

CITY AND COUNTY OF SAN FRANCISCO

BOARD OF SUPERVISORS

Monday, August 3, 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 9

Recommendations of Rules Committee

Present: Supervisors Ammiano, Yee, Brown

No. 1.

[Gift Acceptance, Airport]

Resolution accepting a gift from Fong and Chan Architects for architectural services (valued at \$260,000) for the design of the Aviation Library, Archive, and Museum at the Airport. (Airport Commission)

File 98-0988, Resolution No.

Question on adoption.

No. 2.

[Settlement of Claim]

Resolution approving the settlement of unlitigated claim by the City and County against Volume Services, Inc., for \$104,564.25. (City Attorney)

File 98-1144, Resolution No.

Question on adoption.

No. 3.

[Unlitigated Claim, Business Software Alliance]
Resolution approving the settlement of unlitigated claim of Business Software Alliance by payment of \$25,632.65. (City Attorney)

File 98-1185, Resolution No.

Question on adoption.

Present: Supervisors Ammiano, Brown

No. 4.

[Appointments]
Resolution appointing members to the Park and Open Space Advisory Committee, terms expired, for new two year terms ending July 15, 2000. (Rules Committee)

File 98-1270, Resolution No.

(Julia Viera, succeeding herself, Seat No. 23305, organization list;
Harold E. Supriano, succeeding himself, Seat No. 23304.)

Question on adoption.

No. 5.

[Appointment]
Resolution appointing member to the Lead Hazard Reduction Citizens Advisory Committee, term expired, for new four-year term ending December 22, 2001; and making findings waiving residency requirement. (Rules Committee)

File 98-1271, Resolution No.

(Thomas A. Lewis, succeeding himself, Seat No. 26723, paint contractor.)

Question on adoption.

No. 6.

[Appointments]
Resolution appointing members to the Lesbian, Gay, Bisexual, Transgender, Queer and Questioning Youth Task Force, terms expiring June 30, 1999. (Rules Committee)

File 98-1272, Resolution No.

(Adrian Lamo, Seat No. 10;
Bryan Kutner, Seat No. 11.)

Question on adoption.

Recommendations of Health, Family & Environment Committee

Present: Supervisors Bierman, Ammiano

No. 7.

[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, WIG Program, for one time service infrastructure funding; providing for ratification of action previously taken; waiving indirect costs. (Department of Public Health)

File 98-1138, Resolution No.

Question on adoption.

No. 8.

[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 \$1.27 million) bequeathed to San Francisco General Hospital from the estate of Kathleen Mason. (Department of Public Health)

File 98-1146, Resolution No.

Question on adoption.

No. 9.

[Adult Day Health Care]

Resolution authorizing approval of revisions to the San Francisco Adult Day Health Care County Plan. (Department of Public Health)

File 98-0836, Resolution No.

Question on adoption.

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

REGULAR CALENDAR

UNFINISHED BUSINESS

From the Clerk

No. 10.

[Findings]

Motion adopting findings related to the appeal of the Planning Commission's approval of Conditional Use Application No. 98.127C, which would allow the development of a lot exceeding 9,999 square feet in area, and which would allow the establishment of a general convenience retail/pharmacy use exceeding 3,999 square feet in size, within a NC-2 (Small-Scale Neighborhood Commercial) District and a 40-X Height and Bulk District on property located at 1200-9th Avenue, southeast corner at Lincoln Way; Lots 35 and 44, in Assessor's Block 1742. (Clerk of the Board)

File 98-1269, Motion No.

Question on adoption _____

Recommendation of Rules Committee

Present: Supervisors Ammiano, Yee

No. 11.

[Commercial & Interiors Construction v. CCSFJ

Ordinance authorizing settlement of litigation of Commercial and Interiors Construction, Inc., et al. against the City and County by payment of \$285,016.13. (City Attorney)

File 98-1103, Ordinance No.

(Superior Court No. 990-209.)

Question on final passage _____

Recommendation of Economic Development, Transportation
and Technology Committee

Present: Supervisors Yaki, Katz, Leno

No. 12.

[First Source Ordinance]

Ordinance amending Administrative Code to establish specific requirements, procedures and monitoring for first source hiring of qualified economically disadvantaged individuals for entry level positions, applicable to city contracts, city property contracts and building permits and planning approvals for commercial development projects. (Supervisors Yaki, Bierman, Katz, Medina)

File 98-0663, Ordinance No.

(Adds Chapter 83, Sections 83.1 through 83.18.)

Question on final passage _____

NEW BUSINESS

Recommendations of Finance Committee

Present: Supervisors Teng, Kaufman, Newsom

No. 13.

[Affordable Child Care Program]

Ordinance amending Planning Code Section 314.5 to expand the sources and eligible uses of monies in the Affordable Child Care Fund, to allow monies from that fund to be used to fund any report(s) required to demonstrate the relationship between office and hotel development projects and child care demand as described in Planning Code Section 314.4, to provide for Board of Supervisors approval of rule and regulations for the uses of that fund, and to rename that fund the "Child Care Capital Fund" to reflect the amended uses of that fund; companion measure to File 98-0519. (Supervisor Teng)

File 98-0518, Ordinance No.

(Planning Commission Resolution No. 14634 adopted 6/4/98; Certificate of Exemption from Environmental Review with general rule exclusion, Section 150619(b)(3) dated 5/13/98)

Question on first reading _____

No. 14.

[Affordable Child Care Fund]

Resolution approving regulations for the use of the Child Care Capital Fund, formerly known as the Affordable Child Care Fund, established by Planning Code Section 314.5; superseding existing regulations for the use of the Affordable Child Care Fund; and authorizing the use of the current unexpended balance of the Child Care Capital Fund. (Supervisor Teng)

File 98-0519, Resolution No.

Question on adoption _____

No. 15.

[Same Sex Domestic Violence Programs Fund]

Ordinance amending Administrative Code, to provide that fees collected for performing domestic partnership civil ceremonies shall be deposited in the Same Sex Domestic Violence Project within the Domestic Violence Program Fund. (Supervisor Kaufman, Ammiano, Teng, Newsom)

File 98-1157, Ordinance No.

(Amends Section 10.117-21.)

Question on first reading _____

No. 16.

[Property Lease - City of Santa Clara]

Resolution authorizing, retroactively, an assignment, assumption and amendment of a 40-year lease of Public Utilities land located in the City of Santa Clara for parking and landscaping from Larvan Properties, Assignor, to MELP VII, Assignee; subject to rent reappraisals nine years from the date of the assignment and fourteen years from the date of the assignment. (Public Utilities Commission)

File 98-1022, Resolution No.

Question on adoption _____

No. 17.

[Outreach Newspapers]

Resolution designating the Bay View, Inc., the Sun Reporter and the Small Business Exchange to be outreach newspapers of the City and County for the African-American community; designating the China Press, the Sing-Tao Daily News, and the World Journal to be outreach newspapers of the City and County for the Chinese Community; and designating the El Latino and El Reporter (The Reporter) to be outreach newspapers of the City and County for the Hispanic community; designating the Philippine Guardian as the outreach newspaper of the City and County for the Phillipine Community; designating the Korean Times as the outreach newspaper for the Korean community; designating the Hokubei Mainuchi as the outreach newspaper of the City and County for the Japanese community; commencing retroactively on July 1, 1998. (Supervisor Teng)

File 98-1067, Resolution No.

Question on adoption _____

No. 18.

[Outreach Newspaper]

Resolution designating the San Francisco Bay Times and the Bay Area Reporter for outreach advertising for the City and County for the Lesbian/Gay/Bisexual Community beginning retroactively on July 1, 1998. (Supervisor Teng)

File 98-1068, Resolution No.

Question on adoption _____

No. 19.

[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, retroactively, or upon the date City receives 24-hour notice to vacate their current parking site. (Real Estate Department)

File 98-1145, Resolution No.

Question on adoption _____

No. 20.

[Prop J Contract, Budget Analyst]

Resolution concurring with the Controller's certification that Budget Analyst Services can be practically performed by private contractor for lower cost than similar work services performed by City and County employees. (Clerk of the Board)

File 98-1 188, Resolution No.

(Fiscal Impact.)

Question on adoption _____

No. 21.

[Budget Analyst - Performance Audits]

Motion amending the agreement between the Budget Analyst and the Board of Supervisors to provide that the Budget Analyst will increase the level of services dedicated to Performance Auditing at a cost of \$200,000 annually with initial funding provided in the adopted Fiscal Year 1998-1999 Budget. (Supervisor Kaufman)

File 98-1172, Motion No.

Question on adoption _____

No. 22.

[Audit Priorities]

Motion adopting a proposed schedule of audits to be conducted of programs of City and County Departments; companion measure to File 98-1172. (Supervisor Kaufman)

File 98-1173, Motion No.

Question on adoption _____

Recommendations of Rules Committee

Present: Supervisors Ammiano, Yee, Brown

No. 23.

[Ballot Measure, Hotel Tax Surcharge]

Motion ordering submission to the voters of an ordinance approving the continued imposition of a two percent Hotel Tax Surcharge on the rent for occupancy of guest rooms in certain hotels for General Fund purposes by amending Municipal Code, Part III, by adding Section 502.6-2. (Supervisors Kaufman, Ammiano, Leno, Bierman, Teng, Yee, Brown, Katz)

File 98-1017, Motion No.

Question on adoption _____

No. 24.

[Ballot Measure, Stadium Operator Tax]

Motion ordering submission to the voters of an ordinance approving the continued imposition of the Stadium Operator Admission Tax and the Temporary Admission Tax on stadium admissions, authorizing the establishment of a supplemental stadium admission tax upon expiration of the temporary admission tax and making miscellaneous technical corrections to Municipal Code, Part III, Sections 801, 802A, 805, 807 and 841. (Supervisor Leno)

File 98-1018, Motion No.

Question on adoption _____

No. 25.

[Rules of Order]

Motion amending the Rules of Order of the Board of Supervisors by adding Section 2.23(A) in order to create a Customer Service Award for employees of the City and County of San Francisco. (Supervisor Newsom)

File 98-1019, Motion No.

Question on adoption _____

No. 26.

Membership List, Department of Public Works]
Ordinance amending Administrative Code, adding a certain organization to, and deleting two organizations, from the membership list of the Department of Public Works. (Department of Public Works)

File 98-1152, Ordinance No.

(Amends Section 16.6-9.)

Question on first reading _____

No. 27.

[Membership List]
Ordinance amending Administrative Code, adding certain organizations to the membership list of the Office of Public Administrator/Public Guardian/County Veterans Service Officer. (Public Administrator/Public Guardian/County Veterans Service Officer)

File 98-1063, Ordinance No.

(Adds Section 16.6-62.)

Question on first reading _____

Recommendation of Health, Family & Environment Committee

Present: Supervisors Bierman, Ammiano

No. 28.

[Business Establishments/Public Accommodations]
Ordinance amending Police Code, making unlawful discrimination in business establishments and public accommodations between patrons who have domestic partners and patrons who have spouses. (Supervisors Leno, Ammiano, Katz, Bierman)

File 98-0996, Ordinance No.

(Amends Section 3305.)

Question on first reading _____

No. 29.

[Domestic Violence]

Ordinance amending Administrative Code, authorizing the San Francisco Family Violence Council to establish an interagency domestic violence death review team pursuant to Penal Code Section 11163.3. (San Francisco Family Violence Council)

File 98-1078, Ordinance No.

(Adds Section 5.190-7.)

Question on first reading _____

ROLL CALL FOR INTRODUCTIONS

No. 30.

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. 31.

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.

Closed Session

No. 32.

Conference with City Attorney - Litigation

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Motion that the Board of Supervisors convene in closed session with the City Attorney for the purpose of conferring or receiving advice from the City Attorney regarding pending litigation as follows: (1) Janet C. Mangini v. R.J. Reynolds Tobacco Co., Case No. 939359; (2) People of the State of California v. Philip Morris, et al, Case No. 980864, as permitted by Government Code Section 54956.9(a).

Question on adoption _____

After a closed session, if one occurs, the President shall (1) request the Deputy City Attorney to identify the subjects discussed in the closed session, and (2) direct the Clerk of the Board to report the vote taken on any motion in the closed session.

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

(b)

Motion that the Board of Supervisors finds that it is in the best interest of the public and elects not to disclose its closed session deliberations in pending employee relations negotiations.

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

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

Items 33 through 40

No. 33.

[State Grant]

Resolution approving the application, acceptance and expenditure of a grant awarded by the California Department of Alcoholic Beverage Control to the Police Department. (Supervisor Newsom)

File 98-1257, Resolution No.

(July 27, 1998 - Introduced in Board for consideration on August 3, 1998.)

Question on adoption.

No. 34.

[Collaborative Telecommunications Planning]

Resolution declaring it the City and County's policy to develop an advanced telecommunications infrastructure by pursuing collaborative planning among all stakeholders. (Supervisor Katz)

File 98-1258, Resolution No.

(July 27, 1998 - Introduced in Board for consideration on August 3, 1998.)

Question on adoption.

No. 35.

[Maintaining Confidentiality of Medical Records]

Resolution recognizing the need to insure confidentiality of medical records in the digital age. (Supervisor Katz)

File 98-1259, Resolution No.

(July 27, 1998 - Introduced in Board for consideration on August 3, 1998.)

Question on adoption.

No. 36.

[Sponsorship-Community Initiative Funds]

Resolution authorizing the San Francisco Foundation Community Initiative Funds to serve as fiscal sponsorship for the Small Business Forum. (Supervisor Leno)

File 98-1260, Resolution No.

(July 27, 1998 - Introduced in Board for consideration on August 3, 1998.)

Question on adoption.

No. 37.

[Romanian Human Rights]

Resolution urging the Romanian Government to abolish Article 200 of the Romanian Penal Code and imploring President Constantinescu to release prisoners convicted under Article 200. (Supervisor Leno)

File 98-1261, Resolution No.

(July 27, 1998 - Introduced in Board for consideration on August 3, 1998.)

Question on adoption.

No. 38.

[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, Leno)

File 98-1267, Motion No.

(July 27, 1998 - Introduced in Board for consideration on August 3, 1998.)

Question on adoption.

No. 39.

[Consolidation of BART Election 11/3/98]

Resolution consolidating the Bay Area Rapid Transit District election to be held in the City and County on November 3, 1998 with the General Municipal and Special Election scheduled for the same date, and providing that the election precincts, voting places and officers for election shall be the same as for the General Municipal and Special Election. (Clerk of the Board)

File 98-1249, Resolution No.

(July 24, 1998 - Referred to Board for consideration on August 3, 1998.)

Question on adoption.

No. 40.

[Public Hearing - Eminent Domain]

Motion directing the Board of Supervisors to hold a public hearing on August 24, 1998 at 3:00 p.m., to consider adopting a resolution of necessity in connection with a proposal to acquire by eminent domain Lots 18, 35, 36, 37, 38, 68, 69 and 70 in Assessor's Block 3724, commonly known as 860 Howard Street, 1 Holland Court, 325 Minna Street and 150 Fourth Street, in San Francisco for the Moscone Center Expansion Project. (Supervisor Kaufman)

File 98-1277, Motion No.

(July 29, 1998 - Referred to Board for consideration on August 3, 1998.)

Question on adoption.

Questions on the For Adoption Without Committee Reference Calendar _____

IMPERATIVE CALENDAR

No. 41.

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 22 - JULY 29, 1998, FOR REFERENCE BY PRESIDENT TO APPROPRIATE COMMITTEE ON AUGUST 3,1998

File 98-1250. [Board of Appeals] Ordinance amending Article 1, Part 111 of the Municipal Code by amending Section 16, to reduce the number of votes required to grant a rehearing from 4 to 3 when there is a vacant seat on the Board. (Board of Appeals) Referred to Rules Committee.

File 98-1282. [Settlement of Grievance - MEA v. CCSF] Ordinance authorizing settlement of class grievance regarding medical reimbursement by the Municipal Executives Association against the City and County of San Francisco by the payment of an amount not to exceed a combined total of \$350,000.00. (Department of Human Resources) Referred to Rules Committee.

File 98-1283. [Stuart Beach v. CCSF, et al.] Ordinance authorizing settlement of the sexual discrimination lawsuit titled Stuart Beach v. City and County of San Francisco, et al, and grievance filed by Stuart Beach in an amount not to exceed \$79,739.31. (Superior Court No. 994-565) (City Attorney) Referred to Rules Committee.

File 98-1285. [Unlitigated Claim - National Park Service] Ordinance authorizing settlement of unlitigated claim of the United States Department of Interior, National Park Service against the City and County of San Francisco for a total settlement of \$508,709; companion measure to File 98-1284. (Public Utilities Commission) Referred to Economic Development, Transportation/ Technology Committee.

PROPOSED RESOLUTIONS RECEIVED JULY 22 - JULY 29, 1998, FOR REFERENCE BY PRESIDENT TO APPROPRIATE COMMITTEE ON AUGUST 3,1998

File 98-1246. [Gift Acceptance] Resolution authorizing the San Francisco Police Department to accept the gift of a cargo and vehicle tracking system valued at approximately \$15,000. (Police) Referred to Rules Committee.

File 98-1247. [Contract] Resolution authorizing the Department of Public Health, Population Health and Prevention Division, to enter into a subcontract in the amount of \$12,203 with the Northern California Cancer Center, the primary contractor, to participate in a project to improve pap smear follow-up in a high-risk underserved population and which includes indemnification, binding arbitration, and rights in data clauses and which does not include patent infringement indemnification and false claims clauses; retroactive to March 1, 1998; waiving indirect costs. (Department of Public Health) Referred to Health, Family and Environment Committee.

File 98-1248. [Authorization to Indemnify] Resolution authorizing the City, acting through its Commission on Aging and Department of Public Health, to enter into an agreement indemnifying and holding harmless the Regents of the University of California. (Commission on the Aging) Referred to Health, Family and Environment Committee.

File 98-1251. [Zoo General Obligation Bond Issuance] Resolution providing for the issuance of not to exceed \$48,000,000 aggregate principal amount of City and County of San Francisco General Obligation Bonds (Zoo Facilities Bonds, 1997), including the issuance of an initial series thereof in the aggregate principal amount of not to exceed \$11,000,000 and designated as the City and County of San Francisco General Obligation Bonds (Zoo Facilities Bonds, 1997), Series 1998D; authorizing the execution, authentication and registration of said Bonds; providing for the levy of a tax to pay the principal and interest thereof; providing for the appointment of depositories and other agent for said Bonds; providing for the establishment of accounts related thereto; ratifying certain actions previously taken; and granting general authority to City officials to take necessary actions in connection with the authorization, issuance, sale and delivery of said Bonds; companion measure to File 98-1952; (Also File 170-97-9). (Mayor) Referred to Finance Committee with request it be considered at the August 12, 1998 meeting.

File 98-1252. [Zoo General Obligation Bond Sale] Resolution authorizing and directing the sale of not to exceed \$11,000,000 City and County of San Francisco General Obligation Bonds (Zoo Facilities Bonds, 1997), Series 1998D; prescribing the form and terms of said Bonds; authorizing and execution, authentication and registration of said Bonds; providing for the appointment of depositories and other agents for said Bonds; providing for the establishment of accounts related thereto; approving the forms of official notice of sale of Bonds and notice of intention to sell Bonds; directing the publication of official notice of sale and notice of intention to sell Bonds; approving the form and execution of the official statement relating thereto; approving the form of the continuing disclosure certificate; approving modifications to documents; ratifying certain actions previously taken; and granting general authority to City officials to take necessary actions in connection with the authorization, issuance, sale and delivery of said Bonds; companion measure to File 98-1251. (Also see File 170-97-9). (Mayor) Referred to Finance Committee, with request it be considered at the August 3, 1998 meeting.

File 98-1255. [Used Oil Recycling Grant] Resolution authorizing the City Administrator to accept and expend up to \$514,897.00 in oil recycling grant funding from the California Integrated Waste Management Board; waiving indirect costs. (City Administrator) Referred to Health, Family and Environment Committee.

File 98-1273. [Emergency Custody, Juvenile Ward of the Court] Resolution authorizing Chief Probation Officer of the Juvenile Probation Department to renew a contract with the California Youth Authority for emergency custody of a juvenile ward of the Court from the County of San Francisco; providing for ratification of actions previously taken. (Juvenile Probation Department) Referred to Health, Family and Environment Committee.

File 98-1274. [Diagnostic Treatment Services, Juvenile Ward] Resolution authorizing the Chief Probation Officer of the Juvenile Probation Department to renew a contract with the California Youth Authority for diagnostic and treatment services and temporary detention not to exceed 90 days; providing for ratification of actions previously taken. (Juvenile Probation Department) Referred to Health, Family and Environment Committee.

File 98-1275. [Grant - State] Resolution authorizing the Chief of Police of the City and County of San Francisco to accept and expend funds in the amount of Three Hundred Seventy Thousand-Eight Hundred Dollars (\$370,800.00) for a project designated "Operation Revitalization-Ocean View/Merced Heights/ Ingleside", and rescinding Resolution 1109-97. (Police) Referred to Housing and Neighborhood Svcs Committee.

File 98-1276. [Grant - State Funds] Resolution rescinding Resolution No. 101-98 (File No. 98-0084) and retroactively authorizing the District Attorney of the City and County of San Francisco to apply for, accept and expend funds in the amount of \$150,000 made available through the California Office of Criminal Justice Planning (OCJP) for the continued operation of the "Statutory Rape Vertical Prosecution Program" for the twelve month period from July 1, 1997 through June 30, 1998. (District Attorney) Referred to Housing and Neighborhood Svcs Committee.

File 98-1278. [Eminent Domain - Moscone Center 111 Project] Resolution authorizing acquisition of Lots 18, 35, 36, 37, 38, and 69, commonly known as 860 Howard Street, Lot 68 together with the improvements thereon and commonly known as 1 Holland Court or 325 Minna Street, and Lot 70 together with the improvements thereon, commonly known as 150 Fourth Street, all in San Francisco Assessor's Block 3724, by eminent domain for the Moscone Center Expansion Project (the "Project"), and to adopt finding pursuant to City Planning Code Section 101.1; companion measure to File 98-1277. Supervisor Kaufman presented.

(Planning Commission Motion No. 14557 adopted March 12, 1998, affirming the decision to issue a Negative Declaration; Planning Commission Resolution No. 14559 dated March 12, 1998, adopting findings of conformity with the General Plan.)
Scheduled for public hearing before Board on August 24, 1998, at 3:00 p.m.

File 98-1279. [Prop J Contract, Intake/Shelter Services] Resolution concurring with the Controller's certification that intake and shelter services to status offenders can be practically performed by private contractor for lower cost than similar work services performed by City and County employees. (Juvenile Probation Department) Referred to Finance Committee.

File 98-1280. [Purchase of 345 Randolph Street Property] Resolution authorizing the purchase of at 345 Randolph Street (Assessor's Parcel Number 7118/44) for the San Francisco Public Library's Oceanview Branch Library; and adopting findings under the California Environmental Quality Act and findings pursuant to City Planning Code Section 101.1. (Real Estate Department) Referred to Finance Committee.

File 98-1281. [Energy Conservation Grant] Resolution authorizing the General Manager of the Public Utilities Commission to apply for, accept and expend a grant of \$70,000 from the U.S. Department of Energy and the Urban Consortium Energy Task Force; ratification of action previously taken. (Public Utilities Commission) Referred to Economic Development, Transportation and Technology Committee.

File 98-1284. [Right-of-Way Permit, GGNRA Sewer Overflow Tunnel] Resolution authorizing the City and County of San Francisco, on behalf of the Public Utilities Commission, to execute a right-of-way permit to construct, operate and maintain a sewer overflow tunnel and associated facilities within the boundaries of the Golden Gate National Recreation Area, a unit of the National Park System, United States Department of Interior; companion measure to File 98-1285. (Public Utilities Commission) Referred to Economic Development, Transportation/Technology Committee.

Petitions and communications received July 22 to July 29 for reference by the President to the Committee considering related matters or to be ordered filed by the Clerk August 3, 1998.

1. From Municipal Court, submitting Municipal and Justice Court Summary Report for May and June 1998.
2. From various departments, responding to Supervisor Newsom's request regarding hours of operation in connection with Customer Service Plan. Copy: Supervisor Newsom. File 98-0349
Fire Department
Commission on the Environment
3. From Department of Human Services, responding to Supervisor Teng's request regarding homelessness in the Sunset. Copy: Supervisor Teng
4. From Department of Public Works, responding to Supervisor Leno's inquiry regarding Palace of Fine Arts League proposal for the installation and utilization of poster art kiosks throughout the City. Copy: Supervisor Leno
5. From Purchasing Department, submitting amendment to the Resolution designating Outreach Newspapers for FY 98-99. Finance Committee. File 98-1067, 98-1068
6. From Department of Parking and Traffic and Department of Public Works, regarding renaming the block of Myrtle Street between Van Ness Avenue and Polk Street to Alice B. Toklas Place.
7. From Department of Public Health, submitting list of delinquent refuse liens and nuisance removal cost. To Board for Public Hearing on August 24, 1998.
8. From Public Utilities Commission, regarding State requirement to assess the potential for cross connections between the non-potable auxiliary water supply system operated by the Fire Department and the City's potable water system.
9. From Fire Department, regarding issues of overtime in the SFFD Stress Unit and SFFD Payroll Office. Copy: Supervisor Kaufman
10. From Department of Public Works, indicating that the signatures with respect to the appeal on 1200 9th Avenue is sufficient for appeal. File 98-1113. Hearing held July 27, 1998
11. From Purchasing Department, submitting implementation report from January to June 1998 regarding Tropical Hardwood and Virgin Redwood ban.

12. From Public Utilities Commission, submitting Declaration of Emergency for Sewer Facilities located on:
Anza Street between 7th & 8th Avenues
Clay Street between Stockton & Power Streets and Joice Street
between Sacramento & Clay Street
Easement at 50 Scenic Way (within Assessor's Block 1303)
13. From Department of Election, submitting Certification of Initiative Petition for:
Central Freeway
Residential Eviction Limitations, Owner or Relative Move-In
14. From Health Commission, urging support of Resolution #26-98 "Supporting the San Francisco Healthy Cities: CHIPPS Senior Injury Prevention Collaborative Project"; and Resolution #28-98 "Supporting a General Obligation Bond to Rebuild and Retrofit Laguna Honda Hospital". File 98-0788
15. From Department of Public Health, submitting Laguna Honda Hospital Replacement Project Briefing Paper. Copy: Each Supervisor. File 98-1195
16. From Office of the Controller, submitting report on the status of the recommendations of the 1996-97 San Francisco Civil Grand Jury.
17. From Planning Department, submitting 1997 Housing Inventory report.
18. From Planning Department, submitting San Francisco's Neighborhoods: Evolving Economic Activities report.
19. From Real Estate Department, submitting Real Property owned by City & County of San Francisco as of Fiscal Year Ending June 30, 1998.
20. From John Entwistle, Jr., submitting resignation from serving on the Drug Abuse Advisory Board. Copy: Rules Committee
21. From Superior Court, regarding inventory and appraisal of Zygmunt Arendt property. File 98-0722
22. From State of California, Assemblyman Thomas McClintock, submitting proposal to abolish California's Car Tax.
23. From Spectrum Institute, request to send Cynthia Goldstein of the Human Relations Commission to the Lavender Law Conference in Boston.
24. From United Steel Workers, regarding boycott of Wells Fargo Bank.
25. From California Power Exchange Corporation, urging participation in selecting Board of Governors for the terms commencing January 1, 1999. Copy: Each Supervisor
26. From Fitzgerald, Abbott & Beardsley, submitting notification of intent to commence proceedings regarding Sutro Tower Digital Television Antennas Final EIR, Building Permit No. 9718925. Copy: City Attorney. File 98-0581
27. From Belvedere-Tiburon Landmarks Society, murals by Gottardo Piazzoni at the old Main Library. File 197-97-1

28. From Rite Aid, Thrifty PayLess, requesting approval for a public convenience and necessity determination for a Type 21 off-sale general liquor license located at 200 West Portal. Housing and Neighborhood Services Committee
29. From Chester L. and Ann L. Jung, requesting approval for a public convenience and necessity determination for a Type 48 on-sale general liquor license located at 1275 Connecticut Street. Housing and Neighborhood Services Committee
30. From Thomas Campbell-Reed, requesting transfer of Type 48 liquor license from 1052-1058 Folsom Street to 1795 Geary Blvd. Housing and Neighborhood Services Committee
31. From Diane Dasovic, requesting transfer of Type 21 liquor license from 1201 Taraval Street to 2111-2115 Hayes Street. Housing and Neighborhood Services Committee
32. From Carriage Charter, regarding Sunshine Ordinance complaint against Chief of Police. Copy: Each Supervisor
33. From John Jenkel, regarding Sunshine Ordinance complaint against Board of Supervisors. Copy: Each Supervisor
34. From R. Sanwal, regarding cab services.
35. From Marie W. McCallum, expressing concern regarding noise/nuisance in the 700 block of Hayes Street.
36. From Lloyd Schloegel, regarding Laguna Honda Hospital. File 98-1196
37. From Margaret Karlsing, opposing the proposed changes to the Health Service System. File 98-0829
38. From Patricia Long, supporting Dept. #61 Museums' 790 Chapter 1998/99 City budget proposal. Finance Committee. File 98-0849
39. From Scott J. MacLean, regarding Federal database.
40. From various signators, opposing the development of Rite Aid on 9th Avenue. (3 letters received) File 98-1113
41. From Rebecca Waite, supporting the development of Rite Aid on 9th Avenue. File 98-1113

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 31, 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
Animal Care and Control, create one position	98-1118 Ordinance	Finance	Medina	716198	WY98
Zoning Map Amendment, South of Market Nighttime Entertainment Special Use District and Core Entertainment Subdistrict	98-1 121 Ordinance	Economic Development, Transportation and Technology	Newsom	716198	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	98-1 123 Ordinance	Economic Development, Transportation and Technology	Newsom	7/6/98	8/5/98
Live/Work Unit, Sound Attenuation	981124 Ordinance	Economic Development, Transportation and Technology	Newsom	716198	8/5/98
Owner Move-In Reform-Senior Housing Protection II	98-1158 Ordinance	Housing and Neighborhood Services	Bierman	7113198	XI12198
Bond Special Election-Nov. Laguna Honda	98-1 196 Ordinance	Special Board Meeting July 23, 1998	Brown	7/20/98	8/19/98
Bond Special Election-Nov. \$300,000,000 Partially Rescind 1992 Bonds	98-1199 Ordinance	Special Board Meeting July 23, 1998	Brown	7120198	8119198
Laguna Honda General Obligation Bonds \$5025 15.000	98-1195 Resolution	Special Board Meeting July 23, 1998	Brown	7120198	8119198