Douglass Street Sewer]
Resolution approving the expenditure of funds for the emergency work to replace the structurally inadequate sewer on Douglass Street from 24th Street to 25th Street - \$164,164. (Public Utilities Commission)

File 98-0923, Resolution No.

Question on adoption.

No. 5.

[Lease of Property at 626 Potrero Street]
Resolution authorizing a lease of real property at 626 Potrero Street, for the Police Department's Narcotics and Vice Divisions. (Real Estate Department)

File 98-0979, Resolution No.

Question on adoption.

No. 6.

[Lease of Property at 650 Fifth Street]
Resolution authorizing a lease of real property at 650 Fifth Street, for the Department of Public Health. (Real Estate Department)

File 98-0986, Resolution No.

Question on adoption.

Recommendation of Health, Family and Environment Committee

Present: Supervisors Bierman, Katz, Ammiano

No. 7.

[Sunshine Ordinance]

Ordinance amending Administrative Code, to continue the exemption from public disclosure for rates of payment for managed health care contracts. (Supervisors Bierman, Katz)

File 98-0895, Ordinance No.

(Amends Section 67.24.)

Question on final passage.

Recommendations of Economic Development, Transportation
and Technology Committee

Present: Supervisors Katz, Leno

No. 8.

[Grant - State Funds]

Resolution authorizing the Executive Director of the Port to accept and expend \$86,500 of State funds from the State of California Department of Boating and Waterways for a vessel pumpout facility at the Hyde Street fishing harbor; and foregoing reimbursement of indirect costs; and authorizing the Port of San Francisco to hold the State of California harmless as required in the grant agreement. (Supervisor Bierman)

File 98-1097, Resolution No.

Question on adoption.

No. 9.

[PIC 1998 Refugee County Plan]

Resolution approving the San Francisco Federal Fiscal Year 1998 Refugee County Plan and authorizing the Private Industry Council of San Francisco, Inc. to accept and expend federal refugee funds in an amount not to exceed \$1,500,000 in line with the Refugee County Plan; placing \$1,500,000 on reserve. (Private Industry Council)

File 98-0980, Resolution No.

Question on adoption.

No. 10.

[Encroachment Permit, 2290 Geary Boulevard]
Resolution granting revocable permission to M.A. Mortenson Company for a one-year extension to temporarily close and occupy the south sidewalk and a portion of the street area on Garden Street and the east sidewalk and a portion of the street area on Broderick Street between Geary Boulevard and Garden Street and between Garden Street and Post Street during construction operations for the Kaiser Foundation Health Plan Medical Offices at 2290 Geary Boulevard. (Department of Public Works)

File 98-0987, Resolution No.

Question on adoption.

Recommendations of Housing and Neighborhood Services Committee

Present: Supervisors Medina, Yee, Leno

No. 11.

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

File 98-0946, Resolution No.

(1-Hour Parking Time Limit. 7 am - 6 pm. Monday through Friday - Rescind
Parking Meter Area No. 2 (1-Hour Parking Time Limit. 7 am - 6 pm. Monday through
Saturday) - Establish

4th Street, west side, between Howard and Clementina Streets.

1-Hour Parking Time Limit. 7 am- 6 pm. Monday through Saturday - Rescind

4th Street, west side, between Folsom and Clementina Streets.

Parking Meter Area No. 3 (1-Hour Parking Time Limit. 7 am - 3 pm. Monday through
Friday; and 7 am - 6 pm. Saturday) - Establish

4th Street, east side, between Harrison and Rizal (Clara) Streets.

Parking Meter Area No. 3 (1-Hour Parking Time Limit. 7 am - 6 pm. Monday through
Saturday) - Establish

4th Street, east side, between Folsom and Rizal (Clara) Streets;

4th Street, west side, between Folsom and Harrison Streets.

Compact Car Parking Only - Establish

4th Street, west side, from 200 feet to 230 feet south of Howard Street (30-foot zone, accommodating 2 meter stalls);

4th Street, west side, from 78 feet to 93 feet south of Shipley Street (15-foot zone, accommodating 1 meter stall);

Bush Street, south side, from approximately 165 feet to 197 feet east of Pierce Street (32-foot zone, in between the driveways for #2345 and #2357 Bush Street, accommodating 2 compact vehicles).

Perpendicular (90-Degree Angle) Parking - Establish

Underwood Avenue, south side, between Jennings and Ingalls Streets.

Perpendicular (90-Degree Angle) Parking - Rescind

Townsend Street, north side, from 5th Street to 245 feet easterly (245-foot zone).

Diagonal (45-Degree Angle) Parking - Establish

Townsend Street, south side, from 5th Street to a point 480 feet west of 4th Street.

Diagonal (45-Degree Angle) Parking - Rescind

Irving Street, south side, between 19th and 20th Avenues.

No Parking Anytime - Rescind

Tow-Away, No Parking; Anytime - Establish

Ophir Alley, east side, between Post Street and Cosmo Place;

Trader Vic Alley, west side, between Post Street and Cosmo Place.

No Parking, 12 am - 6 am, Everyday - Establish

Rankin Street, both sides, between Jerrold and McKinnon Avenues.

Parking Meter Area No. 3 (1-Hour Parking Time Limit, 9 am - 6 pm, Monday through Saturday) - Establish

Howard Street, east side, from 13th Street to 300 feet northerly (300-foot zone, extends parking meter area to include entire block);

Jackson Street, south side, from Fillmore Street to 40 feet westerly (40-foot zone, accommodating 2 parking meters).

Unmetered Motorcycle Parking - Establish

2nd Street, west side, from 2 feet to 12.5 feet north of Taber Place (10.5-foot zone, accommodating 3 motorcycle spaces);

2nd Street, west side, from 2 feet to 12.5 feet south of Taber Place (10.5-foot zone, accommodating 3 motorcycle spaces);

Jessie Street, west side, from McCoppin Street to 14 feet southerly (14-foot zone, accommodating 4 motorcycle stalls).

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

Shrader Street, both sides, between Frederick and Waller Streets (700 and 800 blocks);

Stanyan Street, both sides, between Beulah and Frederick Streets (800 blocks).

Residential Permit Parking Area "S" (2-Hour Time Limit, 8 am - 9 pm, Monday through Friday) - Establish

21st Street, both sides, between Castro and Noe Streets (3800 block).

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

Jessie Street, both sides, from McCoppin Street south terminus (1300 block).

Question on adoption.

No. 12.

[Traffic Regulations]

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

File 98-0947, Resolution No.

(Diamond (Buses and Carpools only) Lane, 4 pm - 7 pm, Monday through Friday - Rescind

Diamond (Buses only) Lane, 7 am - 7 pm, Monday through Friday - Establish

Sacramento Street, north curb lane (westbound), between Drumm Street and Kearny Avenue.

No Left Turn, 4 pm - 6 pm, Monday through Friday - Rescind

No Left Turn, 4 pm - 7 pm, Monday through Friday - Establish

Broadway, eastbound and westbound, at Van Ness Avenue (change in effective hours only).

Right Turn only, Except MUNI - Rescind

Right Turn only, Except Buses - Establish

Howard Street, eastbound, at 11th Street.

Tow-Away, No Stopping, anytime - Establish

4th Street, west side, between Folsom and Clementina Streets;

Alemany Boulevard, west side, from Lawrence Avenue to 40 feet northerly (40-foot zone);

Brannan Street, north side, between Division and Dore Streets;

Brannan Street, south side, from Division Street to 75 feet easterly (75-foot zone);

Natoma Street, north side, between 1st and 2nd Streets.

Tow-Away, No Stopping. 4 pm - 6 pm. Monday through Friday - Rescind

Masonic Avenue, west side, from Anza Street to 200 feet northerly (200-foot zone).

Tow-Away, No Stopping. 3 pm - 6 pm. Monday through Friday - Rescind

Tow-Away, No Stopping. 3 pm - 7 pm. Monday through Friday - Establish

New Montgomery Street, west side, between Jessie and Ambrose Bierce (Aldrich) Streets.

Tow-Away, No Stopping. 7 am - 9 am and 4 pm - 6 pm. Monday through Friday - Establish

Gough Street, east side, between Fell and Linden Streets.

No Left Turn - Rescind

Cesar Chavez Street, westbound, at Mission Street.

Tow-Away, No Stopping: 6 am - 9:30 am. Monday through Friday - Rescind

Cesar Chavez Street, south side, between San Jose Avenue and Bartlett Street.

Tow-Away, No Stopping. 7 am - 9 am . Monday through Friday - Establish

Cesar Chavez Street, south side, from Valencia Street to a point 150 feet west of South Van Ness Avenue.)

Question on adoption.

No. 13.

[Grant - Federal Funds]

Resolution authorizing the Executive Director of the Department of Parking and Traffic to retroactively apply for, accept and expend a grant in Federal funds in the amount of \$440,000 for improving the traffic control system within the 3rd Street/Bayshore Boulevard signal system; within the Alemany Boulevard and San Jose signal system; and within the Upper Market Street signal system. (Department of Parking and Traffic)

File 98-0948, Resolution No.

Question on adoption.

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

REGULAR CALENDAR

NEW BUSINESS

Recommendations of Finance Committee

Present: Supervisors Teng, Kaufman, Newsom

No. 14.

[Annual Budget]

Annual Budget of the City and County of San Francisco for fiscal year 1998-99. (Mayor Willie L. Brown, Jr.)

File 98-0849

(Charter Section 9.100 provides the Board shall not adopt the Budget not earlier than July 15, 1998, nor later than August 1, 1998.)

Question on adoption _____

No. 15.

[Annual Appropriation Ordinance, 1998-1999]

Ordinance appropriation all estimated receipts and all estimated expenditures for the City and County, for fiscal year ending June 30, 1999; companion measure to Files 98-0849 and 98-0851. (Mayor Willie L. Brown, Jr.)

File 98-0850, Ordinance No.

(Fiscal Impact.)

Question on first reading _____

No. 16.

[Annual Salary Ordinance, 1998-1999]

Ordinance enumerating positions in the Annual Budget and Annual Appropriations Ordinance for the fiscal year ending June 30, 1999, continuing, creating or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefor; companion measure to Files 98-0849 and 98-0850. (Mayor Willie L. Brown, Jr.)

File 98-0851, Ordinance No.

(Fiscal Impact.)

Question on first reading _____

No. 17.

[Redevelopment Agency Budget and Bonds, 1998-991

Resolution approving Budget of the Redevelopment Agency of the City and County for fiscal year 1998-1999. (Redevelopment Agency)

File 98-0937, Resolution No.

Question on adoption _____

Present: Supervisors Kaufman, Newsom

No. 18.

[Contractor Permit Fees]

Ordinance amending Traffic Code, providing for contractor permit fees. (Department of Parking and Traffic)

File 98-0890, Ordinance No.

(Amends Section 202.C.)

Question on first reading _____

No. 19.

[Permit Fees]

Ordinance amending Traffic Code, providing for residential permit fees. (Department of Parking and Traffic)

File 98-0891, Ordinance No.

(Amends Section 314.)

Question on first reading _____

No. 20.

[Settlement of Grievance, Local 6]

Ordinance authorizing settlement of acting assignment of pay grievance of Ron Perez filed pursuant to the Memoranda of Understanding between the International Brotherhood of Electrical Workers, Local 6, in the amount of Thirteen Thousand Three Hundred Fifty One Dollars and Forty Cents (\$13,351.40). (Department of Human Resources)

File 98-0929, Ordinance No.

Question on first reading _____

No. 21.

[Hotel Tax Protocol Allocation]

Ordinance amending Municipal Code, Part III, to delete the allocation for the Office of Protocol. (Supervisor Kaufman)

File 98-0995, Ordinance No.

(Amends Section 515.1.)

Question on first reading _____

No. 22.

[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 fiscal year commencing July 1, 1998, retroactively, than if work were performed by City and County employees. (Airport)

File 98-0792, Resolution No.

Question on adoption _____

No. 23.

[Prop J Contract, Jail Food Services]

Resolution approving the Controller's certification that the County Jail food service management operations for the City and County can practically be performed by private contractor at a lower cost for the year commencing July 1, 1998, retroactively, than if work were performed by City and County employees. (Sheriff)

File 98-0797, Resolution No.

Question on adoption _____

No. 24.

[Prop J Contract, Own Recognizance Program]

Resolution approving the Controller's certification that the San Francisco "O.R." Project for the City and County can practically be performed by private contractor at a lower cost for the year commencing July 1, 1998, retroactively, than if work were performed by City and County -employees. (Sheriff)

File 98-0798, Resolution No.

Question on adoption _____

No. 25.

[Prop J Contract, Pretrial Diversion Program]

Resolution approving the Controller's certification that the Pretrial Diversion Program for the City and County can practically be performed by private contractor at a lower cost for the year commencing July 1, 1998, retroactively, than if work were performed by City and County employees. (Sheriff)

File 98-0799, Resolution No.

Question on adoption _____

No. 26.

[Prop J Contract, Parking Management Services]

Resolution approving the Controller's certification that parking management services for San Francisco International Airport can practically be performed by private contractor at lower cost for the year commencing July 1, 1998, retroactively, than if work were performed by City employees at budgeted levels. (Airport Commission)

File 98-0848, Resolution No.

Question on adoption _____

No. 27.

[Prop J Contract, Convention Facilities Management]

Resolution concurring with Controller's certification that convention facilities management, operation and maintenance services can be practically performed at Bill Graham Civic Auditorium and Moscone Center by private contractor for lower cost than similar work services performed by City and County employees; retroactive to July 1, 1998. (City Administrator)

File 98-0945, Resolution No.

Question on adoption _____

Recommendations of Economic Development, Transportation
and Technology Committee

Present: Supervisors Katz, Leno

No. 28.

[Landmarks and Historic Districts]

Ordinance amending Planning Code, property owned by Public Agencies, to exempt Golden Gate Bridge, Highway and Transportation District from the requirements of Section 1010. (Supervisor Kaufman)

File 98-0448, Ordinance No.

(Amends Planning Code Section 1010.)

(Approved by Planning Commission Resolution No. 14633, adopted June 4, 1998.)
(General Rule Exclusion from Environmental Review.)

Question on first reading _____

No. 29.

[Management Agreement, Civic Center Plaza Garage]

Ordinance rejecting all bids received for management of the Civic Center Plaza Garage, approving form of Civic Center Plaza Garage management agreement and bid documents for rebid purposes, authorizing and urging the Director of Property to advertise an invitation for bids for management of the Civic Center Plaza Garage using the approved bid documents, and approving new parking rates for the Civic Center Plaza Garage as contained in the approved management agreement. (Real Estate Department)

File 98-1070, Ordinance No.

Question on first reading _____

No. 30.

[Minority/Women/Local Business Utilization Ord. III]

Ordinance amending Administrative Code, to set forth findings supporting a two month extension of the MBE/WBE/LBE Ordinance-III and providing for the two month extension. (Supervisor Brown)

File 98-1037, Ordinance No.

(Adds Section 12D.2-6;
Amends Sections 12D.9(A), 12D.10(A), 12D.11(A), 12D.11(A)-(1) and 12D.15(G).)

Question on first reading _____

Recommendations of Housing and Neighborhood Services Committee

Present: Supervisors Medina, Yee, Leno

No. 31.

[Final Negative Declaration - 500 Raymond Avenue]

Resolution adopting Final Negative Declaration, finding and determining that the reclassification of property at 500 Raymond Avenue from a "P" (Public Use) District to an RH-1 (House, One-Family) District, will have no significant impact on the environment, and adopting and incorporating findings of the Final Negative Declaration; companion measure to File 98-0939. (Planning Department)

File 98-0940, Resolution No.

(March 18, 1998 - Final Negative Declaration adopted and issued.)

Question on adoption _____

No. 32.

[Zoning Map Amendment - 500 Raymond Avenue]

Ordinance adopting changes in property use classification as an amendment to the Zoning Map of the City and County of property located at 500 Raymond Avenue, a portion of Lot 2 in Assessor's Block 6221, from a "PI" (Public Use) District to an RH-1 (House, One-Family) District and adopting findings pursuant to Planning Code Section 101.1; companion measure to File 98-0940. (Planning Commission)

File 98-0939, Ordinance No.

(March 26, 1998 - Planning Department Resolution No. 14606, adopted approving proposed amendment.)

Question on first reading _____

From Housing and Neighborhood Services Committee
Without Recommendation

Present: Supervisors Medina, Yee, Leno

No. 33.

[Units Regulated; Rent Calculations]

Ordinance amending Administrative Code, defining “tenant-based rental assistance;” defining “base rent” for purpose of certain rental units receiving tenant-based rental assistance or formerly receiving project-based rental assistance or indirect assistance through HUD-insured mortgages; including within the definition of “rental units” for certain purposes those units occupied by tenants receiving tenant-based rental assistance; limiting the applicability of rent increase limitations; and requiring certain notices prior to rent increases for or evictions from rental units occupied by tenants receiving tenant-based rental assistance. (Mayor Willie L. Brown, Jr., Supervisors Ammiano, Brown, Leno, Newsom, Bierman)

File 98-0950, Ordinance No.

(Amends Sections 37.2, 37.3 and 37.9.)

Question on first reading _____

No. 34.

[Housing Discrimination]

Ordinance amending Police Code, to prohibit housing discrimination based on source of income and other economic discrimination. (Supervisors Brown, Ammiano, Bierman)

File 98-0951, Ordinance No.

(Amends Section 3304.)

Question on first reading _____

Recommendations of Parks and Recreation Committee

Present: Supervisors Brown, Newsom, Bierman

No. 35.

[Periodic Assessment-Parks and Recreation Programs]
Ordinance amending the Park Code, requiring the Recreation and Park Department to conduct a survey every five years of the public's satisfaction with the current condition of city parks and recreation facilities, the public's satisfaction with the department's current programs and the public's perception of the need for changes to existing parks, facilities and programs, and requiring the department to report to the Board of Supervisors on the results of the survey. (Supervisors Newsom, Brown)

File 98-0898, Ordinance No.

(Adds Section 3.18.)

Question on first reading _____

No. 36.

[Park and Open Space Fund]
Resolution concurring with the general recommendations of the Park and Open Space Fund for fiscal year 1998-1999, reserving approval or disapproval on specific acquisitions. (Recreation and Park Department)

File 98-0921, Resolution No.

Question on adoption _____

No. 37.

[Music Concourse and Organ Pavilion]
Resolution endorsing the concept of the Mid-Embarcadero Music Concourse and Organ Pavilion and directing the Planning, Recreation and Park, Public Works and other relevant City departments to develop a detailed proposal and identify funding sources. (Supervisors Bierman, Brown)

File 98-1096, Resolution No.

Question on adoption _____

ROLL CALL FOR INTRODUCTIONS

No. 38.

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. 39.

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.

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.

No. 40.

[California Building Standards]

Resolution supporting the historic strength of California accessibility regulations, and opposing any lessening of their effectiveness. (Supervisor Ammiano)

File 98-1125, Resolution No.

(July 6, 1998 - Introduced in Board for consideration on July 13, 1998.)

Question on adoption.

No. 41.

[Bay Area Court Interpreters]

Resolution urging the San Francisco Superior and Municipal Courts to support and establish competitive rates for interpreter services in the San Francisco Trial Courts equal to the Federal rate and further urge the Judicial Council to establish a Board of Representatives to determine rates and policies related to interpreter services. (Supervisor Ammiano)

File 98-1126, Resolution No.

(July 6, 1998 - Introduced in Board for consideration on July 13, 1998.)

Question on adoption.

No. 42.

[Congratulating Lula and Emanuel Hepburn]
Resolution congratulating Lula and Emanuel Hepburn on their Fiftieth Wedding Anniversary. (Supervisor Brown)

File 98-1 127, Resolution No.

(July 6, 1998 - Introduced in Board for consideration on July 13, 1998.)

Question on adoption.

No. 43.

[Healthy Families Program]
Resolution commending Scott Hauge and the California Small Business Association for promoting the Healthy Families Program. (Supervisors Leno, Kaufman)

File 98-1128, Resolution No.

(July 6, 1998 - Introduced in Board for consideration on July 13, 1998.)

Question on adoption.

No. 44.

[Commending San Francisco American Red Cross]
Resolution commending the San Francisco Chapter of the American Red Cross. (Supervisors Medina, Kaufman)

File 98-1 129, Resolution No.

(July 6, 1998 - Introduced in Board for consideration on July 13, 1998.)

Question on adoption.

No. 45.

[Gift Acceptance - Alemany Farmers' Market]
Resolution accepting a gift from Klemmer and Associates to procure supplies and provide labor for painting and making repairs to the stalls and the bathrooms at the Alemany Farmers' Market. (Supervisor Newsom)

File 98-1130, Resolution No.

(July 6, 1998 - Introduced in Board for consideration on July 13, 1998.)

Question on adoption.

No. 46.

[Sharon Art Studio Conditions for Relocation]
Resolution establishing minimum conditions for successful relocation of Sharon Art Studio in the event that Recreation and Park Department should decide to relocate it. (Supervisor Newsom)

File 98-1131, Resolution No.

(July 6, 1998 - Introduced in Board for consideration on July 13, 1998.)

Question on adoption.

No. 47.

[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 98-1136, Motion No.

(July 6, 1998 - Introduced in Board for consideration on July 13, 1998.)

Question on adoption.

No. 48.

[Final Map]
Motion approving final map of 260, 262, 264 Clara Street, a Live/Work Condominium Project, being a subdivision of Lot 166 in Assessor's Block No. 3753, and adopting findings pursuant to Planning Code. (Department of Public Works)

File 98-1142, Motion No.

(July 8, 1998 - Referred to Board for consideration on July 13, 1998.)

Question on adoption.

No. 49.

[Final Map]
Motion approving final map of 1919 20th Street, a Residential Condominium Project, being a subdivision of Lot 65A in Assessor's Block No. 4096, and adopting findings pursuant to Planning Code Section 101.1. (Department of Public Works)

File 98-1143, Motion No.

(July 8, 1998 - Referred to Board for consideration on July 13, 1998.)

Question on adoption.

Questions on the For Adoption Without Committee Reference Calendar _____

IMPERATIVE CALENDAR

No. 50.

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 finds 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 finds 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 finds 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 JULY 1 - JULY 8, 1998, FOR REFERENCE BY PRESIDENT TO APPROPRIATE COMMITTEE ON JULY 13, 1998

File 98-1119. [ASO Amendment, Dept of Animal Care and Control] Ordinance amending Annual Salary Ordinance, 1998-99, Department of Animal Care and Control, reflecting the creation of one (1) position, Class 3372, Animal Control Officer; companion measure to File 98-1118. (Department of Human Resources) Referred to Finance Committee.

File 98-1120. [Settlement of Grievance] Ordinance authorizing settlement of the pay grievance of Mark Dorian filed pursuant to the Memoranda of Understanding between the International Federation of Professional and Electrical Engineers, Local 21, AFL-CIO, and the City and County of San Francisco in the amount of Eighteen Thousand Dollars (\$18,000.00). (Department of Human Resources) Referred to Finance Committee.

File 98-1152. [Membership List, Department of Public Works] Ordinance amending Administrative Code by amending Section 16.6-9, adding a certain organization to and deleting a certain organization from the membership list of the Department of Public Works. (Department of Public Works) Referred to Rules Committee.

PROPOSED RESOLUTIONS RECEIVED JULY 1 - JULY 8, 1998, FOR REFERENCE BY PRESIDENT TO APPROPRIATE COMMITTEE ON JULY 13, 1998

File 98-0934. [MSS Contract with Addus Healthcare] Substitute resolution approving the contract between the City and County of San Francisco and Addus Healthcare for the provision of In-Home Supportive Services for the period from August 1, 1998 to June 30, 2001, with a possible renewal for one year, in the amount of \$14,888,844. (Department of Human Services) Referred to Finance Committee.

File 98-0935. [IHSS Contract with MSS Consortium of S.F.] Substitute resolution approving the contract between the City and County of San Francisco and the IHSS Consortium of San Francisco for the provision of In-Home Supportive Services for the period from August 1, 1998 to June 30, 2001, with a possible renewal for one year, in the amount of \$16,132,813. (Department of Human Services) Referred to Finance Committee.

File 98-1102. [State Grant, Career Criminal 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 "Career Criminal Prosecution", and waiving indirect costs due to funding constraints. (District Attorney) Referred to Housing and Neighborhood Svcs Committee.

File 98-1106. [State Grant, Elder Abuse Victim Services] Resolution authorizing the District Attorney of the City and County of San Francisco to accept and expend funds made available through the Office of Criminal Justice Planning for a project entitled "Special Emphasis Victim Assistance Program-Elder Abuse", and waiving indirect costs due to funding constraints. (District Attorney) Referred to Housing and Neighborhood Svcs Committee.

File 98-1107. [State Grant, Victim and Witness Assistance 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 "Victim and Witness Assistance Program", and waiving indirect costs due to funding constraints. (District Attorney) Referred to Housing and Neighborhood Svcs Committee.

File 98-1108. [State Grant, Homicide Victim Services] Resolution authorizing the District Attorney of the City and County of San Francisco to accept and expend funds made available through the Office of Criminal Justice Planning for a project entitled "Special Emphasis Victim Assistance Program-Surviving Families of Homicide Victims", and waiving indirect costs due to funding constraints. (District Attorney) Referred to Housing and Neighborhood Svcs Committee.

File 98-1109. [Extending SRVPP Grant-State Funds] Resolution authorizing the District Attorney to accept and expend grant funds made available through the California Office of Criminal Justice Planning (OCJP) for the continued operation of the "Statutory Rape Vertical Prosecution Program (SRVPP)" and waiving indirect costs due to funding constraints. (District Attorney) Referred to Housing and Neighborhood Svcs Committee.

File 98-1138. [Grant - State] Resolution authorizing the Department of Public Health, Community Health Services, to accept and expend retroactively an award of \$42,615, from the State Department of Health Services, WIC Program, for one time service infrastructure funding; providing for ratification of action previously taken; waiving indirect costs. (Department of Public Health) Referred to Health, Family and Environment Committee.

File 98-1139. [Hold Harmless Agreement] Resolution authorizing the Port of San Francisco to hold Blue Star (North America) Limited and Columbus Line USA, Inc. harmless from all claims arising from an agreement with the San Francisco Port Commission for use of marine terminal facilities at Pier 80. (Port) Referred to Economic Development, Transportation and Technology Committee.

File 98-1140. [Permit to Use City Property] Resolution authorizing the City Administrator to enter into an agreement with the Hastings College of the Law which will permit the College to use the San Francisco Superior and Municipal Courts Building at 400 McAllister, specifically three (3) jury rooms and one (1) multi-purpose room (total four (4) rooms), two hours daily at the rate of \$35.00 per day beginning August 24, 1998 and ending December 3, 1998. (Real Estate Department) Referred to Finance Committee.

File 98-1141. [IHSS Contract Extension - Addus Healthcare] Resolution approving the contract between the City and County of San Francisco and Addus Healthcare for the provision of In-Home Supportive Services for the period from July 1, 1998 to July 31, 1998 in the amount of \$687,000. (See File 98-0934) (Department of Human Services) Referred to Finance Committee.

File 98-1144. [Settlement of Claim] Resolution approving the settlement of unlitigated claim by the City and County of San Francisco (against Volume Services, Inc.), for \$104564.25. (City Attorney) Referred to Rules Committee.

File 98-1145. [Off-Street Parking Lease Agreement for DHS] Resolution authorizing the lease agreement for off-street parking at 205-13th Street for the Department of Human Services effective the later of August 1, 1998 or upon the date City receives 24-hour notice to vacate their current parking site. (Real Estate Department) Referred to Finance Committee.

File 98-1146. [Gift Acceptance - DPH/SFGH] Resolution authorizing the Department of Public Health, San Francisco General Hospital to accept and expend a gift (shares of stock estimated at a value of \$1.7 million) bequeathed to San Francisco General Hospital from the estate of Kathleen Mason. (Department of Public Health) Referred to Rules Committee.

File 98-1150. [Prop J Contract, Laundry Services] Resolution concurring with the Controller's certification that the Laundry Services can be performed for the Department of Public Health, San Francisco General Hospital by private contractor for a lower cost than similar work performed by City and County employees. (Department of Public Health) Referred to Finance Committee.

File 98-1151. [Combined Negotiated Net Amount/Medical Agreement] Resolution authorizing the Department of Public Health, Community Substance Abuse Services, to enter into a Combined Negotiated Net Amount and Drug Medi-Cal Agreement for the term July 1, 1998 through June 30, 1999 with the State of California, Department of Alcohol and Drug Programs in the amount of \$15,986,354 as a condition of receiving state funds for substance abuse treatment; holding the State Department of Alcohol and Drug Programs harmless from any and all claims resulting from the agreement; authorizing and designating the Director of Community Substance Abuse Services to sign said agreement and to approve contract amendments for less than ten percent (10%) of the contracted amount. (Department of Public Health) Referred to Finance Committee.

Petitions and communications received July 1 to July 8 for reference by the President to the Committee considering related matters or to be ordered filed by the Clerk July 13, 1998.

1. From Deborah Dubin, Legislative Assistant to Supervisor Katz, submitting Form 700 Statement of Economic Interest.
2. From Department of Public Health, submitting Hazardous Waste Release Report at 400 Guerrero Street, 1500 Tennessee Street, 3320 Octavia Street, 355 Santa Ana Avenue, 3409 Jackson Street, 101 Hayes Street, 460 Bush Street and 1140 Sutter Street. Health, Family and Environment Committee Clerk
3. From Budget Analyst, submitting Activity Status Report for the quarter ending June 30, 1998.
4. From Civil Grand Jury, submitting report on Treasure Island. Copy: Each Supervisor

5. From various departments, submitting review of Administrative Code Section 58 regarding Conflict of Interest Code:
 - Animal Care and Control Department
 - Asian Art Museum
 - Assessor-Recorder
 - Board of Appeals
 - City Administrator
 - Department of Elections
 - Ethics Commission
 - Human Rights Commission
 - Joint Powers Financing Authority
 - Public Defender
 - Real Estate Department
 - Rent Stabilization Board
 - War Memorial and Performing Arts Center
6. From various departments, responding to Supervisor Yee's request regarding translation services. Copy: Supervisor Yee
 - Board of Appeals
 - Residential Rent Stabilization and Arbitration Board
 - Airport
 - Department of Building Inspection
7. From various departments, responding to Supervisor Newsom's request regarding hours of operation in connection with Customer Service Plan. Copy: Supervisor Newsom
 - Human Rights Commission
 - Residential Rent Stabilization and Arbitration Board
 - Ethics Commission
 - Airport
 - Public Utilities Commission
 - Art Commission
8. From various departments, responding to Supervisor Newsom's request regarding plans to implement the recommendations of the Mayor's Taxi Task Force. Copy: Supervisor Newsom. File 98-0972
 - Department of Parking and Traffic
 - Airport
9. From various departments, responding to Supervisor Newsom's request regarding Customer Service Plan. File 98-0825. Copy: Supervisor Newsom
 - Department of the Environment
 - Civil Service Commission
10. From Human Rights Commission, responding to Supervisor Bierman's request to notify the Board of Supervisors of any requests made by the Presidio Trust for City funds or services. Copy: Supervisor Bierman
11. From Department of Human Services, submitting request to Human Rights Commission for waiver of provisions of Chapter 12B of Administrative Code.
12. From Office of the City Attorney, regarding owner move-in action. File 98-0579
13. From Mayor's Office of Community Development, requesting release of reserve funds in the amount of \$691,474 for Department of Human Services/Private Industry Council, Mission Hiring Hall, Chinatown Community Development Center projects. Finance Committee

14. From Department of Telecommunications and Information Services, requesting release of reserve funds in the amount of \$1,000,000 for establishing a Municipal Area Network. Finance Committee
15. From Port, requesting release of reserve funds in the amount of \$565,870.80 for construction work at the Pier 50 Maintenance Facility for Parking Shelters and Wash Area Containment. Finance Committee.
16. From Planning Department, regarding Certificate of Determination of Exemption/Exclusion from Environmental Review for Planning Code Section 712.38 Text Amendment. Economic Development, Transportation and Technology Committee. File 98-0702
17. From Public Utilities Commission, submitting Declaration of a Sewer Emergency on Duboce Avenue from Elgin Park to Valencia Street.
18. From Public Utilities Commission, submitting Declaration of Sewer Emergency on Kearny and Jackson Streets/Columbus Avenue; Kearny Street from Pacific Avenue to Washington Street; Jackson Street from Montgomery Street to Columbus Avenue; Columbus Avenue from Jackson Street to Pacific Avenue.
19. From Department of Parking and Traffic, responding to Julie Dilley, President of Liberty Hill Neighborhood Association, regarding intersection of Guerrero Street and 21st Street.
20. From Human Services Commission, submitting report regarding gift acceptance.
21. From Rolf D. Mueller, submitting appeal of Conditional Use Authorization located at 1200 9th Avenue to be heard before the Board on July 27, 1998.
22. Number not used.
23. From Nicholas J. Piediscalzi, requesting approval for a public convenience and necessity determination for a Type 20 license for Roselle Wine Office located at 39 Delmar Street. Housing and Neighborhood Services Committee
24. From Ricardo Hernandez, Public Administrator, submitting Testamentary of Administration with Will Annexed for Zygunt Arendt. File 98-0722
25. From Assemblywoman Carol Migden, submitting letter of support for Emma Oppenheim for appointment to the Youth Commission. Rules Committee
26. From Supervisor Tom Ammiano, submitting appointment of Timothy Agar to serve on the Mental Health Board. Rules Committee
27. From Supervisor Leland Yee, submitting nomination of Julia Viera to serve on the Park and Open Space Advisory Committee. Rules Committee
28. From Recreation and Park Department, regarding appointments or reappointments by Supervisors to the Park and Open Space Citizens Advisory Committee. Rules Committee

29. From Imperial County, County Administration Center, regarding County's position against shifting Hazardous Waste Disposal from existing Class I Hazardous Waste Landfills to Class II or III Non-Hazardous Waste Landfills without Board approval through modification of the site-specific Conditional Use Permit.
30. From Bay Area Rapid Transit District, regarding General District Election set for November 3, 1998.
31. From Carriage Charter, regarding horse drawn vehicle ordinance. Copy: Each Supervisor. File 98-0795
32. From Frank Boides Associates, regarding problem on Adair and Capp Streets.
33. From The Greenlining, regarding Bank of America and NationsBank merge.
34. From Citizens Leading Effective Action Now, regarding Adult Entertainment.
35. From GTE Mobilnet, regarding Notification Letter for SF Filbert/Embarcadero CPUC Cell Site for GTE Mobilnet of California.
36. From Rev. Hurbeart Robertson, supporting Dept. #61 Museums' 790 Chapter 1998199 City budget proposal. Finance Committee
37. From James S. Tunnell, regarding leaf blowers noise.
38. From Ken Nelson, regarding renaming streets.
39. From Martin Clinton, regarding the treatment of bicycle riders by the Police Department.
40. From Steven D. Keller, regarding shooting incidents at Costco and Alameda County Fair.
41. From Steven D. Keller, expressing concern regarding high rents in the City.
42. From Tom Potter, regarding Ronnie C. Davis of the Housing Authority.
43. From L. Barbu, regarding waste receptacles.
44. From Paula Levine, supporting the Habitat Enhancement Plan by the Mission Bay Citizens Advisory Committee.
45. From Judy Berkowitz, expressing appreciation to the Neighborhood Emergency Response Team (NERT) training offered by the Fire Department. Copy: Fire Department
46. From various signators, regarding owner move-in. (4 letters received). File 98-0805
47. From various signators, urging support of legislation banning the sale of live animals for food. (4 letters received)
48. From various signators, opposing the plan to open a day care center on the vacant lot bordered by Campbell, Tucker and Rutland Streets. (22 signatures)

49. From various signators, regarding Salvation Army's decision not to adopt the domestic partners benefit. (3 letters)
50. From various signators, opposing the proposed changes to the Health Service System. (27 letters received)

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 July 10, 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 |
|--|------------------------------|---|-------------------|------------------------|---------------------|
| Street Tree Removal Notice and Appeal Procedures | 98-0991 Ordinance | Economic Development, Transportation and Technology | Katz | 6/15/98 | 7/15/98 |
| Street Tree Removal Appeal Fee | 98-0992 Ordinance | Economic Development, Transportation and Technology | Katz | 6/15/98 | 7/15/98 |
| Discrimination, business establishments/public accommodations | 98-0996 Ordinance | Health, Family and Environment | Leno | 6/15/98 | 7/15/98 |
| Ballot Measure, Hotel Tax Surcharge | 98-1017 Motion | Rules | Kaufman | 6/15/98 | 7/15/98 |
| Ballot Measure, Stadium Operator Tax | 98-1018 Motion | Rules | Leno | 6/15/98 | 7/15/98 |
| Excavation in the Public Right - of- Way | 98-1038 Ordinance | Economic Development, Transportation and Technology | Katz | 6/22/98 | 7/22/98 |
| Paratransit | 98-1039 Ordinance | Economic Development, Transportation and Technology | Newsom | 6/22/98 | 7/22/98 |
| Taxicab Lease Fees | 98-1040 Ordinance | Economic Development, Transportation and Technology | Newsom | 6/22/98 | 7/22/98 |
| Taxi Driver Permits- Drug and Alcohol Testing | 98-1021 Ordinance | Housing and Neighborhood Services | Police Commission | 6/22/98 | 7/22/98 |
| Bicycle Transit Enhancement Plan | 98-0564 Substitute ordinance | Economic Development, Transportation and Technology | Katz | 6/29/98 | 7/29/98 |
| Prohibit Roller Skates and Skateboards on Portions of Terra Vista Avenue | 98-1084 Ordinance | Housing and Neighborhood Services | Brown | 6/29/98 | 7/29/98 |
| Awnings in Residential Districts | 98-1087 Draft ordinance | Housing and Neighborhood Services | Newsom | 6/29/98 | 7/29/98 |
| Flea Market Regulations and Fee | 98-1088 Ordinance | Finance | Newsom | 6/29/98 | 7/29/98 |
| Animal Care and Control, create one position | 98-1118 Ordinance | Finance | Medina | 7/6/98 | 8/5/98 |

| | | | | | |
|---|-------------------|---|--------|--------|--------|
| Zoning Map Amendment, South of Market Nighttime Entertainment Special Use District and Core Entertainment Subdistrict | 98-1121 Ordinance | Economic Development, Transportation and Technology | Newsom | 7/6/98 | 8/5/98 |
| South of Market Nighttime Entertainment Special Use District | 98-1122 Ordinance | Economic Development, Transportation and Technology | Newsom | 7/6/98 | 8/5/98 |
| Folsom Street District Noise Level Exception | 98-1123 Ordinance | Economic Development, Transportation and Technology | Newsom | 7/6/98 | 8/5/98 |
| Live/Work Unit, Sound Attenuation | 98-1124 Ordinance | Economic Development, Transportation and Technology | Newsom | 7/6/98 | 8/5/98 |