

1 [Graffiti stenciled on sidewalks by International Business Machines]

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3 **Resolution urging the City Attorney and the District Attorney to explore felony charges**
4 **against International Business Machines or it's representatives for stenciling San**
5 **Francisco sidewalks with permanent paint; and urging the Department of Public Works**
6 **to track all costs associated with the cleanup of the sidewalk graffiti .**

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8 WHEREAS, The first complaint against International Business Machines was
9 registered at the Department of Public Works hotline at 28-CLEAN on April 18, 2001; and

10 WHEREAS, The Department of Public Works immediately called IBM and ordered
11 them to cease and desist from their advertising campaign; and

12 WHEREAS, On Friday April 27, 2001 Department of Public Works Crews were
13 dispatched to clean the four corners of Second Street and Townsend Street; and,

14 WHEREAS, On Saturday April 28, 2001 the IBM stencils were replaced at these exact
15 locations and additional stencils appeared along Market Street from Steuart to Gough Street;
16 and,

17 WHEREAS, IBM has refused to disclose all of the locations of the stencils and the
18 local sub-contractor that was used for the stenciling; now, therefore, be it

19 RESOLVED, That the City Attorney and the District Attorney prepare felony charges
20 pursuant to California Penal Code 594(b)(2) and Public Works Code Section 184.57; and, be
21 it

22 FURTHER RESOLVED, That the Department of Public Works the Department of
23 Public Works shall track all costs associated with the removal of stencils so that a proper
24 billing can be made to the responsible parties; and, be it

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1 FURTHER RESOLVED, That IBM immediately disclose the locations of the sidewalk
2 graffiti and that if the information is not forthcoming that the City Attorney and the District
3 Attorney prepare a subpoena requiring that the information be forthcoming; and be it

4 FURTHER RESOLVED, That a copy of this resolution be sent to Mr. Chris O'Neil,
5 Council, IBM, Route 100, Somers New York 10589; City Attorney Louise Renne, City Hall,
6 Rm. 234 #1 Dr. Carlton B. Goodlett Place San Francisco, California 94102 and District
7 Attorney Terrance Hallinan, 850 Bryant Street, 3rd Floor, San Francisco, California 94103.
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City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails
Resolution

File Number: 010783

Date Passed:

Resolution urging the City Attorney and the District Attorney to explore felony charges against International Business Machines or its representatives for stenciling San Francisco sidewalks with permanent paint; and urging the Department of Public Works to track all costs associated with the cleanup of the sidewalk graffiti.

May 7, 2001 Board of Supervisors — ADOPTED

Ayes: 8 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin
Absent: 3 - Newsom, Sandoval, Yee

File No. 010783

I hereby certify that the foregoing Resolution was ADOPTED on May 7, 2001 by the Board of Supervisors of the City and County of San Francisco.

Handwritten signature of Jean Lum
Gloria L. Young
for Clerk of the Board

Date Approved

Mayor Willie L. Brown Jr.

May 18, 2001

I hereby certify that the foregoing resolution, not being signed by the Mayor within the time limit as set forth in Section 3.103 of the Charter, became effective without his approval in accordance with the provision of said Section 3.103 of the Charter.

Handwritten signature of Gloria L. Young
Clerk of the Board

File No.
010783