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**Vol. 88**

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**Tuesday, September 7, 1993**

# **Journal of Proceedings Board of Supervisors**

**City and County of San Francisco**



JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

\_\_\_\_\_  
Tuesday, September 7, 1993 - 2:00 p.m.  
\_\_\_\_\_

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Angela Alioto presiding.

CALLING THE ROLL

The meeting was called to order at 2:10 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 10.

Noted absent at first roll call:

Supervisor Maher - 1.

Quorum present.

Supervisor Maher was noted present at 2:18 p.m.

APPROVAL OF JOURNALS

There being no errors, corrections or omissions, Supervisor Kennedy, seconded by Supervisor Kaufman, moved that the Journals of Proceedings for Monday, March 15 and 22, 1993, be approved.

Motion carried by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 10.

Absent: Supervisor Maher - 1.

COMMUNICATION

The Clerk presented the following communication from his Honor the Mayor: returning with his veto the Immigration Laws Resolution:

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Tuesday, September 7, 1993

September 3, 1993

Honorable Angela Alioto, President and  
Members of the Board of Supervisors  
City Hall, Room 235  
San Francisco, CA 94102

Dear Supervisor Alioto and Members:

I am returning File 13-93-28 regarding the opposition to any changes in the existing immigration laws with my veto.

I strongly oppose any acts that would scapegoat or lessen the rights of our residents including recently arrived immigrants who live in this city and state. We must, as a community unite against the anti-immigration hysteria perpetuated by ignorant individuals and organizations. I am proud of San Francisco's ethnic and cultural diversity and we should all be reminded, with the exception of Native Americans, that we are all immigrants to this country. We must never forget the many social, economic and cultural contributions of immigrants which made this city and the country the best in the world.

As you know, my parents were immigrants from Ireland and I grew up in an immigrant culture. Therefore, I understand the importance of immigrants to this city and county and I am extremely sensitive to the needs of our immigrant population. I cherish my culture and the opportunity to maintain my cultural heritage in this city.

In regards to the increasing anti-immigrant sentiments and backlash on our residents, I am requesting that the Human Rights Commission and the Hate Crimes Unit of the Police Department give special attention to any anti-immigrant activities and report to me and the Board of Supervisors on a quarterly basis. Any physical or emotional harm to individuals is not to be tolerated, especially if it is based on anti-immigrant activities.

Although I share your concerns on anti-immigrant hysteria and xenophobia, I am concerned that this resolution is too broad of a policy statement instructing both our state and federal lobbyists to oppose all immigrant/refugee related legislation. As you know, the City and County of San Francisco has procedures whereby specific state legislation is reviewed and approved for advocacy through the State Legislation Committee. In addition, prior to any formal position on specific federal legislation, the appropriate direction is given by resolution of the Board of Supervisors. To do otherwise, would result in a lack of guidance to our lobbyists and would not, in my judgement, be effective in dealing with state or federal legislators.

Futhermore, I believe legislation of this breadth should have been referred to the regular committee and hearing process. Short of the need to advise our lobbyists very quickly of the City's position on a pending bill, this type of very broad policy instruction should, in my opinion, be the subject of public hearing.

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I would be pleased to sign the proposed resolution without the instructions to our lobbyists to oppose unspecified changes to immigration law. I am forwarding with this veto message a resolution on this subject, which, if adopted by the Board, I would sign into law. I request the Board calendar this resolution for hearing as soon as possible.

I concur with the editorial point of view in the Examiner stated that the Board "read and debate each separate bill before it makes up the city's mind. I also concur with the Chronicle's editorial opinion that it is "wrong to make political hay out of the issue." At the same time, the newspaper recognized the need for "reasonable law-making to cope with the problem" and urged a "meeting of the minds. "between the Mayor and the Board of Supervisors.

I am proud to work towards that "meeting of the minds" and look forward to developing policy position on specific immigration law proposals.

Sincerely,

Frank M. Jordan  
Mayor

Adopted

[Immigration Laws]

Resolution urging the United States government to treat all immigrants in a fair and humane manner and guarantee their rights under International Law and the Refugee Act of 1980 and opposing any changes in existing immigration laws that would restrict immigration or weaken the right to seek asylum and denouncing the rise in anti-immigrant sentiment. Resolution returned by Mayor with his veto. Adopted, the Mayor's veto not withstanding.

File 13-93-28

Supervisors Hsieh, Shelley and Leal, moved to suspend Rule 2.9a of the Rules of Order of the Board of Supervisors to permit reconsideration of subject legislation at this meeting.

Motion to suspend the rule to consider the resolution today adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 10.

Absent: Supervisor Maher - 1.

Appointment of President Pro Tempore

At the request of the President, Supervisor Hallinan assumed the Chair so the President could participate in the debate from the floor.



Tuesday, September 7, 1993

Override of Mayor's Disapproval

Supervisor Hsieh, seconded by Supervisor Kennedy moved adoption notwithstanding the Mayor's veto.

Motion to override the Mayor's veto adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Noes: Supervisor Conroy - 1.

The President reassumed the Chair.

The Clerk presented the following communication from the City Attorney:

Clerk announced City Attorney has been informed that John Erlich has filed a petition in Superior Court regarding the rebuttal argument for Proposition F, charter amendment concerning police and fire retirement benefits (File 269-93-1). The issue is being handled by Buck Delventhal, Deputy City Attorney at 3:00 p.m. on September 7, 1993.

CONSENT CALENDAR

Recommendation of Budget Committee

Finally Passed

[Right of Way Agreement]

Ordinance authorizing conveyance of a pipeline easement to Unocal California Pipeline Company over City-owned property in Kern County. (Real Estate Department)

File 82-93-6, Ordinance No. 293-93

Finally passed.

Recommendations of Government Efficiency and Labor Committee

Passed for Second Reading

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Cheryl Nichols against the City and County by payment of \$15,000. (City Attorney)

Tuesday, September 7, 1993

File 45-93-58, Ordinance No.

(Superior Court No. 939-827.)

Passed for second reading.

Adopted

[Grant - Federal Funds]

Resolution authorizing the Department of Public Health, AIDS Office, to accept and expend a supplemental award of \$25,000, from the Department of Health Services, Office of AIDS, to augment the Local Assistance Block Grant Component of the Master Grant Agreement for a new AIDS Epidemiologic Research Study; providing for ratification of action previously taken and waiving indirect costs. (Department of Public Health)

File 146-93-41, Resolution No. 711-93

Adopted.

[Grant - State Funds]

Resolution authorizing the Department of Health, Family Health Bureau, Dental Bureau, to accept and expend a continuation grant of \$12,708 which includes indirect costs in the amount of \$1,200, based on fifteen percent of salaries from the State Department of Health Services, Dental Section, for dental health education in San Francisco elementary schools; providing for ratification of action previously taken. (Department of Public Health)

File 146-93-43, Resolution No. 712-93

Adopted.

[Grant - Federal Funds]

Resolution authorizing the Department of Health, Community Health Services, Family Health Bureau, to apply for retroactively, accept and expend a grant augmentation of \$21,052, which includes administrative costs in the amount of \$190,000, from the California Family Planning Council, Inc., for the increase in based funding level to provide family planning medical services; providing for ratification of action previously taken. (Department of Public Health)

File 146-93-44, Resolution No. 713-93

Adopted.

[Grant - State Funds]

Resolution authorizing the Sheriff to apply for grant funds, in an amount not to exceed \$20,000, from the California Department of

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Justice, to provide automated criminal arrest and case disposition reporting from the City and County of San Francisco to the California Department of Justice, pursuant to Sections 13150 et sequitur of the California Penal Code. (Sheriff Department)

File 152-93-5, Resolution No. 717-93

Adopted.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 9.

Absent: Supervisors Hallinan, Hsieh - 2.

REGULAR CALENDAR

UNFINISHED BUSINESS

Consideration of Mayor's Disapproval

Consideration Continued

[Salary Standardization Ordinance]

Ordinance fixing, designating, enumerating and providing schedules of compensation for persons employed by the City and County of San Francisco, the San Francisco Community College District and the San Francisco Unified School District, whose compensations are subject to the provisions of Section 8.400, 8.401 and 8.407 of the Charter and establishing working schedules and conditions of employment and methods of payment effective July 1, 1993 for gardener and inspector classifications.

File 106-93-3, Ordinance No.

(August 2, 1993 - Finally Passed.

August 12, 1993 - Returned to Board by Mayor, disapproved.

August 30, 1993 - Consideration continued to September 7, 1993.)

Supervisor Hallinan, seconded by Supervisor Shelley, moved to continue consideration to September 20, 1993.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Leal, Maher, Migden, Shelley - 9.

Noes: Supervisor Kennedy - 1.

Absent: Supervisor Hsieh - 1.

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From Budget and Housing and Land Use Committees  
Without Recommendation

Finally Passed

[Street Vacation]

Ordinance ordering vacation and sale of a portion of Yosemite Avenue, south of Williams Avenue and a portion of Armstrong Avenue, east of Newhall Street and adopting findings pursuant to City Planning Code Section 101.1. (Real Estate Department)

File 164-93-1.1, Ordinance No. 292-93

(Fiscal Impact.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Hsieh - 1.

From the President

Finally Passed

[San Francisco Zoo Lease and Management Agreement]

Ordinance approving the form of a San Francisco Zoo Lease and Management Agreement, as amended, and authorizing the General Manager of the Recreation and Park Department to execute such zoo lease and management agreement on behalf of the City and County of San Francisco; approving an indemnification by the City and County of San Francisco of the San Francisco Zoological Society contained in such zoo lease and management agreement; and declaring intention of the Board of Supervisors to fund such zoo lease and management agreement separately from the Recreation and Park Department budget. (Recreation and Park Department)

File 172-93-30, Ordinance No. 278-93

(August 30, 1993 - Lease and Management Agreement amended by adding Section 30.20.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Leal, Maher, Migden, Shelley - 9.

Noes: Supervisor Kennedy - 1.

Absent: Supervisor Hsieh - 1.



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From Government Efficiency and Labor Committee  
Without Recommendation

Tabled

[Contracting Out City Services]

Resolution concurring with the Controller's certification that Senior Transportation/Escort Services can be practically performed for the Commission on the Aging by a private contractor for a lower cost than similar services performed by City and County employees. (Commission on the Aging)

File 25-93-20, Resolution No.

Supervisor Hallinan, seconded by Supervisor Migden, moved to table.

Motion to table adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Hsieh - 1.

From Department of Public Works

Consideration Continued

[Assessment Costs - Sidewalk and Curb Repairs]

Resolution confirming report of assessment costs submitted by the Director of Public Works for sidewalk and curb repairs ordered to be performed at 825 Polk Street by said Director pursuant to Sections 707 and 707.1 of the Public Works Code, the costs thereof having been paid for out of a Revolving Fund.

File 41-93-1.1, Resolution No.

Owner of 825 Polk Street directed to pursue resolution of assessment with Public Works. There will be no public testimony on October 4, 1993.

Supervisor Hallinan, seconded by Supervisor Kennedy, moved to continue consideration to October 4, 1993.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Hsieh - 1.



Tuesday, September 7, 1993

From the President

Referred to Committee

Report by Employee Relations Director on the status of the Memorandum of Understanding with physicians and dentists for fiscal year 1993-94. (Supervisor Leal)

File 93-93-10

Supervisor Leal, seconded by Supervisor Migden, moved to refer to Committee.

Motion to refer to Committee adopted by the following vote:

Ayes: Supervisors Bierman, Conroy, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 9.

Noes: Supervisor Hallinan - 1.

Absent: Supervisor Alioto - 1.

From the Board

Consideration Continued

[Eminent Domain]

Resolution authorizing acquisition of Assessor's Block 1592, Lot 3, also known as Ocean Beach Parcel 4, for the Richmond Transport Project and Open Space, and adopting findings pursuant to City Planning Code Section 101.1. (Supervisor Shelley)

File 288-93-1.1, Resolution No.

(July 19, 1993 - The Board of Supervisors adopted Resolution No. 559-93 which approved and authorized an agreement to purchase this property.)

Supervisor Shelley, seconded by Supervisor Migden, moved to continue consideration to October 4, 1993.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Hsieh - 1.

NEW BUSINESS

Recommendations of Government Efficiency and Labor Committee

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Adopted

[Ellis-O'Farrell Marketing Plan]

Resolution approving and authorizing implementation of Ellis-O'Farrell Garage Marketing Plan and requiring a report from the Department of Parking and Traffic to the Board of Supervisors reflecting the results of the plan at the conclusion of the program. (Department of Parking and Traffic)

File 47-93-7, Resolution No. 708-93

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Hsieh - 1.

[Solid Waste Management]

Resolution authorizing the Chief Administrative Officer to accept and expend \$2,847,921 in funds from the Sanitary Fill Company to be used for the Solid Waste Management Program Projects; placing \$195,000 on reserve. (Chief Administrative Officer)

File 133-93-2, Resolution No. 710-93

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Hsieh - 1.

[Grant - Federal Funds]

Resolution retroactively authorizing the Director of Public Works to apply for, accept and expend Federal funds in the amount of \$7,307,800 for pavement renovation of various streets foregoing reimbursement of indirect costs; placing \$7,307,800 on reserve. (Department of Public Works)

File 148-93-6, Resolution No. 714-93

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Hsieh - 1.

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[Grant - State Funds]

Resolution authorizing the Director of Public Works to execute the necessary documents to apply for, accept and expend \$200,000 of Transportation Development Act (TDA) Article 3 funds, which includes indirect costs in the amount of \$2,500, for the construction of curb ramps. (Department of Public Works)

File 148-93-7, Resolution No. 715-93

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Hsieh - 1.

[Grant - Federal Funds]

Resolution authorizing, retroactively, the Recreation and Park Department to apply for grant funds in the amount of \$476,000, from the Intermodal Surface Transportation Efficiency Act, for the renovation of the Civic Center Plaza Pedestrian Walkway; waiving indirect costs. (Recreation and Park Department)

File 150-93-4, Resolution No. 716-93

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Hsieh - 1.

[Federal Funds]

Resolution approving modifications for 1993-94 to the County Refugee Plan and allocations of Refugee Funds to service providers; authorizing, retroactively, the Private Industry Council to contract with the State and expend refugee funds. (Private Industry Council)

File 156-93-3, Resolution No. 718-93

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Hsieh - 1.

[Indemnification of the County Transportation Authority]

Resolution authorizing City departments to execute agreements with the San Francisco County Transportation Authority for AB434 funding whereby the City would indemnify the Transportation Authority from

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claims resulting from the City's performance of said agreements.  
(Chief Administrative Officer)

File 172-93-37, Resolution No. 719-93

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman,  
Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Hsieh - 1.

[Management Audit]

Motion directing the Budget Analyst to conduct a comprehensive audit  
of the franchise fees paid by and operations of Viacom Cablevision  
under its cable television franchise with the city, and providing  
funds for the audit. (Supervisors Bierman, Shelley)

File 165-93-6

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman,  
Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Hsieh - 1.

#### Request Granted

Supervisor Bierman requested that the Clerk be directed to  
submit request for supplemental appropriation for estimated cost of  
\$39,858 for audit.

No objection and Clerk directed to comply.

In connection with the above item, Supervisor Shelley requested  
to be added as co-sponsor.

SPECIAL ORDER 3:00 P.M.

Hearing Held;  
Consideration continued

[Public Hearing]

Hearing to consider ordinance amending Municipal Code, Part III, to  
repeal the business classification for passenger vehicle businesses  
and to repeal the tax rate for this classification and to impose a  
rental vehicle user tax, operative October 1, 1993. (Supervisor  
Conroy)

File 127-93-19



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(A second public hearing is scheduled for September 20, 1993.)

The privilege of the floor was granted to the following persons:

Bob Jaspán, Paul; Brice Thompson; Patricia; Will.

Supervisor Conroy, seconded by Supervisor Kennedy, moved to continue consideration to September 20, 1993.

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Kennedy, Migden, Shelley - 8.

Absent: Supervisors Hsieh, Leal, Maher - 3.

#### Appointment of President Pro Tempore

At the request of the President, Supervisor Hallinan assumed the Chair.

#### COMMITTEE REPORTS

##### Recommendation of Budget Committee

Passed for Second Reading

[Government Funding]

Ordinance amending the Annual Appropriation Ordinance for Fiscal Year 1993-94, Ordinance No. 241-93, giving effect to revenue changes pursuant to Charter Section 6.208 and adjusting appropriations to meet the requirements of the Art Commission pursuant to Charter Section 6.400, and adjusting appropriations to meet the requirements of the Airport, as a pre-requisite to levy a tax pursuant to Charter Section 6.208. (Controller)

File 101-93-2.2, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Bierman, Conroy, Hallinan, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 9.

Absent: Supervisors Alioto, Hsieh - 2.

[Tax Rate Setting]

Ordinance providing revenue and levying taxes for City and County purposes for the Fiscal Year ending June 30, 1994. (Controller)

File 74-93-1, Ordinance No.



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Passed for second reading by the following vote:

Ayes: Supervisors Bierman, Conroy, Hallinan, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 9.

Absent: Supervisors Alioto, Hsieh - 2.

[Tax Rate Setting]

Ordinance providing and levying taxes for San Francisco Unified School District purposes for the Fiscal Year ending June 30, 1994. (Controller)

File 74-93-2, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Bierman, Conroy, Hallinan, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 9.

Absent: Supervisors Alioto, Hsieh - 2.

[Tax Rate Setting]

Ordinance providing revenue and levying taxes for San Francisco Community College District purposes for the Fiscal Year ending June 30, 1994. (Controller)

File 74-93-3, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Bierman, Conroy, Hallinan, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 9.

Absent: Supervisors Alioto, Hsieh - 2.

The President resumed the Chair.

PUBLIC COMMENT

The privilege of the floor was granted to the following persons:

Dehnert Queen, Susan Bartel, Mr. Patel, Ruth Smith, Doug Comstock; Peter; Shelley Salieri; Pat Carey.

There being no one else present wishing to speak, the President declared the public comment portion of the meeting closed.

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FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These resolutions were introduced at a prior meeting of the Board with action requested at this meeting. Any Supervisor may require these resolutions to go to committee unless a motion to suspend the rules is adopted by eight votes (or a unanimous vote if only six or seven members are present). An "aye" vote is (a) a vote in favor of suspending the rule requiring reference to committee, and (b) a vote in favor of adoption of the resolutions. Eight votes (or a unanimous vote if only six or seven members are present) is required.

Adopted

[Proclamation]

Resolution commending the American Banner of Hope Project and urging the Mayor to proclaim September 11, 1993 American Banner of Hope Day in San Francisco. (Supervisor Alioto)

File 4-93-24, Resolution No. 707-93

(August 30, 1993 - Introduced in Board for consideration on September 7, 1993.)

Adopted.

[Ballot Measure]

Resolution opposing State Ballot measure, Proposition 174, the School Voucher Initiative. (Supervisors Shelley, Alioto, Kaufman, Kennedy, Bierman)

File 60-93-11, Resolution No. 709-93

(August 30, 1993 - Introduced in Board for consideration on September 7, 1993.)

Adopted.

The foregoing items on the For Adoption Without Committee Reference Calendar were adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Kaufman, Kennedy, Leal, Maher, Shelley - 8.

Absent: Supervisors Conroy, Hsieh, Migden - 3.

IMMEDIATE ADOPTION CALENDAR

These resolutions are being introduced at this meeting. An "Aye" vote is (a) a vote to find that the need to take action arose after the agenda was published (if the resolution title is not printed on the agenda) and (b) a vote to adopt the resolution. A unanimous vote is required for adoption today. Any Supervisor may require any of these resolutions to go to committee.

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Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-93-36, Resolution No. 694-93

(Angela Alioto, member, Board of Supervisors, September 18 - 26; Barbara Kaufman, member, Board of Supervisors, September 10 - 25; Willie B. Kennedy, member, Board of Supervisors, September 14 - 19 and October 15 - 17; Lucille Abrahamson, member, Human Rights Commission, September 17 - 28; James Herman, member, Port Commission, August 27 - September 7; Ming Chang-O'Brien, member, Port Commission, August 27 - September 7; John Newlin, Executive Director, Parking and Traffic, September 14 - 19, 1993.)

Adopted.

[Correcting of Charter Amendment]

Motion authorizing correction to ballot argument in support of Proposition L, a Charter Amendment, relating to creation of Human Resources Department. (Supervisor Kaufman)

File 248-93-5

Adopted.

(The Immediate Adoption Calendar includes the following additional resolutions submitted after preparation of the calendar.)

Adopted

[Commending Harry Jupiter]

Resolution commending Harry Jupiter upon his retirement after thirty-one years as a superior journalist in San Francisco.

File 6-93-23, Resolution No. 695-93

Supervisors Hallinan and Maher presented for immediate adoption.

Adopted.

[Street Closing]

Resolution authorizing temporary closing of a portion of Page Street between Franklin and Gough Streets on October 2 and 3, 1993; and providing for Municipal Railway reimbursement.

File 42-93-39, Resolution No. 696-93

Supervisor Shelley presented for immediate adoption.

Adopted.

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[Street Closing]

Resolution authorizing temporary closing of a portion of 12th Street between Harrison and Bernice Streets on September 25 and 26, 1993 and providing for insurance.

File 42-93-40, Resolution No. 697-93

Supervisor Migden presented for immediate adoption.

Adopted.

[Street Closing]

Resolution authorizing temporary closing of a portion of Sanchez Street between 16th and 17th Streets on September 19, 1993.

File 42-93-41, Resolution No. 698-93

Supervisor Migden presented for immediate adoption.

Adopted.

[Nominees to GGNRA]

Resolution nominating proposed appointees to Golden Gate National Recreation Area Advisory Commission.

File 92-93-34, Resolution No. 693-93

Supervisor Alioto presented for immediate adoption.

Adopted.

[Geneva Towers]

Resolution urging the Mayor to urge United States Attorney General Janet Reno to initiate an independent investigation from her Washington office into the activities of various employees who are directly responsible for contracting and loan services for the rehabilitation of the San Francisco Geneva Towers site and urging that all pending evictions at Geneva Towers be halted until the Attorney General's investigation is complete and its findings and recommendations have been received and considered by the Board of Supervisors and the Geneva Tenants Association.

File 212-93-1, Resolution No. 700-93

Supervisor Kennedy presented for immediate adoption.

Adopted.

[Earthquake Emergency Relief Fund Expenditure]

Resolution approving expenditure of \$29,938 from the Mayor's earthquake emergency relief fund to provide radio equipment for the volunteer auxiliary emergency radio program which supports the emergency response plans of the City and County of San Francisco.



File 270-93-4, Resolution No. 699-93

Supervisor Hsieh presented for immediate adoption.

Adopted.

The foregoing items on the Immediate Adoption Calendar were adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Kaufman, Kennedy, Leal, Maher, Shelley - 8.

Absent: Supervisors Conroy, Hsieh, Migden - 3.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS  
NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[Cultural Equity Endowment Fund Programs]  
Ordinance amending Administrative Code by adding new Chapter 67 establishing Cultural Equity Endowment Fund Programs, setting forth guidelines for disbursement of funds and authorizing the San Francisco Art Commission to administer and implement Cultural Equity Endowment Fund Programs. (Supervisor Hallinan presented.) Referred to Budget Committee.

File 97-93-49

[Fictitious Business Name Filing Requirement]  
Substitute Ordinance amending Article 12B of Part III of Municipal Code by adding Section 1007.3 to require persons filing a statement of fictitious business name pursuant to Section 17900 et seq. of the California Business and Professions Code to provide proof of compliance with business tax registration requirements. (Supervisor Kennedy presented.) Referred to Government Efficiency and Labor Committee.

File 127-92-10

Referred to Board

[San Francisco Arts and Humanities Month]  
Resolution Proclaiming the month of October 1993 as San Francisco Arts and Humanities Month. (Supervisor Alioto presented.) Referred to Board September 13, 1993 For Adoption Without Committee Reference Calendar.

File 4-93-26



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[United Nations Anniversary]

Resolution Commemorating the Fiftieth Anniversary of the founding of the United Nations in San Francisco. (Supervisor Maher presented.) Referred to Board September 13, 1993 For Adoption Without Committee Reference Calendar.

File 4-93-27

[Historical Landmarking]

Resolution opposing proposed state legislation that would have the effect of preempting the City and County of San Francisco's ability to designate landmarks as prescribed by local law. (Supervisors Alioto, Shelley, Bierman presented.) Referred to Board September 13, 1993 For Adoption Without Committee Reference Calendar.

File 12-93-28

[Historical Landmarking]

Resolution opposing proposed state legislation that would have the effect of preempting the City and County of San Francisco's ability to designate landmarks as prescribed by local law. (Supervisors Alioto, Shelley, Bierman presented.) Referred to Board September 13, 1993 For Adoption Without Committee Reference Calendar.

File 12-93-28

Referred to Committee

[Managed Care]

Resolution expressing the intent to the Department of Health Services for the City and County of San Francisco to develop a local initiative for a Managed Care System. (Supervisor Shelley presented.) Referred to Health, Public Safety and Environment Committee with request it be considered at the September 14, 1993 meeting.

File 30-93-15

[Security Guards]

Resolution urging the mayor to reinstate the civil service security guard employees to their positions at City Hall. (Supervisors Hallinan and Maher presented.) Referred to Government Efficiency and Labor Committee with request it be considered at the September 15, 1993 meeting.

File 102-93-3

Referred to Board

[Giant Pandas]

Resolution requesting 10-year loan of two panda bears. (Supervisor Alioto presented.) Referred to Board September 13, 1993 For Adoption Without Committee Reference Calendar.

File 193-93-4.1

Tuesday, September 7, 1993

[U.S. - China City Friendship Network]

Resolution supporting the U.S. - China Friendship Network, Inc. and its efforts to promote friendly, cultural, social, trade exchanges between cities of the United States and the People's Republic of China. (Supervisors Alioto and Hsieh presented.) Referred to Board September 13, 1993 For Adoption Without Committee Reference Calendar.

File 197-93-1

Referred to Committee

[Senior Information and Referral]

Resolution urging the Mayor to release \$100,000 reserve monies as supplemental funding to urge the Commission on Aging to restore Senior Information and Referral Program Director and staff to provide senior information and referral services.

File 300-93-1

Supervisors Hallinan, Bierman, Shelley, Alioto presented for immediate adoption. At the request of Supervisor Kaufman referred to Government Efficiency and Labor Committee with request it be considered at the earliest possible date.

Introduced by the President at the Request of Departments

Ordinances Referred to Committee

File 27-93-18. [Airport - Lease Modifications] Approving Modification No. 3 of Lease and Use Agreement between Continental Airlines, Inc., and City and County of San Francisco, acting by and through its Airports Commission. (Airports Commission) Government Efficiency and Labor

File 45-93-65. [Settlement of Lawsuit] Authorizing settlement of litigation of Angelo Larmey against the City and County of San Francisco by payment of \$11,543. (City Attorney) Government Efficiency and Labor

File 97-93-48. [Acceptance of Gifts] Amending Administrative Code by amending Section 10.110 thereof, relating to the acceptance of gifts less than \$25,000 on behalf of San Francisco General and Laguna Honda Hospitals. (Department of Public Health) Government Efficiency and Labor

File 101-93-7. [Government Funding] Appropriating \$448,096, Department of Parking and Traffic, Parking Citation Division, for permanent salaries, related mandatory fringe benefits and training, for the creation of seventeen positions; and rescinding \$41,780 in permanent salaries and related mandatory fringe benefits for the deletion of one position (Classification 0270R Assistant Division Chief Clerk), Municipal Court; companion measure to File 102-93-5. RO #93057 (Controller) Budget

Tuesday, September 7, 1993

File 102-93-5. [Public Employment] Amending Annual Salary Ordinance, 1993-94, Department of Parking and Traffic, Parking Citation Division, reflecting the addition of seventeen positions (Classifications 1404 Clerk (4), 1406 Senior Clerk (1), AA53 R Manager, Parking Citations (1), AA55 Field Survey Clerk (4), and AA56 Parking Citation Hearing Officer (7); companion measure to File 101-93-7. (Civil Service Commission) Budget

File 127-93-20. [Utility Users Tax] Amending Part III Municipal Code by amending Section 701 to define "Steam Corporation" and amending Section 705(d) to exempt from the Gas Users Tax steam corporations using gas to generate steam. (Chief Administrative Officer) Budget

Resolutions Referred to Committee

File 25-93-23. [Contracting Out City Services] Approving the Controller's certification that Airport Information Booth Program for San Francisco International Airport can practically be performed by private contractor at a lower cost for this program than if work was performed by City employees at presently budgeted levels. (Airports Commission) Government Efficiency and Labor

File 25-93-24. [Prop J Contract] Concurring with Controller's certification that services of the Court Management System Coordinator can be practically performed by private contractor for lower cost than similar work services performed by City and County employees. (Municipal Court) Government Efficiency and Labor

File 28-93-4. [Emergency Repair - Superior Courts] Authorizing the Director of the Department of Public Works to take necessary measures to protect the safety and property of the citizens of San Francisco by performing the necessary work to repair fire damaged Superior Courts 22 and 23 and their associated chambers and offices in the Hall of Justice - \$90,000. (Department of Public Works) Budget

File 38-93-9. [Gift/Bequest - Private] Authorizing the Department of Public Health, Laguna Honda Hospital, to accept and expend a gift of \$64,003.32, which includes no indirect costs from the Albert and Angela Zanini Trust for use by the residents and patients of Laguna Honda Hospital and Rehabilitation Center; providing for ratification of action previously taken. (Department of Public Health) Government Efficiency and Labor

File 48-93-24. [Settlement of Unlitigated Claim] Authorizing settlement of unlitigated claim of West Coast Life Insurance Company in the sum of \$39,286.93. (City Attorney) Government Efficiency and Labor

File 68-93-4.1. [Home Program Amendment] Approving amendment of the program description for the 1993 Home Program no direct or indirect costs will be incurred. (Mayor's office of Housing) Government Efficiency and Labor



File 144-93-5. [Grant - Federal Funds] Authorizing the Executive Director of the Port of San Francisco to apply for, accept and expend \$6.5 million from the Federal Highway Administration and \$2.4 million from the Federal Transit Administration to improve rail access to the Port of San Francisco's Marine Terminals, foregoing reimbursement of indirect costs. (Port) Government Efficiency and Labor

File 146-93-17.1. [Grant - Federal Funds] Authorizing the Department of Public Health, AIDS Office, to accept and expend a continuation grant of \$477,323, which includes indirect costs of \$41,014 based on twenty percent of personnel costs, from the Centers for Disease Control to continue funding the Evaluation and Enhancement of HIV/AIDS Prevention Street and Community Outreach Programs that serve youth in high risk situations project (also known as the Youth SCOPE/AESOP Project). (Department of Public Health) Government Efficiency and Labor

File 146-93-45. [Grant - Federal Funds] Authorizing the Department of Health, Community Health Services, to apply for a grant of \$750,000, which includes indirect costs in the amount of \$28,270, based on twenty percent of salaries from the Centers for Disease Control and Prevention to replicate and evaluate the CHIPPS Environmental Intervention to prevent injury to seniors. (Department of Public Health) Government Efficiency and Labor

File 146-93-46. [Grant - State Funds] Authorizing the Department of Public Health, Bureau of Epidemiology and Disease Control, to apply for a grant of \$844,125, which includes indirect costs in the amount of \$51,318, based on fifteen percent of salaries and wages from the California Department of Health Services, for the continuation of Hepatitis B Immunizations to infants, high risk youth and selected middle school residents of San Francisco. (Department of Public Health) Government Efficiency and Labor

File 146-93-47. [Grant - Federal Funds] Authorizing the Department of Health, Laguna Honda Hospital and Rehabilitation Center, to apply for, accept and expend a grant of \$250,000, from the Mayor's Office of Community Development Block Grant Funds to provide handicapped accessible ramps and toilet facilities at the major entrances of the hospital; providing for ratification of action previously taken, and waiving indirect costs. (Department of Public Health) Government Efficiency and Labor

File 146-93-48. [Grant - State Funds] Authorizing the Department of Health, Central Administration, Emergency Medical Services (EMS) Agency, to apply for, accept and expend a grant of \$361,271, from the State Office of Traffic Safety, for the development of Traffic Injury Prevention Program; waiving indirect costs. (Department of Public Health) Government Efficiency and Labor

File 146-93-49. [Grant - State Funds] Authorizing the Department of Health, Family Mosaic Project, to apply for, accept and expend a grant of \$100,000, which includes indirect costs in the amount of \$10,000, based on ten percent of direct costs, from the San Francisco Foundation, Lifeline Initiative, to develop mental health care service delivery for children with serious emotional disturbances; providing for ratification of action previously taken. (Department of Public Health) Government Efficiency and Labor



File 146-93-50. [Grant - Federal Funds] Authorizing the Department of Health, Community Health Services, Family Health Bureau, to apply for, retroactively, accept and expend a grant of \$910,329, which includes indirect costs in the amount of \$8,567, based on twenty percent of personnel costs, from the Centers for Disease Control for Family Planning and HIV Clinical and Educational Services for Women; providing for ratification of action previously taken. (Department of Public Health) Government Efficiency and Labor

File 146-93-51. [Grant - Federal Funds] Authorizing the Department of Public Health, Community Health Service, Epidemiology and Disease Control, Sexually Transmitted Disease Division, to apply for, accept and expend a grant of \$799,929, which includes indirect costs in the amount of \$5,975, based on twenty percent of personnel salaries, from the Centers for Disease Control and Prevention, for a research study to evaluate HIV counseling models; providing for ratification of action previously taken. (Department of Public Health) Government Efficiency and Labor

File 146-93-52. [Grant - Federal Funds] Authorizing the Department of Health, Community Public Health Services, to apply for, accept and expend a grant of up to \$1,500,000, which includes indirect costs in the amount of \$174,858, based on twenty percent of salaries, from Community Substance Abuse Services for linked primary care, substance abuse treatment, mental health and case management services; providing for ratification of action previously taken. (Department of Public Health) Government Efficiency and Labor

File 146-93-53. [Grant - State Funds] Authorizing the Department of Public Health, AIDS Office, to accept and expend a continuing allocation of \$3,000,000, from the California Department of Health Services to continue funding the AIDS Drug Assistance Program; waiving indirect costs. (Department of Public Health) Government Efficiency and Labor

File 148-93-8. [Grant - Federal Funds] Authorizing the Director of Public Works to apply for, accept and expend Federal funds in the amount of \$1,075,000 from the Transportation Enhancement Activities Program for three projects associated with the reconstruction of the Embarcadero Roadway. (Department of Public Works) Government Efficiency and Labor

File 172-93-29.1. [Contract] Authorizing the Department of Social Services to execute a hold harmless agreement with the State Department of Social Services for the State pass-through of a wage supplement to selected individual providers of In-Home Supportive Services for the period October 1, 1993 through June 30, 1994, for the purposes of assuring cultural, ethnic and language oriented services through community based organizations. (Department of Social Services) Government Efficiency and Labor

File 172-93-32. [State Contract] Approving the San Francisco City and County Performance Contract for Mental Health Services in Fiscal Year 1992-93. (Department of Public Health) Government Efficiency and Labor

Tuesday, September 7, 1993

File 213-93-3. [Grant Funds - Airport Administration] Authorizing the Airports Commission to accept and expend funds from the Bay Area Air Quality Management District for a Caltrain/SFO Shuttle, for a one-year trial operation. (Airports Commission) Government Efficiency and Labor

Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisors Alioto, Bierman, Hallinan that City Attorney draft legislation providing amnesty to individuals cited and/or arrested for distributing food to the homeless in the vicinity of the Civic Center Plaza.

By Supervisor Alioto, that City Attorney draft legislation providing amnesty to individuals cited and/or arrested under the "Matrix Plan quality-of-life" offenses.

By Supervisor Conroy, that City Attorney prepare an ordinance repealing the Small Business Tax.

By Supervisor Hallinan, that City Attorney prepare an opinion as to the scope of the Board of Supervisors' authority regarding the distribution of free food in City parks and other locations.

By Supervisor Kaufman, that City Attorney prepare legislation to repeal the recent amendments to the business tax which lowered the exemption threshold from \$2,500 to \$1,000.

By Supervisor Kaufman, that City Attorney prepare a resolution urging the City Attorney not to pursue any further appeals regarding Rossi v. Brown, Court of Appeals No. AO 58559.

By Supervisor Kennedy, that letter be sent to the Executive Director, Office of Citizen Complaints, to review the case of Mr. Greg Wiggins, Case #1120545 (Municipal Court OCC #88-1333737) as it appears some evidence was overlooked and the investigation was incomplete.

By Supervisor Maher, that City Attorney prepare an ordinance to allow a business with a Structural Pest Control License to obtain a Contractor's Parking Permit under the City's Traffic Code.

By Supervisor Shelley, that City Attorney draft an emergency zoning ordinance to ban development on Lobos Creek.

By Supervisor Shelley, that City Attorney draft an ordinance requesting the City to take title to new 24th Street Entryways to Mission District.

Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Tuesday, September 7, 1993

Mardina Devereaux (Supervisor Kennedy)  
Claude Bortee (Supervisor Kennedy)  
Mary B. Olney (Supervisors Hallinan, Kennedy, Alioto)  
Leon McKusick (Supervisor Migden)

File 2-93-36

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 4:06 p.m. adjourned.

John L. Taylor, Clerk

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Tuesday, September 7, 1993

Approved by the Board of Supervisors on January 18, 1994

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor  
Clerk of the Board of Supervisors













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**Vol. 88**

**No. 37**

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**Monday, September 13, 1993**

# **Journal of Proceedings Board of Supervisors**

**City and County of San Francisco**



JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

\_\_\_\_\_  
Monday, September 13, 1993 - 2:00 p.m.  
\_\_\_\_\_

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Angela Alioto presiding.

CALLING THE ROLL

The meeting was called to order at 2:14 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kennedy, Leal, Migden, Shelley - 9.

Noted absent at first roll call:

Supervisors Kaufman, Maher - 2.

Quorum present.

Supervisor Kaufman excused, on official leave of absence.

Supervisor Maher was noted present at 2:21 p.m.

APPROVAL OF JOURNALS

There being no errors, corrections or omissions, Supervisor Kennedy, seconded by Supervisor Migden, moved that the Journals of Proceedings for Monday, March 29 and Monday, April 5, 1993, be approved.

Motion carried by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kennedy, Leal, Migden, Shelley - 9.

Absent: Supervisors Kaufman, Maher - 2.

CONSENT CALENDAR

Recommendations of Budget Committee

Finally Passed

[Government Funding]

Ordinance amending the Annual Appropriation Ordinance for Fiscal Year 1993-94, Ordinance No. 241-93, giving effect to revenue changes pursuant to Charter Section 6.208 and adjusting appropriations to meet the requirements of the Art Commission pursuant to Charter Section 6.400, and adjusting appropriations to meet the requirements of the Airport, as a prerequisite to levy a tax pursuant to Charter Section 6.208. (Controller)

File 101-93-2.2, Ordinance No. 298-93

Finally passed.

[Tax Rate Setting]

Ordinance providing revenue and levying taxes for City and County purposes for the Fiscal Year ending June 30, 1994. (Controller)

File 74-93-1, Ordinance No. 295-93

Finally passed.

[Tax Rate Setting]

Ordinance providing and levying taxes for San Francisco Unified School District purposes for the Fiscal Year ending June 30, 1994. (Controller)

File 74-93-2, Ordinance No. 296-93

Finally passed.

[Tax Rate Setting]

Ordinance providing revenue and levying taxes for San Francisco Community College District purposes for the Fiscal Year ending June 30, 1994. (Controller)

File 74-93-3, Ordinance No. 297-93

Finally passed.

Recommendation of Government Efficiency and Labor Committee

Finally Passed



Monday, September 13, 1993

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Cheryl Nichols against the City and County by payment of \$15,000. (City Attorney)

File 45-93-58, Ordinance No. 294-93

(Superior Court No. 939-827.)

Finally passed.

Recommendations of Housing and Land Use Committee

Adopted

[Stop Intersections]

Resolution enacting Stop Signs at various locations. (Housing and Land Use Committee)

File 18-93-6, Resolution No. 729-93

(Stop Signs - Establish

Thomas Avenue and Keith Street, northeast and southwest corners, stopping Thomas Avenue (makes this an all-way Stop).

Deming and Uranus Streets, northwest, northeast and southwest corners, stopping all approaches (makes this T-intersection an all-way Stop).

28th Avenue and Kirkham Street, northwest and southeast corners, stopping 28th Avenue (makes this an all-way Stop).

17th Street and DeHaro Street, northeast and southwest corners, stopping 17th Street (makes this an all-way Stop.)

24th Street and Fountain Street, northeast, southwest and southeast corners, stopping all approaches (makes the T-intersection on all-way Stop).

20th Street and Alabama Street, northeast and southwest corners, stopping 20th Street (makes this an all-way Stop).

Merced Avenue and Kensington Way, northeast and northwest corners, stopping Merced Avenue and stopping Kensington Way, upper roadway (presently uncontrolled).

Vasquez Avenue and Garcia Avenue, northwest, southwest and southeast corners, stopping Vasquez and Garcia Avenues (makes this an all-way Stop).

Hernandez and Vasquez Avenues, northwest and southeast corners, stopping Vasquez Avenue (makes this an all-way Stop).

Adopted.

[Parking Regulations]

Resolution enacting parking regulations at various locations.  
(Housing and Land Use Committee)

File 19-93-8, Resolution No. 730-93

(No Parking Anytime - Establish

Ignacio Avenue, both sides between Gilroy Street and south terminus (unit block).

Tow-Away, No Parking, 11 a.m. - 4 p.m., Monday through Friday - Establish

Newhall Street, east side, from the center line of Carroll Street to 105 feet northerly (105-foot zone).

Angle (90-degree) parking - Establish

Loomis Street, east side, between Oakdale and Barneveld Avenues.

Tow-Away, No Parking Anytime - Establish

5th Street, both sides, between King and Berry Streets.

Berry Street, north side, from 5th Street to 150 feet easterly (150-foot zone).

Non-Metered Motorcycle Parking - Establish

Fillmore Street, west side, from 121 feet to 143 north of Hayes Street (22-foot zone, accommodating 5-motorcycle stalls).

Sanchez Street, west side, from the 16th Street to approximately 13 feet northerly (13-foot zone, accommodating 3 motorcycle stalls.)

Adopted.

[Traffic Regulations]

Resolution enacting "Tow-Away, No Stopping Anytime" traffic regulations on 19th Avenue, east side, from Holloway Avenue to 450 feet northerly. (Housing and Land Use Committee)

File 20-93-7, Resolution No. 731-93

(Tow-Away, No Stopping Anytime - Establish

19th Avenue, east side, from Holloway Avenue to 450 feet northerly (450-foot zone).)

Adopted.

[Traffic Regulations]

Resolution enacting and rescinding traffic regulations on various streets. (Housing and Land Use Committee)

File 20-93-8, Resolution No. 732-93

Monday, September 13, 1993

(Multiple Turning Lanes - Rescind

Van Ness Avenue, northbound, left turn at Bay Street.

Van Ness Avenue, southbound, right turn at Bay Street.

Right Lane Must Turn Right Except Muni - Establish

Van Ness Avenue, southbound at Bay Street.

Left Lane Must Turn Left - Establish

Van Ness Avenue, northbound at Bay Street.

Tow-Away, No Stopping Anytime - Establish

Sutter Street, north side, between Kearny Street and Grant Avenue.)

Adopted.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kennedy, Leal, Migden, Shelley - 9.

Absent: Supervisors Kaufman, Maher - 2.

REGULAR CALENDAR

UNFINISHED BUSINESS

Recommendation of Budget Committee

Passed for Second Reading; Consideration Continued

(Supervisor Hsieh dissenting in Committee.)

[Parking Tax]

Ordinance amending Part III, Municipal Code, to terminate the suspension of one-half of the ten percent parking tax surcharge and to require monthly prepayments of the parking tax; effective October 1, 1993. (Supervisor Migden)

File 127-93-8, Ordinance No.

(Repeals Section 602.5-2;  
Amends Sections 608, 609 and 610.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Kaufman - 1.

Supervisor Migden, seconded by Supervisor Kennedy, moved to continue consideration to September 27, 1993.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Kaufman - 1.

Recommendation of Economic Vitality and Social Policy Committee

Adopted as Amended

[African-American Population]

Resolution urging the Mayor to join the Board of Supervisors in declaring the commitment of the City and County to the existence of a viable African-American community in San Francisco; creating a task force on African-American participation to recommend initiatives for implementing a strategic plan for the African-American community, including funding and implementation of strategies for the economic development district in the Western Addition, and requesting a report from the task force, within ninety days, on first implementation steps. (Supervisors Alioto, Kennedy, Bierman, Shelley )

File 174-93-7, Resolution No. 739-93

Supervisor Kennedy, seconded by Supervisor Hallinan, moved an amendment of the whole bearing same title as above, with additional amendments amending page four, lines seven and eight, after "Addition" by deleting "and Bayview/Hunter's Point"; amending line ten, after "who" by deleting "are residents of the San Francisco and" and amend line 14, by replacing "two" with "three".

Amendment of the whole as further amended adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Kaufman - 1.

Adopted as amended by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Kaufman - 1.

Recommendations of Government Efficiency and Labor Committee



Monday, September 13, 1993

Finally Passed

[Contract Amendment - Peace Officers]

Ordinance authorizing an amendment to the contract between the Board of Administration of the California Public Employees' Retirement System and the City and County relating to retirement benefits for certain City employees; companion measure to File 154-93-1. (Employees' Retirement System)

File 154-93-1.1, Ordinance No. 299-93

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Kaufman - 1.

NEW BUSINESS

Recommendations of Budget Committee

Adopted

[Acquisition of Property]

Resolution authorizing acquisition of real property identified as City and County (Bonview Street), Assessor's Block 5614, Lots 47 through 50 for open space purposes - \$435,000; and adopting finding pursuant to City Planning Code Section 101.1. (Real Estate Department)

File 168-93-3, Resolution No. 736-93

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Kaufman - 1.

[Sewage Treatment Works Construction Financing]

Resolution finding and determining that the Richmond Transport Project will protect and preserve the environment and that the use of loan funds is the most cost-effective method of financing the project; authorizing the application for the execution of loan agreements not to exceed approximately \$55 million. (Chief Administrative Officer)

File 172-93-38, Resolution No. 738-93



Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Kaufman - 1.

Passed for Second Reading

[Revolving Fund Department of Social Services]  
Ordinance amending Administrative Code, to increase the amount held in the Department of Social Services Revolving Fund from \$20,000 to \$40,000. (Department of Social Services)

File 97-93-14, Ordinance No.

(Amends Section 10-157.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Kaufman - 1.

Adopted

[Appropriations Limit]  
Resolution establishing the appropriations limit for fiscal year 1993-94 pursuant to California Constitution Article XIII B. (Supervisor Migden)

File 101-93-5, Resolution No. 734-93

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Kaufman - 1.

Passed for Second Reading

[Government Funding]  
Ordinance appropriating \$448,096, Department of Parking and Traffic, Parking Citation Division, for permanent salaries, related mandatory fringe benefits and training, for the creation of seventeen positions; and rescinding \$41,780 in permanent salaries and related mandatory fringe benefits for the deletion of one position, Municipal Court; placing \$219,048 on reserve. (Controller)

File 101-93-7, Ordinance No.

Passed for second reading by the following vote:

Monday, September 13, 1993

Ayes: Supervisors Bierman, Conroy, Hallinan, Hsieh, Kennedy, Leal, Migden, Shelley - 8.

Noes: Supervisors Alioto, Maher - 2.

Absent: Supervisor Kaufman - 1.

[Public Employment]

Ordinance amending Annual Salary Ordinance, 1993-94, Parking and Traffic Commission, Parking Citation Division, reflecting the addition of seventeen positions (Classifications 1404 Clerk (4), 1406 Senior Clerk (1), AA53 R Manager, Parking Citations (1), AA55 Field Survey Clerk (4), and AA56 Parking Citation Hearing Officer (7); companion measure to File 101-93-7. (Civil Service Commission)

File 102-93-5, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Bierman, Conroy, Hallinan, Hsieh, Kennedy, Leal, Migden, Shelley - 8.

Noes: Supervisors Alioto, Maher - 2.

Absent: Supervisor Kaufman - 1.

Recommendations of Housing and Land Use Committee

Passed for Second Reading as Amended

[United Nations Plaza Farmers Market Permit]

Ordinance approving a revocable permit, as amended, for a farmers' market at United Nations Plaza. (Chief Administrative Officer)

File 10-93-4, Ordinance No.

(NOTE: Permit revised to include amendments adopted by Committee.)

Supervisor Hallinan, seconded by Supervisor Hsieh moved to amend revocable permit page one, under item 2, paragraph two, second sentence to read: "They must be loose and not adorned by greenery, ribbons, or other decoration." Amend title, line two, after "permit" by inserting ", as amended," and amend line 20, after "Plaza" by inserting, "as amended September 13, 1993".

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Kaufman - 1.

Passed for second reading as amended by the following vote:

**Ayes:** Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 10.

**Absent:** Supervisor Kaufman - 1.

Adopted

[Street Artists]

Resolution designating five former temporary selling spaces on Market Street, south side, Sutter and Sansome Streets, as permanent selling spaces for street artists certified by Art Commission; holding harmless from any litigation any building adjacent to said spaces. (Supervisors Hallinan, Alioto)

File 169-93-2, Resolution No. 737-93

Adopted by the following vote:

**Ayes:** Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 10.

**Absent:** Supervisor Kaufman - 1.

Recommendations of Rules Committee

Adopted

[Stalking]

Resolution urging State Legislature to stiffen penalties on violations of Penal Code Section 646.9 (stalking), to change the definition of stalking to eliminate element of fear of immediate death or great bodily injury, to enhance penalties for repeat offenses and to require notice to intended victims upon release of stalker. (Supervisors Alioto, Kaufman)

File 12-93-27, Resolution No. 728-93

Appointment of President Pro Tempore

At the request of the President, Supervisor Kennedy assumed the Chair so the President could participate in the debate from the floor.

Adopted by the following vote:

**Ayes:** Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kennedy, Leal, Maher, Shelley - 9.

**Absent:** Supervisor Kaufman, Migden - 2.

The President resumed the Chair.

Monday, September 13, 1993

[Appointment]

Resolution appointing member to the Assessment Appeals Board.  
(Rules Committee)

File 92-93-31, Resolution No. 733-93

(Mark Hagopian, vice Douglas S. Chan, term expired, for the three-year term ending September 3, 1996.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kennedy, Leal, Maher, Shelley - 9.

Absent: Supervisor Kaufman, Migden - 2.

SPECIAL ORDER 3:00 P.M.

Hearing Closed

[Ballot Measure]

Hearing to consider ordinance levying a one-half of one percent transactions and use tax, said levy being conditioned on the failure of Senate Constitutional Amendment Number One imposing a statewide one-half of one percent sales and use tax to be submitted to the State electorate at the State special election to be held on November 2, 1993. (Supervisors Migden, Alioto)

File 296-93-1

The President inquired if there was anyone present desiring to speak.

There being no response, the President declared the hearing closed.

Recommendation of Budget Committee

Passed for Second Reading

[Local Transactions and Use Tax]

Ordinance levying a one-half of one percent transactions and use tax, said levy being conditioned on the failure of Senate Constitutional Amendment Number One imposing a statewide one-half of one percent sales and use tax to be submitted to the State electorate at the State special election to be held on November 2, 1993. (Supervisors Migden, Alioto)

File 296-93-1, Ordinance No.

(Amends Part III, Municipal Code, by adding Article 16, Sections 1601 through 1616.)



Monday, September 13, 1993

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 9.

Absent: Supervisors Conroy, Kaufman - 2.

PUBLIC COMMENT

The privilege of the floor was granted to the following persons:

Patricia Vaughey;  
Andy Solow;  
Rachael Bowler;  
Michael;  
Joseph Griffin;  
R. J. Hampton;  
Shelley Salieri;  
Dehnert Queen;  
Al Smith;  
G. G. Gordan, Jr.

There being no one else present wishing to speak, the President declared the public comment portion of the meeting closed.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures were introduced at a prior meeting of the Board with action requested at this meeting. Any Supervisor may require these measures to go to committee unless a motion to suspend the rules is adopted by eight votes (or a unanimous vote if only six or seven members are present). An "aye" vote is (a) a vote in favor of suspending the rule requiring reference to committee, and (b) a vote in favor of adoption of the measures. Eight votes (or a unanimous vote if only six or seven members are present) is required.

Severed from Adoption Without Committee Reference Calendar

Supervisor Maher requested that the following measure be severed from the For Adoption Without Committee Reference Calendar and considered separately.

Refused Adoption; Rescinded;  
Referred to Housing and Land Use Committee

[Historical Landmarking]

Resolution opposing proposed state legislation that would have the effect of preempting the City and County of San Francisco's ability to designate landmarks as prescribed by local law. (Supervisors Alioto, Shelley, Bierman, Migden)

File 12-93-28, Resolution No.



Monday, September 13, 1993

(September 7, 1993 - Introduced in Board for consideration on September 13, 1993.)

Refused adoption by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Migden, Shelley - 5.

Noes: Supervisors Conroy, Kennedy, Leal, Maher - 4.

Absent: Supervisors Hsieh, Kaufman - 2.

Supervisor Hallinan, seconded by Supervisor Bierman, moved to rescind the previous vote and refer the matter to Housing and Land Use Committee.

Motion to rescind the previous vote and refer the matter to Housing and Land Use Committee adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kennedy, Leal, Maher, Migden, Shelley - 9.

Absent: Supervisors Hsieh, Kaufman - 2.

Supervisor Alioto requested that the following measure be severed from the For Adoption Without Committee Reference Calendar and considered separately.

Referred to Rules Committee

[Giant Pandas]

Resolution requesting 10-year loan of two panda bears. (Supervisor Alioto)

File 193-93-4.1, Resolution No.

(September 7, 1993 - Introduced in Board for consideration on September 13, 1993.)

At the request of Supervisor Alioto the item was referred to the Health, Public Safety and Environment Committee with request it be considered at the October 12, 1993 meeting.

The Board thereupon resumed its consideration of the following items on the For Adoption Without Committee Reference Calendar.

For Adoption Without Committee Reference

Adopted

[San Francisco Arts and Humanities Month]

Monday, September 13, 1993

Resolution proclaiming the month of October 1993 as San Francisco Arts and Humanities Month. (Supervisor Alioto)

File 4-93-26, Resolution No. 726-93

(September 7, 1993 - Introduced in Board for consideration on September 13, 1993.)

Adopted.

[United Nations Anniversary]

Resolution commemorating the Fiftieth Anniversary of the founding of the United Nations in San Francisco. (Supervisors Maher, Migden, Shelley, Bierman)

File 4-93-27, Resolution No. 727-93

(September 7, 1993 - Introduced in Board for consideration on September 13, 1993.)

Adopted.

In connection with the above item, Supervisors Migden, Shelley and Bierman requested to be added as co-sponsors.

[U.S. - China City Friendship Network]

Resolution supporting the U.S. - China Friendship Network, Inc. and its efforts to promote friendly, cultural, social, trade exchanges between cities of the United States and the People's Republic of China. (Supervisors Alioto, Hsieh, Shelley, Bierman)

File 197-93-1, Resolution No.

(September 7, 1993 - Introduced in Board for consideration on September 13, 1993.)

Adopted.

In connection with the above item, Supervisors Shelley and Bierman requested to be added as co-sponsors.

The foregoing items on the For Adoption Without Committee Reference Calendar were adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Kaufman, Leal - 2.

Monday, September 13, 1993

IMMEDIATE ADOPTION CALENDAR

These measures are being introduced at this meeting. An "Aye" vote is (a) a vote to find that the need to take action arose after the agenda was published (if the title is not printed on the agenda) and (b) a vote to adopt the measure. A unanimous vote is required for adoption today. Any Supervisor may require any of these measures to go to committee.

Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-93-37, Resolution No. 720-93

(Walter Abernathy, General Manager, Port, September 27 - 29;  
Patrick A. Murphy, President, Airports Commission,  
September 7 - 8, 1993.)

Adopted.

(The Immediate Adoption Calendar includes the following additional measures submitted after preparation of the calendar.)

Adopted

[Commendation]

Resolution honoring Susan Waters for her many years of service with the San Francisco Medical Society.

File 6-93-24, Resolution No. 721-93

Supervisor Shelley presented for immediate adoption.

Adopted.

[Street Closing]

Resolution authorizing temporary closing of a portion of Clement Street, between 6th and 7th Streets on Sunday, October 3, 1993 from 10:00 a.m. to 5:00 p.m., for Green Apple Bookstore Auction.

File 42-93-42, Resolution No. 722-93

Supervisor Alioto presented for immediate adoption.

Adopted.

Monday, September 13, 1993

[Street Closing]

Resolution authorizing temporary closing of a portion of Market Street, between Steuart and Spear Streets on Saturday, September 18, 1993 and Sunday, September 19, 1993 between 6:00 a.m. and 9:00 p.m. each day for motion picture filming.

File 42-93-43, Resolution No. 723-93

Supervisor Alioto presented for immediate adoption.

Adopted.

[Street Closing]

Resolution authorizing temporary closing of a portion of Elizabeth Street, between Castro and Diamond Streets on Saturday, September 25, 1993 and Sunday, September 26, 1993 from 8:30 a.m. to 6:00 p.m. for St. Philips Church Festival.

File 42-93-44, Resolution No. 724-93

Supervisor Conroy presented for immediate adoption.

Adopted.

[Street Closing]

Resolution authorizing temporary closing of a portion of Fulton Street, between Larkin and Hyde Streets on Saturday, October 2, 1993 beginning at 12:00 p.m. until Sunday, October 3, 1993 at 5:00 p.m. for "Kids Day at the Main Library".

File 42-93-45, Resolution No. 725-93

Supervisor Kaufman presented for immediate adoption.

Adopted.

[Grant - Rathmann Foundation]

Resolution authorizing the San Francisco Fire Department to accept and expend \$2,405 from the Rathmann Foundation for Neighborhood Emergency Response Team Training of the Presidio Heights Neighborhood; ratifying action previously taken.

File 140-93-2, Resolution No. 735-93

Supervisor Alioto presented for immediate adoption.

Adopted.

[Needle Exchange]

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the Needle Exchange Program.

File 30-93-5.13



Monday, September 13, 1993

Supervisor Alioto presented for immediate adoption.

Adopted.

The foregoing items on the Immediate Adoption Calendar were adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kennedy, Leal, Maher, Migden, Shelley - 9.

Absent: Supervisor Kaufman, Hsieh - 2.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS  
NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[Stalking]

Ordinance amending Police Code by adding Section 259.3 requiring notice to potential victims upon release of a stalker. (Supervisor Alioto presented.) Referred to Health, Public Safety and Environment Committee with request it be considered at the October 12, 1992 meeting.

File 121-93-13.1

[On-street Vehicle Sale]

Ordinance amending Police Code by amending Section 710.2 to authorize removal of vehicles from Sunset Boulevard in violation of the prohibition against parking of vehicles for purpose of displaying such vehicles for sale. (Supervisors Shelley, Alioto, Hsieh, Conroy presented.) Referred to Health, Public Safety and Environment Committee.

File 121-93-15

[Municipal Railway Fares]

Resolution urging the Mayor to urge the Public Utilities Commission to retain transfers on the Municipal Railway and to restore the three day grace period for all monthly fast passes. (Supervisor Hallinan presented.) Referred to Budget Committee.

File 7-93-9.5

[Disadvantaged and High Risk Youth Employment]

Substitute resolution urging the Mayor to urge the Police Commission to submit a supplemental appropriation request authorizing an appropriation in the amount of \$500,000 for a Disadvantaged and High



Monday, September 13, 1993

Risk Youth Employment Program in the Mission District. (Supervisor Kennedy, Leal, Shelley, Alioto, Bierman, Hsieh presented.) Referred to Health, Public Safety and Environment Committee.

File 101-93-4

[Task Force on Prostitution]

Resolution establishing a task force of the Board of Supervisors to study possible options for reform of prostitution laws in San Francisco which shall include representatives from neighborhood groups, law enforcement agencies, public health agencies, social service agencies, City departments and commissions, women's rights advocates and immigrant and prostitute rights groups. (Supervisor Hallinan presented.) Referred to Health, Public Safety and Environment Committee.

File 174-93-8

[Graffiti Penalties]

Resolution urging the Municipal Court for the City and County to impose increased penalties for persons who violate State and City laws governing graffiti offenses and possession of graffiti implements. (Supervisor Conroy presented.) Referred to Health, Public Safety and Environment Committee.

File 218-93-4

[Mortgage Credit Certificates]

Resolution authorizing Mayor's Office of Housing to submit an application to the California Debt Limit Allocation Committee to permit the issuance of Mortgage Credit Certificates. (Supervisor Shelley presented.) Referred to Budget Committee with request it be considered at the September 22, 1993 meeting.

File 301-93-1

Requests for Hearings:

File 7-93-14, By Supervisor Conroy: To consider youth crime and safety issues on the Municipal Railway. Referred to Housing and Land Use Committee.

File 13-93-29, By Supervisor Hsieh: To consider the proposed new federal regulations regarding passage of commercial vessels in San Francisco Bay and the Port of San Francisco on weekends. Referred to Economic Vitality and Social Policy Committee.

File 90-93-4, By Supervisor Alioto: To consider legislation landmarking San Francisco's historic churches, such as, Our Lady of Guadalupe, St. Joseph, St. Francis and others, which would take effect before January 1, 1993. Referred to Housing and Land Use Committee with request it be considered at the October 7, 1993 meeting.

Monday, September 13, 1993

File 189-93-3, By Supervisor Leal: To consider report by the City Planning Department on consolidating City offices in the Civic Center. Referred to Government Efficiency and Labor Committee.

File 200-93-6, By Supervisors Hallinan, Kaufman: To consider the public safety issues raised by the recent fire at the Folsom Street Hotel and its impact on other residential hotels. Referred to Health, Public Safety and Environment Committee.

Referred to Committee

[Management Audit]

Motion instructing the Budget Analyst to conduct a management audit of the Outpatient Pharmacy at San Francisco General Hospital. (Supervisor Conroy presented.) Referred to Health, Public Safety and Environment Committee.

File 165-93-7

Introduced by the President at the Request of Departments

Ordinances Referred to Committee

File 34-93-5. [Width of Sidewalk] Amending Ordinance No. 1061 entitled "Regulating the Width of Sidewalk" by adding thereto Section 1512 changing the official widths of sidewalk on the west side of Nineteenth Avenue between Eucalyptus and Winston Drives as shown on the Department of Public Works Map Numbered Q-20-416, and making findings pursuant to City Planning Code Section 101.1. (Department of Public Works) Housing and Land Use

File 34-93-6. [Width of Sidewalk] Amending Ordinance No. 1061 entitled "Regulating the Width of Sidewalk" by adding thereto Section 1513 changing the official widths of sidewalk on the east side of Nineteenth Avenue at Holloway Avenue as shown on the Department of Public Works Map Numbered Q-20-415, and making findings pursuant to City Planning Code Section 101.1. (Department of Public Works) Housing and Land Use

File 45-93-66. [Settlement of Lawsuit] Authorizing settlement of litigation of Arturo Lopez against the City and County of San Francisco by payment of \$57,500. (City Attorney) Government Efficiency and Labor

File 45-93-67. [Settlement of Lawsuit] Authorizing settlement of litigation of Donna Ritter against the City and County of San Francisco by payment of \$6,000. (City Attorney) Government Efficiency and Labor

File 101-93-8. [Government Funding] Appropriating \$195,493, Municipal and Superior Courts, for permanent salaries, mandatory fringe benefits, and equipment, for the creation of two positions. RO #93059 (Controller) Budget

Monday, September 13, 1993

File 115-93-7. [Signs] Amending City Planning Code by amending Section 305, to prohibit variances from the size or height requirements for signs. (Department of City Planning) Housing and Land Use

#### Resolutions Referred to Committee

File 13-93-28.1. [Immigration Laws] Urging the United States Government to treat all immigrants in a fair and humane manner and guarantee their rights under International Law and the Refugee Act of 1980 and opposing any changes in existing immigration laws that would restrict legal immigration or weaken the right to seek asylum and denouncing the rise in anti-immigrant sentiment. (Mayor) Economic Vitality and Social Policy

File 82-93-7. [Property Acquisition - Noise Easements] Authorizing the acquisition of 150 noise easements in the City of South San Francisco comprising their Phase VIII Program - \$375,000. (Real Estate Department) Budget

File 94-93-7. [Grant - Federal Funds] Authorizing the General Manager of the Public Utilities Commission to apply for, accept and expend funds of \$50,000; which includes indirect costs of \$15,100, based on fifty percent of personnel costs plus two percent of non-labor expenses; from the U.S. Department of Energy and the Urban Consortium for energy management activities; ratification of action previously taken. (Public Utilities Commission) Government Efficiency and Labor

File 172-93-34. [Mutual Aid Agreement] Authorizing the General Manager of the Public Utilities Commission to execute a Mutual Aid Agreement with other water agencies in State OES Region 2. (Public Utilities Commission) Government Efficiency and Labor

#### Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisors Migden and Shelley, that City Attorney prepare charter amendment to make domestic partners the equivalent of spouses for the purposes of participating in all aspects and benefits of the retirement system.

By Supervisor Shelley, that City Attorney prepare ordinance creating a task force consisting of representatives of the insurance industry, labor, retired city employees, Retirement Board and three representatives of the Board of Supervisors to consider charter amendment for the June 1994 ballot extending full retirement benefits to registered domestic partners.

By Supervisor Shelley, that letter be sent to his Honor, Governor Pete Wilson, expressing San Francisco's strong support for SB 413 concerning change of ownership of legal entity property reevaluation and urging the Governor to sign the measure, with copy sent to Senator Quentin L. Kopp.



Monday, September 13, 1993

By Supervisor Shelley, that City Attorney draft ordinance which would establish a program for seizing vehicles when used to purchase illegal drugs.

By Supervisor Shelley, that City Attorney prepare resolution urging establishment of a gun turn in program for San Francisco residents only with money from the Narcotics Forfeiture Fund.

By Supervisor Shelley, that City Attorney prepare ordinance to amend Administrative Code Section 5.150 concerning the Commission on San Francisco's Environment to add an ex-officio member from the Health Department.

By Supervisor Alioto, that City Attorney draft legislation landmarking San Francisco's historic churches, such as, Our Lady of Guadalupe, St. Joseph, St. Francis and others, which would take effect before January 1, 1993.

By Supervisor Bierman, that letter of inquiry be sent to the Honorable City Planning Commission to determine why the Commission has begun the practice of charging \$17.00 a year for their calendars.

By Supervisor Hallinan, that City Attorney prepare ordinance which would amend Park Code Section 7.03(K) and Health Code Section 451(c) to allow for free distribution of food in certain designated locations in City parks.

By Supervisor Hsieh, that City Attorney draft resolution expressing the City's position on the proposed new federal regulations regarding passage of commercial vessels in San Francisco Bay and the Port of San Francisco on weekends.

By Supervisor Alioto, that letter be sent to his Honor, Governor Pete Wilson, concerning his request that the cigarette smoking ads at Candlestick Park be removed, to inform him that prompt attention will be taken concerning his request.

By Supervisor Conroy, that letter of inquiry be sent to the Honorable, Public Utilities Commission, to determine the feasibility of issuing day passes or permits to school teachers for use when taking children on field trips to alleviate the problem caused by the elimination of transfers.

Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Frank Pompei (Supervisor Alioto)  
Jung Shin (Supervisor Hsieh)  
Allen C. Meier (Supervisors Migden, Hallinan, Shelley, Alioto,  
Kaufman)

File 2-93-37

Unanimously adopted by a rising vote.

Monday, September 13, 1993

ADJOURNMENT

There being no further business, the Board at the hour of 4:28 p.m. adjourned.

John L. Taylor, Clerk

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.



Monday, September 13, 1993

Approved by the Board of Supervisors on January 24, 1994

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor  
Clerk of the Board of Supervisors







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**Vol. 88**

**No. 38**

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**Monday, September 20, 1993**

# **Journal of Proceedings Board of Supervisors**

**City and County of San Francisco**





JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

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Monday, September 20, 1993 - 2:00 p.m.

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The Board of Supervisors of the City and County of San Francisco met in regular session on the above date.

CALLING THE ROLL

In the absence of President Angela Alioto, the meeting was called to order at 2:05 p.m. by the Clerk. On call of the roll, the following Supervisors were noted present:

Supervisors Conroy, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 7.

Noted absent at first roll call:

Supervisors Alioto, Bierman, Kaufman, Leal - 4.

Quorum present.

Supervisor Alioto excused, on official leave of absence.

Supervisor Bierman was noted present at 2:06 p.m.

Supervisor Kaufman excused, on official leave of absence.

Supervisor Leal was noted present at 2:18 p.m.

Election of President Pro Tempore

Following roll call of attendance by the Clerk, Supervisor Maher, seconded by Supervisor Hsieh, moved that Supervisor Kennedy be appointed President Pro Tempore.

Motion adopted by the following vote:

Ayes: Supervisors Bierman, Conroy, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 8.

Absent: Supervisors Alioto, Kaufman, Leal - 3.

Supervisor Kennedy thereupon assumed the Chair.

APPROVAL OF JOURNAL

There being no errors, corrections or omissions, Supervisor Migden, seconded by Supervisor Shelley, moved that the Journal of Proceedings for Monday, April 12, 1993, be approved.

Motion carried by the following vote:

Ayes: Supervisors Bierman, Conroy, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 8.

Absent: Supervisors Alioto, Kaufman, Leal - 3.

Presentation of Guests

Supervisor Shelley introduced and welcomed two visitors from Charlotte, North Carolina, Mr. and Mrs. Dillon and their son, Dan Dillon.

Supervisor Shelley, on behalf of the entire Board, acknowledged the birth of Vivian Hallinan and congratulated Supervisor Terence Hallinan.

CONSENT CALENDAR

Recommendation of Budget Committee

Finally Passed

[Revolving Fund Department of Social Services]  
Ordinance amending Administrative Code, to increase the amount held in the Department of Social Services Revolving Fund from \$20,000 to \$40,000. (Department of Social Services)

File 97-93-14, Ordinance No. 302-93

(Amends Section 10-157.)

Finally passed.

The foregoing item on the Consent Calendar was acted upon by the following vote:

Ayes: Supervisors Bierman, Conroy, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 8.

Absent: Supervisors Alioto, Kaufman, Leal - 3.

REGULAR CALENDAR

UNFINISHED BUSINESS

Consideration of Mayor's Disapproval

Tabled

[Salary Standardization Ordinance]

Ordinance fixing, designating, enumerating and providing schedules of compensation for persons employed by the City and County of San Francisco, the San Francisco Community College District and the San Francisco Unified School District, whose compensations are subject to the provisions of Section 8.400, 8.401 and 8.407 of the Charter and establishing working schedules and conditions of employment and methods of payment effective July 1, 1993 for gardener and inspector classifications.

File 106-93-3, Ordinance No.

(August 2, 1993 - Finally Passed.

August 12, 1993 - Returned to Board by Mayor, disapproved.

Supervisor Shelley, seconded by Supervisor Migden, moved to table.

Tabled by the following vote:

Ayes: Supervisors Bierman, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 7.

Absent: Supervisors Alioto, Conroy, Kaufman, Leal - 4.

Recommendations of Budget Committee

Finally Passed

[Local Transactions and Use Tax]

Ordinance levying a one-half of one percent transactions and use tax, said levy being conditioned on the failure of Senate Constitutional Amendment Number One imposing a statewide one-half of one percent sales and use tax to be submitted to the State electorate at the State special election to be held on November 2, 1993. (Supervisors Migden, Alioto)

File 296-93-1, Ordinance No. 305-93

(Amends Part III, Municipal Code, by adding Article 16, Sections 1601 through 1616.)

Finally passed by the following vote:

Ayes: Supervisors Bierman, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 7.



Absent: Supervisors Alioto, Conroy, Kaufman, Leal - 4.

[Government Funding]

Ordinance appropriating \$448,096, Department of Parking and Traffic, Parking Citation Division, for permanent salaries, related mandatory fringe benefits and training, for the creation of seventeen positions; and rescinding \$41,780 in permanent salaries and related mandatory fringe benefits for the deletion of one position, Municipal Court; placing \$219,048 on reserve. (Controller)

File 101-93-7, Ordinance No. 303-93

Finally passed by the following vote:

Ayes: Supervisors Bierman, Conroy, Hallinan, Hsieh, Kennedy, Leal, Migden, Shelley - 8.

Noes: Supervisor Maher - 1.

Absent: Supervisors Alioto, Kaufman - 2.

[Public Employment]

Ordinance amending Annual Salary Ordinance, 1993-94, Parking and Traffic Commission, Parking Citation Division, reflecting the addition of seventeen positions (Classifications 1404 Clerk (4), 1406 Senior Clerk (1), AA53 R Manager, Parking Citations (1), AA55 Field Survey Clerk (4), and AA56 Parking Citation Hearing Officer (7); companion measure to File 101-93-7. (Civil Service Commission)

File 102-93-5, Ordinance No. 304-93

Finally passed by the following vote:

Ayes: Supervisors Bierman, Conroy, Hallinan, Hsieh, Kennedy, Leal, Migden, Shelley - 8.

Noes: Supervisor Maher - 1.

Absent: Supervisors Alioto, Kaufman - 2.

Recommendations of Housing and Land Use Committee

Finally Passed

[United Nations Plaza Farmers Market Permit]

Ordinance approving a revocable permit, as amended, for a farmers' market at United Nations Plaza. (Chief Administrative Officer)

File 10-93-4, Ordinance No. 311-93

Finally passed by the following vote:

Ayes: Supervisors Bierman, Conroy, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 9.

Absent: Supervisors Alioto, Kaufman - 2.

NEW BUSINESS

Recommendations of Budget Committee

Passed for Second Reading

[Government Funding]

Ordinance appropriating \$334,233 for permanent salaries - miscellaneous and related fringe benefits and rescinding permanent salaries - miscellaneous and related fringe benefits, Public Health Services - Community Public Health Services for fiscal year 1993-94. (Supervisors Kaufman, Alioto)

File 101-93-6, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Conroy, Hsieh, Leal, Maher, Migden, Shelley - 6.

Noes: Supervisors Bierman, Hallinan, Kennedy - 3.

Absent: Supervisors Alioto, Kaufman - 2.

[Public Employment]

Ordinance amending Annual Salary Ordinance, 1993-94, Department of Public Health, reflecting the addition of seven new positions and the deletion of seven positions (Classification AA57 Health Center Manager, and deletion of seven positions Classification 1372 Special Assistant XIII); companion measure to File 101-93-6. (Supervisor Alioto)

File 102-93-4, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Conroy, Hsieh, Leal, Maher, Migden, Shelley - 6.

Noes: Supervisors Bierman, Hallinan, Kennedy - 3.

Absent: Supervisors Alioto, Kaufman - 2.

[Cash Revolving Fund - Commission on the Status of Women]

Ordinance amending Administrative Code, establishing a cash

revolving fund for the Commission on the Status of Women in the amount of \$500.00. (Supervisors Alioto, Migden, Shelley, Bierman)

File 97-93-47, Ordinance No.

(Adds Section 10.169-11.)

Passed for second reading by the following vote:

Ayes: Supervisors Bierman, Conroy, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 9.

Absent: Supervisors Alioto, Kaufman - 2.

In connection with the above item, Supervisors Migden, Shelley and Bierman requested to be added as co-sponsors.

[Filing and License Fees for Police Permits]

Ordinance amending Police Code, relating to permit filing fees and permit license fees, by increasing the fees. (Supervisors Alioto, Kennedy)

File 121-93-12, Ordinance No.

(Amends Sections 2.26, 2.26.1, 2.27 and 2.27.1.)

Passed for second reading by the following vote:

Ayes: Supervisors Bierman, Conroy, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 9.

Absent: Supervisors Alioto, Kaufman - 2.

Adopted

[Airport-Rates and Charges]

Resolution making a finding that the schedule of rates and charges for common use facilities established by the Airports Commission effective July 1, 1993 will be sufficient to pay for maintenance and operation expenses of the Airport and will not require any tax subsidy. (Supervisor Alioto)

File 27-93-17, Resolution No. 746-93

Adopted by the following vote:

Ayes: Supervisors Bierman, Conroy, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 9.

Absent: Supervisors Alioto, Kaufman - 2.

[Airport-Rates and Charges]

Resolution approving changes to the schedule of rates and charges for common use facilities at San Francisco International Airport as established by Airports Commission; companion measure to File 27-93-17. (Supervisors Alioto, Kennedy)

File 27-93-17.1, Resolution No. 747-93

Adopted by the following vote:

Ayes: Supervisors Bierman, Conroy, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 9.

Absent: Supervisors Alioto, Kaufman - 2.

Recommendations of Health, Public Safety and Environment Committee

Passed for Second Reading

[Garbage/Litter Receptacles]

Ordinance amending Health Code, to prohibit the placement of garbage receptacles on any street, sidewalk or any other dedicated public right-of-way except on certain days and after 6:00 p.m. on the day before collection; and providing that violations of Section 170 shall be considered infractions; and to require that any garbage receptacle placed on the public right-of-way have prominently placed upon it a decal bearing the scheduled days and times for collection. (Department of Public Works)

File 118-93-5, Ordinance No.

(Deletes Health Code Section 282;  
Adds new Public Works Code Section 170, which will replace Section 282 of the Health Code; amends and renumbers the previous Section 170 to be a new Section 170.1; and amends Section 171.)

Passed for second reading by the following vote:

Ayes: Supervisors Bierman, Conroy, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 9.

Absent: Supervisors Alioto, Kaufman - 2.

Passed for Second Reading as Amended

[Signs Prohibited, Path of Gold Lampposts]

Ordinance amending Police Code, relating to regulating the posting of signs on lampposts along Market Street. (Supervisor Alioto)

File 121-93-11, Ordinance No.

(Adds Section 675.2.)



On behalf of Supervisor Alioto, Supervisor Bierman, seconded by Supervisor Hsieh, moved to amend to change location from "Steuart and Valencia" to "Steuart and Castro" wherever it appears in the legislation.

Motion to amend adopted by the following vote:

Ayes: Supervisors Bierman, Conroy, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 9.

Absent: Supervisors Alioto, Kaufman - 2.

Passed for second reading as amended by the following vote:

Ayes: Supervisors Bierman, Conroy, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 9.

Absent: Supervisors Alioto, Kaufman - 2.

Adopted as Amended

[Managed Care]

Resolution expressing the intent to the State Department of Health Services for the City and County of San Francisco to develop a local initiative for a managed care system. (Supervisors Shelley, Migden)

File 30-93-15, Resolution No. 741-93

Supervisor Shelley, seconded by Supervisor Hsieh, moved an amendment of the whole bearing same title as above.

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Bierman, Conroy, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 9.

Absent: Supervisors Alioto, Kaufman - 2.

Adopted as amended by the following vote:

Ayes: Supervisors Bierman, Conroy, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 9.

Absent: Supervisors Alioto, Kaufman - 2.

[Juvenile Justice]

Resolution urging the Mayor to seek the funds necessary to implement security measures needed to secure the Juvenile Hall. (Supervisors Shelley, Alioto, Bierman, Kennedy, Migden)

File 299-93-1.1, Resolution No. 748-93

Monday, September 20, 1993

Supervisor Migden, seconded by Supervisor Bierman, moved to amend line 21, after "identify" by deleting "\$4 million in".

Motion to amend adopted by the following vote:

Ayes: Supervisors Bierman, Conroy, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 9.

Absent: Supervisors Alioto, Kaufman - 2.

Adopted as amended by the following vote:

Ayes: Supervisors Bierman, Conroy, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 9.

Absent: Supervisors Alioto, Kaufman - 2.

In connection with the above item, Supervisors Kennedy and Migden requested to be added as co-sponsors.

#### Referred to Budget Committee

[Funding for Juvenile Probation Department]

Resolution urging the Mayor to urge the Juvenile Probation Commission to submit a supplemental appropriation to the Board of Supervisors that would allow the Juvenile Probation Department to obtain institutional officers to monitor on a continuous basis the perimeter of the Youth Guidance Center, and to provide around-the-clock security and escort at entrances to the Youth Guidance Center's Juvenile Hall. (Supervisors Alioto, Leal)

File 299-93-1.2, Resolution No.

Supervisor Migden, seconded by Supervisor Conroy, moved to refer to the Budget Committee.

Motion to refer to Committee adopted by the following vote:

Ayes: Supervisors Bierman, Conroy, Hallinan, Hsieh, Leal, Maher, Migden, Shelley - 8.

Noes: Supervisor Kennedy - 1.

Absent: Supervisors Alioto, Kaufman - 2.

In connection with the above item, Supervisor Conroy requested to be removed as a co-sponsor.

Adopted

[Task Force-Juvenile Justice]

Resolution urging the Mayor to convene a task force consisting of

juvenile justice experts and community leaders to propose improvements to the Juvenile Hall and Youth Guidance Center and to make recommendations on how to improve the delivery of juvenile justice in San Francisco. (Supervisors Shelley, Alioto, Bierman, Kennedy)

File 299-93-2.1, Resolution No. 794-93

Adopted by the following vote:

Ayes: Supervisors Bierman, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 7.

Noes: Supervisors Conroy, Leal - 2.

Absent: Supervisors Alioto, Kaufman - 2.

In connection with the above item, Supervisor Kennedy requested to be added as co-sponsor.

SPECIAL ORDER 3:00 P.M.

Hearing Closed

[Public Hearing]

Hearing to consider ordinance amending Municipal Code, Part III, to repeal the business classification for passenger vehicle businesses and to repeal the tax rate for this classification and to impose a rental vehicle user tax, operative October 1, 1993. (Supervisor Conroy)

File 127-93-19

(September 7, 1993 - A public hearing was held.)

The President inquired if there was anyone present desiring to speak.

There being no response, the President declared the hearing closed.

Recommendation of Budget Committee

Passed for Second Reading

[Vehicle Renter Tax]

Ordinance amending Municipal Code, Part III, to repeal the business classification for passenger vehicle businesses and to repeal the tax rate for this classification and to impose a rental vehicle user tax, operative October 1, 1993. (Supervisor Conroy)

File 127-93-19, Ordinance No.

(Amends Sections 1004.17 and 1004.18;  
adds Article 19.)

Monday, September 20, 1993

Passed for second reading by the following vote:

Ayes: Supervisors Bierman, Conroy, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 8.

Absent: Supervisors Alioto, Kaufman, Leal - 3.

PUBLIC COMMENT

The privilege of the floor was granted to the following persons:

Patricia Vaughey;  
R.J. Hampton.

There being no one else present wishing to speak, the President declared the public comment portion of the meeting closed.

IMMEDIATE ADOPTION CALENDAR

These measures are being introduced at this meeting. An "Aye" vote is (a) a vote to find that the need to take action arose after the agenda was published (if the title is not printed on the agenda) and (b) a vote to adopt the measure. A unanimous vote is required for adoption today. Any Supervisor may require any of these measures to go to committee.

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-93-38, Resolution No. 757-93

(Frank M. Jordan, Mayor, September 19 - 20; Sue Bierman, member, Board of Supervisors, October 2 - 8; Walter A. Abernathy, General Manager, Port of San Francisco, September 27 - October 1; Lucille Abrahamson, member, Human Rights Commission, September 17 - 28; Mary E. Burns, General Manager, Recreation and Park, August 23 - 27; Alan Carlson, Chief Executive Officer, Superior and Municipal Courts, August 27 - 29; Sidney Chan, member, Recreation and Park Commission, September 9 - 15; Louette Colobano, member, Commission on the Status of Women, August 29 - September 6; Bernard Crotty, member, Commission on the Aging, September 3 - 13; James M. Deignan, member, Health Service System, October 8 - 13; Cleo P. Donovan, member, Civil Service Commission, September 17 - 28; Patricia Evans, M.D., member, Social Services Commission, September 7 - 9; Joe Grubb, Executive Director, Rent Stabilization and Arbitration Board, September 13 - 23, September 28 - October 3 and November 5 - 7; Fred E. Jordan, Jr., Chief Probation Officer, October 3 - 4; Alonzo King, member, The Arts Commission, September 13 - October 3, October 10 - 24, November 14 - 20, and December 27 - January 2; H. Daniel McFarland, General Manager, Department



of Electricity, October 2 - 8; Patrick McGrew, member, Landmarks Preservation Advisory Board, August 29 - September 12; Patrick A. Murphy, President, Airports Commission, September 7 - 8 and September 21 - 24; Mark A. Orsi, member, Public Library Commission, September 9 - 12; Juan Oyarzun, member, Social Services Commission, August 21 - 22; Harry S. Parker, III, Director, Fine Arts Museums, September 29 - October 3; Alfreda Davis Porter, Director, Office of Citizens Complaints, September 12 - 15; Wendell L. Pryor, General Manager, Civil Service Commission, October 2 - 3; Louise H. Renne, City Attorney, August 26 - September 5; Arlene M. Sauser, Chief, Adult Probation Officer, September 7 - 14 and September 21 - 24; Arlo Smith, District Attorney, September 25 - 29; Boyd G. Stephens, M.D., Chief Medical Examiner, September 10 - 16; Gwendolyn Tillman, member, Commission on the Status of Women, July 22 - August 1; L. A. Turpen, Director of Airports, September 18 - 30 and October 22 - 31; Germaine Q. Wong, Registrar of Voters, September 17 - 21, 1993.)

Adopted.

[Pollution Prevention]

Resolution designating October 4-10, 1993 as Pollution Prevention Week. (Supervisor Alioto)

File 4-93-28, Resolution No. 749-93

Adopted.

(The Immediate Adoption Calendar includes the following additional measures submitted after preparation of the calendar.)

Adopted

[Disproportionate Share Payment Program]

Resolution urging the Mayor, Department of Public Health and Controller to take steps necessary for the City to be eligible for SB 855 funding; urging the Controller to use funds budgeted for SB 855 transfers in 1993-94 for the transfers that relate to 1991-92 and 1992-93.

File 30-93-16, Resolution No. 745-93

Supervisor Migden presented for immediate adoption.

Adopted.

[Street Closing]

Resolution authorizing temporary closing of portion of Brush Place, between Folsom and Harrison Streets, on Saturday, September 25, 1993 from 1:00 p.m. to 5:00 p.m. for a block party.

File 42-93-46, Resolution No. 751-93



Supervisor Migden presented for immediate adoption.

Adopted.

[Street Closing]

Resolution authorizing temporary closing of portion of Stevenson Street, between Third and Annie Streets, on Sunday, September 26, 1993, from 9:00 a.m. until 6:00 p.m. for a benefit by the New Learning School.

File 42-93-48, Resolution No. 752-93

Supervisor Bierman presented on behalf of Supervisor Alioto for immediate adoption.

Adopted.

[Street Closing]

Resolution authorizing temporary closing of portion of 28th Street, between Church and Sanchez Streets, on Sunday, October 3, 1993 from 12:00 p.m. to 4:00 p.m. for a block party.

File 42-93-49, Resolution No. 753-93

Supervisor Bierman presented for immediate adoption.

Adopted.

[Street Closing]

Resolution authorizing temporary closing of portion of De Haro Street, between 15th and 16th Streets on Sunday, October 17, 1993 from 8:00 a.m. to 6:00 p.m. for an athletic event.

File 42-93-50, Resolution No. 754-93

Supervisor Leal presented for immediate adoption.

Adopted.

[Street Closing]

Resolution authorizing temporary closing of portion of Berwick Place, between Harrison and Folsom Streets; and Heron Street, between 7th and 8th Streets; on any one day between September 20, 1993 and September 27, 1993, from 5:00 p.m. until 6:00 a.m. for filming.

File 42-93-51, Resolution No. 755-93

Supervisor Shelley presented for immediate adoption.

Adopted.

[Street Closing]

Resolution authorizing temporary closing of portion of 21st Street, between Rayburn and Sanchez Streets, on Sunday, September 26, 1993 from 12:00 p.m. to 3:00 p.m. for a block party. (Supervisor Migden presented.) Adopted.

File 42-93-52, Resolution No. 756-93

Supervisor Migden presented for immediate adoption.

Adopted.

[Property Tax Assessment Appeals]

Resolution urging the Assessment Appeals Board to change its guidelines and accept any written request for property tax reassessment as a formal application for property tax reassessment.

File 129-93-1, Resolution No. 758-93

Supervisors Maher and Migden presented for immediate adoption.

Adopted.

[Indemnification Contract]

Resolution authorizing the Director of Public Health to indemnify the State Department of Transportation with respect to an agreement for the purchase of a wheelchair accessible vehicle.

File 172-93-39.1, Resolution No. 744-93

Supervisor Hallinan presented for immediate adoption.

Adopted.

[Commendation]

Resolution honoring Cecil Williams for thirty years of distinguished service at Glide Memorial United Methodist Church.

File 6-93-25, Resolution No. 750-93

Supervisors Shelley, Kennedy, Bierman, Leal, Migden presented for immediate adoption.

Adopted.

The foregoing items on the Immediate Adoption Calendar were adopted by the following vote:

Ayes: Supervisors Bierman, Conroy, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 9.

Absent: Supervisors Alioto, Kaufman - 2.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS  
NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Called From Housing and Land Use Committee

[Landmark]

Ordinance designating the Our Lady of Guadalupe Church as a landmark pursuant to Article 10 of the City Planning Code.

File 90-93-2

Called from Housing and Land Use Committee by Supervisors Bierman and Shelley, with direction to schedule for Board meeting of September 27, 1993.

Referred to Committee

[Restriction of Certain Animals Exception]

Substitute ordinance amending Health Code by amending Section 60 to allow certain animals at film and video production sites and to require the presence of a California Board-certified veterinarian when said animals are in San Francisco. (Supervisor Alioto presented.) Referred to Health, Public Safety and Environment Committee.

File 118-93-6

[Amnesty]

Ordinance granting amnesty to those cited for violating various provisions of the San Francisco Municipal Code (Police Code Sections 22 and 23 and Park Code Sections 3.12 and 3.13), for 180 days commencing on August 1, 1993. (Supervisors Alioto, Bierman, Hallinan presented.) Referred to Health, Public Safety and Environment Committee with request it be considered as soon as possible.

File 302-93-1

Referred to Board

[Federal Spending Caps]

Resolution opposing the imposition of federal spending caps on entitlements because such caps would have the effect of shifting costs to county programs. (Supervisor Kennedy presented.) Referred to Board September 27, 1993 For Adoption Without Committee Reference Calendar.

File 13-93-30

Monday, September 20, 1993

[Screening Nursing Home Applicants]

Resolution opposing pending federal legislation concerning financial screening of nursing home applicants. (Supervisor Kennedy presented.) Referred to Board September 27, 1993 For Adoption Without Committee Reference Calendar.

File 13-93-31

[Long Term Care Enforcement Guidelines]

Resolution urging the Health Care Financing Administration to reconsider draft long term care enforcement guidelines and clarification of congressional intent. (Supervisor Kennedy presented.) Referred to Board September 27, 1993 For Adoption Without Committee Reference Calendar.

File 13-93-32

Referred to Committee

[Street Closing]

Resolution waiving the requirement that applicant for closure of portions of Castro, Market, Noe, 16th, 17th and 18th Streets on Sunday, October 31, 1993 for the Annual Castro Halloween Celebration provide insurance and waiving requirement for payment of fees to the City. (Supervisor Migden presented.) Referred to Budget Committee.

File 42-93-47

Referred to Board

[Charter Reform Advisory Committee]

Resolution establishing an advisory committee to fulfill the charter reform mandate. (Supervisor Bierman presented.) Referred to Board September 27, 1993 For Adoption Without Committee Reference Calendar.

File 174-93-9

Referred to Committee

[Department of Social Services Investigation]

Resolution urging the Mayor to urge the Civil Service Commission to investigate the Department of Social Services' practices regarding layoffs, reassignment, the bumping system and pay increases used for all classes of employees with nine-plus years of employment with the Social Services Department to ascertain whether civil service rules have been strictly adhered to in a judicious, non-discriminatory manner particularly as a result of departmental budget cuts for fiscal year 1992-93 and urging the Civil Service Commission to report, in writing, its findings to the Board of Supervisors by November 1, 1993. (Supervisor Kennedy presented.) Referred to Economic Vitality and Social Policy Committee.

File 222-93-3



Requests for Hearings:

File 119-93-1, By Supervisor Hallinan: To consider enacting legislation to allow for the distribution of free food to the homeless in city parks and/or other public locations. Referred to Health, Public Safety and Environment Committee.

File 127-93-22, By Supervisor Maher: To consider amending Part III, Municipal Code, by enacting a new Article 10A to impose a fee on telephone subscribers to finance acquiring land on which to locate a dispatch center, acquire call processing and dispatch equipment and software and making any improvements necessary to house 911 equipment and staff and amending Article 10 to earmark proceeds of the residential telephone users tax for 911 communication system operations and maintenance costs. Referred to Budget Committee with request it be considered at the October 20th meeting.

Motions:

Referred to Board

[Needle Exchange]

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the Needle Exchange Program. (Supervisor Alioto presented.) Referred to Board September 27, 1993 For Adoption Without Committee Reference Calendar.

File 30-93-5.14

[Budget Analyst]

Motion directing the Budget Analyst to work with the City Attorney and provide necessary analytical support for development of legislation concerning an emergency response fee. (Supervisor Maher presented.) Referred to Board September 27, 1993 For Adoption Without Committee Reference Calendar.

File 165-93-8

Introduced by the President at the Request of Departments

Ordinances Referred to Committee

File 45-93-68. [Settlement of Lawsuit] Authorizing settlement of litigation of Maria and Sergio Tapia against the City and County of San Francisco by payment of \$12,500. (City Attorney) Government Efficiency and Labor

File 46-93-14. [Settlement of Lawsuit] Authorizing settlement of Thomas Spurlock v. Michael Alexics, et al., upon receipt of the sum of \$5,000 less one-half court costs and dismissal of complaint. (City Attorney) Government Efficiency and Labor



File 90-93-5. [Landmark] Designating the Howard/26th Street Cottages as a landmark pursuant to Article 10 of the City Planning Code. (Department of City Planning) Housing and Land Use

File 93-93-12. [Airport Police Management - MOU] Implementing the Fiscal Provisions of the Memorandum of Understanding between the Municipal Executive Association and the City and County of San Francisco pursuant to Charter Section 8.590-1 et. seq. for Airport Police Chief and Airport Deputy Police Chief Classifications. (Office of Mayor Employee Relations Division) Government Efficiency and Labor

File 93-93-13. [Airport Police - MOU] Implementing the Fiscal Provisions of two Memorandum of Understanding between the San Francisco Airport Police Officers Association and the City and County of San Francisco pursuant to Charter Section 8.590-1 et. seq. (Office of Mayor Employee Relations Division) Government Efficiency and Labor

File 97-93-50. [Cost Recovery - Parking and Traffic] Amending Administrative Code (Special Law Enforcement and Public Works Services) by adding Sections 10B.16 through 10B.19 thereto, providing for recovery of costs for additional parking enforcement and traffic control and related services rendered by the Department of Parking and Traffic. (Department of Parking and Traffic) Government Efficiency and Labor

File 101-93-9. [Government Funding] Appropriating \$1,296,417, Airports Commission, for permanent salaries miscellaneous and retroactive and related mandatory fringe benefits, and adjusting pay rates for Airport Police Officer Classifications for Fiscal Year 1993-94, providing for ratification of action previously taken; companion measure to File 102-93-6. RO #93045 (Controller) Budget

File 101-93-10. [Government Funding] Appropriating and certifying \$25,835, Department of Public Works, for capital improvement project to cover ten percent overage per Charter Section 7.203, providing for ratification of action previously taken. RO #93067 (Controller) Budget

File 101-93-11. [Government Funding] Appropriating and certifying \$123,592, Department of Public Works, for capital improvement project to cover ten percent overage as per Charter Section 7.203, providing for ratification of action previously taken. RO #93068 (Controller) Budget

File 102-93-6. [Public Employment] Amending Annual Salary Ordinance, 1993-94, to provide a salary increase for Airport Police Officer classifications effective July 1, 1993; companion measure to File 101-93-9. (Civil Service Commission) Budget

File 102-93-7. [Public Employment] Amending Annual Salary Ordinance, 1993-94, Municipal and Superior Courts, reflecting the addition of one position in each court (Classifications 0243 Traffic Systems Programmer, Municipal Court and 0595 Fiscal Systems and Services Coordinator, Superior Court); companion measure to File 101-93-8. (Civil Service Commission) Budget

File 102-93-8. [Public Employment] Amending Annual Salary Ordinance, 1993-94, Asian Art Museum, reflecting the addition of thirteen positions (Classifications 1446 Secretary II, 3518 Assoc. Museum Conservator, 3522 Senior Museum Preparator, 3524 Principal Museum Preparator, 3529 Museum Conservator-Avery Brundage Collection of Asian Art, (4) 3546 Curator IV, 3556 Museum Registrar, 3558 Senior Museum Registrar, 3588 Dep. Director and Chief Curator, and 3633 Librarian II-Asian Arts). (Civil Service Commission) Budget

Resolutions Referred to Committee

File 25-93-25. [Contracting Out City Services] Concurring with the Controller's certification that security services at Candlestick Park can be practically performed by private contractor for a lower cost than similar work services performed by City and County employees. (Recreation and Park Department) Government Efficiency and Labor

File 25-93-26. [Contracting Out City Services] Concurring with the Controller's certification that Senior Transportation/Escort Services can be practically performed for the Commission on the Aging by a private contractor for a lower cost than similar services performed by City and County employees. (Commission on the Aging) Government Efficiency and Labor

File 33-93-7. [Appointment] Confirming Mayor's appointment to the San Francisco Redevelopment Agency (Manual A. Rosales, for the term to expire September 3, 1997, vice Sonia Bolanos, term expired). (Mayor) Rules

File 38-93-10. [Acceptance of Gift] Authorizing the San Francisco Public Library to accept and expend a gift in the amount of \$955,106 from the San Francisco Library Foundation for the operation of the Telephone Information Program for fiscal years 1993/94 and 1994/95. (Public Library) Government Efficiency and Labor

File 38-93-11. [Acceptance of Gift] Authorizing the San Francisco Public Library to accept and expend a gift in the amount of \$340,395 from the San Francisco Library Foundation for the implementation of the Referral Center and Operations of the Online Community Access Program at the San Francisco Public Library for fiscal year 1993/94. (Public Library) Government Efficiency and Labor

File 40-93-5. [Parking of Vehicles] Establishing new time limitations for certain streets; and adding to the list of streets within Residential Permit Parking Area "E" in the Park Merced area. (Department of Parking and Traffic) Housing and Land Use

File 40-93-6. [Parking of Vehicles] Extending the boundaries of Residential Permit Parking Area "P" in the Anza Vista/Beideman area; and adding to the list of streets upon which time limitations shall apply. (Department of Parking and Traffic) Housing and Land Use

File 54-93-2. [Meeting Schedule] Revising the regular meeting schedule of the Board of Supervisors by cancelling the meetings of November 29, and December 27, 1993. (Clerk of the Board) Rules

File 64-93-23. [Extension Real Property Lease] Authorizing extension of two certain existing leases of real property for the Department of Social Services. (Real Estate Department) Government Efficiency and Labor

File 64-93-24. [Real Property Lease] Authorizing a lease of real property at 729 Filbert Street to be used as an Outpatient Mental Health Clinic by the Department of Public Health. (Real Estate Department) Government Efficiency and Labor

File 82-93-8. [Acquisition of Real Property] Authorizing the City and County of San Francisco to acquire, on behalf of the Department of Public Works, a temporary construction easement through a portion of the real property identified as Assessor's Parcel No. 5349/15 - \$29,999; and to adopt findings pursuant to City Planning Code Section 101.1. (Real Estate Department) Budget

File 82-93-9. [Acquisition of Real Property] Authorizing the City and County of San Francisco to acquire, on behalf of the Department of Public Works, a temporary construction easement and a permanent sewer easement through a portion of the real property identified as Assessor's Parcel No. 4347A/1/2 - \$87,999; and to adopt findings pursuant to City Planning Code Section 101.1. (Real Estate Department) Budget

File 89-93-8. [State Disability Insurance] Authorizing enrollment of Classification 5504 Project Manager in the State Disability Insurance Program. (Office of the Mayor's Employee Relations Division) Government Efficiency and Labor

File 93-93-11. [Memorandum of Understanding] Adopting Memorandum of Understanding between the City and County of San Francisco and the Municipal Executives Association for the Airport Police Chief and Airport Deputy Police Chief Classifications; companion measure to Files 93-93-12, 93-93-13 and 102-93-6. (Office of Mayor Employee Relations Division) Government Efficiency and Labor

File 94-93-8. [Grant - Federal Funds] Authorizing the Public Utilities Commission to apply for, accept and expend \$352,000 of Federal Enhancement Program Assistance and \$48,000 from various local match sources such as from State Transit Capital Improvement funds, State Urban Rail Bonds funds, State Clean Air and Transportation Improvement Act Bond funds, Regional Local Match funds such as State Transit Assistance funds, Transportation Development Act funds, Bridge Toll Net Revenues, Regional Measure One funds, Gas Tax Revenue, Transit Impact Development Fees, San Francisco Municipal Railway Improvement Corporation funds, and/or the San Francisco County Sales Taxes for the 19th Avenue Passenger Platforms. (Public Utilities Commission) Government Efficiency and Labor

File 170-93-8. [Mortgage Revenue Refunding Bonds] Authorizing the issuance and delivery of Mortgage Revenue Refunding Bonds ("Bonds") in an aggregate principal amount not to exceed \$8,000,000 for the purpose of refunding bonds previously issued to provide financing for a multifamily rental housing project; approving and authorizing



the execution of an indenture of trust providing the terms and conditions of the bonds; authorizing the sale of the bonds to Federal National Mortgage Association; approving and authorizing the execution of the bond purchase contract providing the terms and conditions for the sale of the bonds; approving and authorizing the execution of a financing agreement providing the terms and conditions for the loan of the bond proceeds to Arthur Zanello, Sylvia Zanello and Martin A. Gaehwiler, Sr.; approving and authorizing the execution of the first amendment to the regulatory agreement; authorizing the Mayor, in consultation with the City Attorney, to make any necessary or advisable modifications, changes or additions to any of the bonds documents; approving and authorizing City officials to execute and deliver any document necessary to implement this resolution; ratifying and approving any action heretofore taken in connection with the bonds, the refunding of the prior bonds, and the program; providing that this resolution shall constitute approval of the bonds in accordance with Section 147(f) of the Internal Revenue Code; authorizing the deposit of fees into the Housing Program Fees Fund; and related matters. (Mayor's Office of Housing) Budget

File 172-93-33. [Contract Modification] Authorizing the Municipal Railway to modify an existing contract with Morrison Knudsen Corporation (MK). (Public Utilities Commission) Government Efficiency and Labor

File 172-93-35. [Contract Agreement] Approving a new freeway agreement in accordance with the revised plan of State Highway Route 280 from the State of California and approving certain action in connection therewith. (Department of Public Works) Government Efficiency and Labor

#### Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisors Shelley and Conroy, that letter of inquiry be sent to General Manager, Recreation and Park Department, to determine the specific plans for Womad Event of September 19, 1993 and other large events in Golden Gate Park, particularly with regard to transportation/access, restroom facilities, garbage/recycling and illegal parking on city property and what efforts are made to protect the natural environment of Golden Gate Park from damage at large public events in the park.

By Supervisor Bierman, that City Attorney draft ordinance detailing regulations for cable rate setting in the basic service tier to include requirement that Viacom submit an auditor's opinion with their Form 393 submittal, provide for refunds for customers if the rates charged by Viacom exceed the federal benchmark standards, and enforcement procedures and monetary sanctions in the event Viacom does not comply with the regulations.

By Supervisor Bierman, that letter be sent to San Francisco Housing

Authority requesting report on alleged unfair treatment concerning employee benefits (elimination of sick, vacation and overtime pay) for Housing Authority resident custodians.

By Supervisor Bierman, that letter of inquiry be sent to Director, Purchasing Department, to determine why performance bonds have gone from 50 percent to 100 percent when bidding on city contracts.

By Supervisor Conroy, that Clerk ascertain from the Budget Analyst the hours and costs to conduct a management audit of Juvenile Hall/Youth Guidance Center facility and audit of Out of Home Placement programs.

Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Sandy Scott (Supervisor Kaufman)  
Evelyn R. Frank (Supervisor Leal)

File 2-93-38

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 4:01 p.m. adjourned.

John L. Taylor, Clerk

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.



Monday, September 20, 1993

Approved by the Board of Supervisors on January 24, 1994

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor  
Clerk of the Board of Supervisors









to room

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**Vol. 88**

**No. 39**

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**Monday, September 27, 1993**

# **Journal of Proceedings Board of Supervisors**

**City and County of San Francisco**



JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

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Monday, September 27, 1993 - 2:00 p.m.

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The Board of Supervisors of the City and County of San Francisco met in regular session on the above date.

CALLING THE ROLL

In the absence of President Angela Alioto, the meeting was called to order at 2:04 p.m. by the Clerk. On call of the roll, the following Supervisors were noted present:

Supervisors Bierman, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 8.

Noted absent at first roll call:

Supervisors Alioto, Conroy, Hallinan - 3.

Quorum present.

Supervisor Alioto excused, (See infra.)

Supervisor Conroy was noted present at 2:05 p.m.

Supervisor Hallinan was noted present at 2:05 p.m.

Election of President Pro Tempore

Following roll call of attendance by the Clerk, Supervisor Kennedy, seconded by Supervisor Maher, moved that Supervisor Leal, be appointed President Pro Tempore.

Motion adopted by the following vote:

Ayes: Supervisors Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Alioto - 1.

Supervisor Leal thereupon assumed the Chair.

Supervisor Alioto Excused

The Clerk announced that President Alioto requested to be excused from attending today's meeting.

Supervisor Kennedy, seconded by Supervisor Bierman, moved to excuse Supervisor Alioto.

Motion adopted by the following vote:

Ayes: Supervisors Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Alioto - 1.

APPROVAL OF JOURNALS

There being no errors, corrections or omissions, Supervisor Maher, seconded by Supervisor Hsieh, moved that the Journals of Proceedings for Monday, April 19; Wednesday, April 21 and Monday, April 26, 1993, be approved.

Motion carried by the following vote:

Ayes: Supervisors Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Alioto - 1.

CONSENT CALENDAR

Recommendations of Budget Committee

Finally Passed

[Cash Revolving Fund - Commission on the Status of Women]  
Ordinance amending Administrative Code, establishing a cash revolving fund for the Commission on the Status of Women in the amount of \$500.00. (Supervisors Alioto, Migden, Shelley, Bierman)

File 97-93-47, Ordinance No. 307-93

(Adds Section 10.169-11.)

Finally passed.

[Filing and License Fees for Police Permits]  
Ordinance amending Police Code, relating to permit filing fees and permit license fees, by increasing the fees. (Supervisor Alioto)

File 121-93-12, Ordinance No. 309-93

(Amends Sections 2.26, 2.26.1, 2.27 and 2.27.1.)

Finally passed.

Recommendations of Health, Public Safety and Environment Committee

Finally Passed

[Garbage/Litter Receptacles]

Ordinance amending Health Code, to prohibit the placement of garbage receptacles on any street, sidewalk or any other dedicated public right-of-way except on certain days and after 6:00 p.m. on the day before collection; and providing that violations of Section 170 shall be considered infractions; and to require that any garbage receptacle placed on the public right-of-way have prominently placed upon it a decal bearing the scheduled days and times for collection. (Department of Public Works)

File 118-93-5, Ordinance No. 330-93

(Deletes Health Code Section 282;  
Adds new Public Works Code Section 170, which will replace Section 282 of the Health Code; amends and rennumbers the previous Section 170 to be a new Section 170.1; and amends Section 171.)

Finally passed.

Recommendations of Housing and Land Use Committee

Adopted

[Parking Regulation]

Resolution enacting parking regulations on John Muir Drive.  
(Housing and Land Use Committee)

File 19-93-9, Resolution No. 763-93

(Temporary Angle Parking

John Muir Drive, south side, from Lake Merced Boulevard to a point approximately 3,840 feet westerly.)

Adopted.

[Traffic Regulation]

Resolution enacting traffic regulations on Maiden Lane (street closure). (Housing and Land Use Committee)

File 20-93-9, Resolution No. 764-93



(Street Closed to Vehicular Traffic, 11 a.m. to 5 p.m., Every Day including Holidays  
Maiden Lane, between Stockton and Kearny Streets.)

Adopted.

[Traffic Regulation]

Resolution enacting traffic regulations on John Muir Drive (crosswalk). (Housing and Land Use Committee)

File 20-93-10, Resolution No. 765-93

(Temporary Pedestrian Crosswalk

John Muir Drive, at a point approximately 4,500 feet west of Lake Merced Boulevard.)

Adopted.

Recommendations of Government Efficiency and Labor Committee

Passed for Second Reading

[Airport - Lease Modifications]

Ordinance approving Modification No. 3 of Lease and Use Agreement between Continental Airlines, Inc., and City and County, acting by and through its Airports Commission. (Airports Commission)

File 27-93-18, Ordinance No.

Passed for second reading.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Elias Tsiknis against the City and County by payment of \$7,000. (City Attorney)

File 45-93-59, Ordinance No.

(Municipal Court No. 050-004.)

Passed for second reading.

[Settlement of Litigation]

Ordinance approving the settlement of litigation of Resolution Trust Corporation, as Receiver for Gateway Federal Savings Bank, in the sum of \$21,378.00 (consisting of \$17,033.00 in tax refunds and \$4,345.00 in interest) to be paid in ten equal annual installments at seven percent per annum in interest over the ten-year period. (City Attorney)

File 45-93-60, Ordinance No.

(Superior Court No. 943-206.)

Passed for second reading.

[Settlement of Litigation]

Ordinance approving the settlement of litigation of Resolution Trust Corporation, as Receiver for Atlantic Financial Savings Bank, in the sum of \$197,959.48 (consisting of \$181,429.33 in tax refunds and \$16,530.04 in interest) to be paid in ten equal annual installments at seven percent per annum in interest over the ten-year period. (City Attorney)

File 45-93-61, Ordinance No.

(Superior Court No. 943-209.)

Passed for second reading.

[Settlement of Litigation]

Ordinance approving the settlement of litigation of Resolution Trust Corporation, as Receiver for Time Federal Savings and Loan Association, in the sum of \$120,158.71 (consisting of \$94,716.82 in tax refunds and \$25,441.89 in interest) to be paid in ten equal annual installments at seven percent per annum in interest over the ten-year period. (City Attorney)

File 45-93-62, Ordinance No.

(Superior Court No. 943-207.)

Passed for second reading.

[Settlement of Litigation]

Ordinance approving the settlement of litigation of Resolution Trust Corporation, as Receiver for Imperial Federal Savings Association, in the sum of \$666,190.42 (consisting of \$532,388.93 in tax refunds and \$133,801.49 in interest) to be paid in ten equal annual installments at seven percent per annum in interest over the ten-year period. (City Attorney)

File 45-93-63, Ordinance No.

(Superior Court No. 943-208.)

Passed for second reading.

[Settlement of Litigation]

Ordinance approving the settlement of litigation of Resolution Trust

Corporation, as Receiver for Pacific Coast Federal Savings Association, in the sum of \$131,795.31 (consisting of \$92,872.07 in tax refunds and \$38,923.24 in interest) to be paid in ten equal annual installments at seven percent per annum in interest over the ten-year period. (City Attorney)

File 45-93-64, Ordinance No.

(Superior Court No. 943-205.)

Passed for second reading.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Angelo Larmey against the City and County by payment of \$11,543. (City Attorney)

File 45-93-65, Ordinance No.

(Superior Court No. 925-368.)

Passed for second reading.

Adopted

[Contracting Out City Services]

Resolution concurring with the Controller's certification that security services can be practically performed for the Central Shop by private contractor for lower cost than similar services performed by City and County employees. (Purchasing Department)

File 25-93-21, Resolution No. 766-93

Adopted.

[Contracting Out City Services]

Resolution approving the Controller's certification that parking management services for San Francisco International Airport can practically be performed by private contractor at a lower cost for the year commencing July 1, 1993 than if work were performed by City and County employees at presently budgeted levels. (Airports Commission)

File 25-93-22, Resolution No. 767-93

Adopted.

[Contracting Out City Services]

Resolution approving the Controller's certification that Airport Information Booth Program for San Francisco International Airport can practically be performed by private contractor at a lower cost

for this program than if work was performed by City employees at presently budgeted levels. (Airports Commission)

File 25-93-23, Resolution No. 768-93

Adopted.

[Prop J Contract]

Resolution concurring with Controller's certification that services of the Court Management System Coordinator can be practically performed by private contractor for lower cost than similar work services performed by City and County employees. (Municipal Court)

File 25-93-24, Resolution No. 769-93

Adopted.

[Gift/Bequest - Private]

Resolution authorizing the Department of Public Health, Laguna Honda Hospital, to accept and expend a gift of \$64,003.32, which includes no indirect costs from the Albert and Angela Zanini Trust for use by the residents and patients of Laguna Honda Hospital and Rehabilitation Center; providing for ratification of action previously taken. (Department of Public Health)

File 38-93-9, Resolution No. 771-93

Adopted.

[Settlement of Unlitigated Claim]

Resolution authorizing settlement of unlitigated claim of Pan American Savings Bank in the sum of \$53,310.39 (consisting of \$43,295.70 in tax refunds and \$10,014.69 in interest) to be paid in four equal annual installments. (City Attorney)

File 48-93-22, Resolution No. 772-93

Adopted.

[Settlement of Unlitigated Claim]

Resolution authorizing settlement of unlitigated claim of Citibank, N.A. in the sum of \$206,866.45 (consisting of \$148,497.59 in tax refunds and \$58,368.86 in interest) to be paid in four equal annual installments. (City Attorney)

File 48-93-23, Resolution No. 773-93

Adopted.



[Settlement of Unlitigated Claim]

Resolution authorizing settlement of unlitigated claim of West Coast Life Insurance Company in the sum of \$39,286.93. (City Attorney)

File 48-93-24, Resolution No. 774-93

Adopted.

[Contracting Award Extension of Time]

Resolution granting extension of time for award of San Francisco Water Department Contract No. WD-2064R, 36-inch steel main installation in Dolores Street, between San Jose and 25th Streets; 25th Street, between Dolores and Sanchez Streets; Sanchez Street, between 25th and 22nd Streets; and 22nd Street, between Sanchez and Castro Streets. (Public Utilities Commission)

File 61-93-5, Resolution No. 775-93

Adopted.

[Grant - Federal through the State Funds]

Resolution authorizing the Department of Public Health, Division of Mental Health and Substance Abuse Services to apply for, accept and expend a grant of \$945,333, which includes indirect costs in the amount of \$98,814, based on twelve percent of salaries and an allocated City and County of San Francisco Interagency Housing Group match in the amount of \$315,115, which is twenty-five percent of the direct costs, from the United States Department of Housing and Urban Development for a mobile crisis team to serve homeless and formerly homeless San Franciscans; providing for ratification of action previously taken. (Department of Public Health)

File 146-93-42, Resolution No. 779-93

Adopted.

[Grant - Federal Funds]

Resolution authorizing the Department of Health, Community Health Services, to apply for a grant of \$750,000, which includes indirect costs in the amount of \$28,270, based on twenty percent of salaries from the Centers for Disease Control and Prevention to replicate and evaluate the CHIPPS Environmental Intervention to prevent injury to seniors. (Department of Public Health)

File 146-93-45, Resolution No. 780-93

Adopted.



[Grant - State Funds]

Resolution authorizing the Department of Health, Family Mosaic Project, to apply for, accept and expend a grant of \$100,000, which includes indirect costs in the amount of \$10,000, based on ten percent of direct costs, from the San Francisco Foundation, Lifeline Initiative, to develop mental health care service delivery for children with serious emotional disturbances; providing for ratification of action previously taken. (Department of Public Health)

File 146-93-49, Resolution No. 782-93

Adopted.

[Contract]

Resolution authorizing the Department of Social Services to execute a hold harmless agreement with the State Department of Social Services for the State pass-through of a wage supplement to selected individual providers of In-Home Supportive Services for the period October 1, 1993 through June 30, 1994, for the purposes of assuring cultural, ethnic and language oriented services through community based organizations. (Department of Social Services)

File 172-93-29.1, Resolution No. 784-93

Adopted.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Alioto - 1.

REGULAR CALENDAR

UNFINISHED BUSINESS

Recommendations of Budget Committee

Finally Passed

[Government Funding]

Ordinance appropriating \$334,233 for permanent salaries - miscellaneous and related fringe benefits and rescinding permanent salaries - miscellaneous and related fringe benefits, Public Health Services - Community Public Health Services for fiscal year 1993-94. (Supervisors Kaufman, Alioto)

File 101-93-6, Ordinance No. 300-93

Finally passed by the following vote:

Ayes: Supervisors Conroy, Hallinan, Hsieh, Kaufman, Leal, Maher, Migden, Shelley - 8.

Noes: Supervisors Bierman, Kennedy - 2.

Absent: Supervisor Alioto - 1.

[Public Employment]

Ordinance amending Annual Salary Ordinance, 1993-94, Department of Public Health, reflecting the addition of seven new positions and the deletion of seven positions (Classification AA57 Health Center Manager, and deletion of seven positions Classification 1372 Special Assistant XIII); companion measure to File 101-93-6. (Supervisor Alioto)

File 102-93-4, Ordinance No. 301-93

Supervisor Kennedy, seconded by Supervisor Bierman, moved to rerefer to Committee.

Motion to rerefer refused adoption by the following vote:

Ayes: Supervisors Bierman, Kennedy - 2.

Nose: Supervisors Conroy, Hallinan, Hsieh, Kaufman, Leal, Maher, Migden, Shelley - 8.

Absent: Supervisor Alioto - 1.

Finally passed by the following vote:

Ayes: Supervisors Conroy, Hallinan, Hsieh, Kaufman, Leal, Maher, Migden, Shelley - 8.

Noes: Supervisors Bierman, Kennedy - 2.

Absent: Supervisor Alioto - 1.

(Supervisor Hsieh dissenting in Committee.)

[Parking Tax]

Ordinance amending Part III, Municipal Code, to terminate the suspension of one-half of the ten percent parking tax surcharge and to require monthly prepayments of the parking tax; effective October 1, 1993. (Supervisor Migden)

File 127-93-8, Ordinance No. 310-93

(Repeals Section 602.5-2;  
amends Sections 608, 609 and 610.)

(September 13, 1993 - Consideration continued to September 27, 1993.)

Finally passed by the following vote:

Ayes: Supervisors Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Alioto - 1.

[Vehicle Renter Tax]

Ordinance amending Municipal Code, Part III, to repeal the business classification for passenger vehicle businesses and to repeal the tax rate for this classification and to impose a rental vehicle user tax, operative October 1, 1993. (Supervisor Conroy)

File 127-93-19, Ordinance No. 306-93

(Amends Sections 1004.17 and 1004.18;  
adds Article 19.)

Finally passed by the following vote:

Ayes: Supervisors Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Alioto - 1.

Recommendation of Health, Public Safety and Environment Committee

Finally Passed

[Signs Prohibited, Path of Gold Lampposts]  
Ordinance amending Police Code, relating to regulating the posting of signs on lampposts along Market Street. (Supervisor Alioto)

File 121-93-11, Ordinance No. 308-93

(Adds Section 675.2.)

Finally passed by the following vote:

Ayes: Supervisors Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Alioto - 1.

NEW BUSINESS

Recommendations of Budget Committee

Passed for Second Reading

[Government Funding]

Ordinance appropriating \$136,311, Municipal and Superior Courts, for permanent salaries, mandatory fringe benefits and equipment, for the creation of two positions. (Controller)

File 101-93-8, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 9.

Noes: Supervisor Maher - 1.

Absent: Supervisor Alioto - 1.

[Public Employment]

Ordinance amending Ordinance No. 242-93 (Annual Salary Ordinance, 1993-94) reflecting the addition of one position in the Municipal Court and the addition of one position in the Superior Court; Companion measure to File 101-93-8. (Civil Service Commission)

File 102-93-7, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 9.

Noes: Supervisor Maher - 1.

Absent: Supervisor Alioto - 1.

[Government Funding]

Ordinance appropriating \$1,296,417, Airport, for permanent salaries, miscellaneous and retroactive and related mandatory fringe benefits for adjusting pay rates for Airport Police Officer Classifications. (Controller)

File 101-93-9, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Alioto - 1.



[Salaries and Wages]

Ordinance amending Ordinance No. 242-93 (Annual Salary Ordinance, 1993-94) to provide a salary increase for Airport Police Officer Classifications effective July 1, 1993; companion measure to File 101-93-9. (Civil Service Commission)

File 102-93-6, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Alioto - 1.

[Utility Users Tax]

Ordinance amending Part III, Municipal Code to define "Steam Corporation" and to exempt from the Gas Users Tax steam corporations using gas to generate steam. (Chief Administrative Officer)

File 127-93-20, Ordinance No.

(Amends Sections 701, 705(d)).)

Passed for second reading by the following vote:

Ayes: Supervisors Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Alioto - 1.

Adopted

[Emergency Repair - Superior Courts]

Resolution authorizing the Director of the Department of Public Works to take necessary measures to protect the safety and property of the citizens of San Francisco by performing the necessary work to repair fire damaged Superior Courts 22 and 23 and their associated chambers and offices in the Hall of Justice - \$90,000. (Department of Public Works)

File 28-93-4, Resolution No. 770-93

Adopted by the following vote:

Ayes: Supervisors Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 9.

Absent: Supervisors Alioto, Maher - 2.

[Mortgage Credit Certificates]

Resolution authorizing the Mayor to submit an application to the



California Debt Limit Allocation Committee to permit the issuance of Mortgage Credit Certificates. (Supervisor Shelley)

File 301-93-1, Resolution No. 742-93

Adopted by the following vote:

Ayes: Supervisors Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 9.

Absent: Supervisors Alioto, Maher - 2.

Recommendations of Government Efficiency and Labor Committee

Passed for Second Reading

[Official Newspaper]

Ordinance amending Administrative Code, to require any bidders for the City's official advertising contract to certify in writing that newspapers will be delivered upon request. (Supervisor Hallinan)

File 97-93-46, Ordinance No.

(Amends Section 2.81.)

Passed for second reading by the following vote:

Ayes: Supervisors Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 9.

Absent: Supervisors Alioto, Maher - 2.

Adopted

[Official Newspaper]

Resolution designating the San Francisco Independent as an Official Newspaper of the City and County of San Francisco, commencing October 1, 1993, on an interim basis not to exceed three months, for all official advertising of the City and County, which is required by law to be published more than one time but not more than three times a week. (Supervisor Hallinan)

File 112-93-2, Resolution No. 743-93

Adopted by the following vote:

Ayes: Supervisors Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 9.

Absent: Supervisors Alioto, Maher - 2.

Passed for Second Reading

[Acceptance of Gifts]

Ordinance amending Administrative Code by amending Section 10.110 thereof, relating to the acceptance of gifts less than \$25,000 on behalf of San Francisco General and Laguna Honda Hospitals, to authorize the Department of Public Health to accept all gifts, donations and contributions of money or personal property of less than \$25,000, instead of the previous maximum of \$5,000.  
(Department of Public Health)

File 97-93-48, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 9.

Absent: Supervisors Alioto, Maher - 2.

[Compensation]

Ordinance implementing the compensation provisions of the agreement between the International Federation of Professional and Technical Engineers, Local 21 and the City and County of San Francisco pursuant to Charter Section 8.409-1 et. seq. effective July 1, 1993. (Employee Relations Division)

File 106-93-8, Ordinance No.

Supervisor Conroy, seconded by Supervisor Migden, moved to continue consideration to October 4, 1993.

Motion to continue refused adoption by the following vote:

Ayes: Supervisor Conroy - 1.

Noes: Supervisors Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 9.

Absent: Supervisor Alioto - 1.

Passed for second reading by the following vote:

Ayes: Supervisors Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 9.

Noes: Supervisor Conroy - 1.

Absent: Supervisor Alioto - 1.

Adopted

[Grant - Regional Funds]

Resolution authorizing the Public Utilities Commission to apply for

and accept \$2.8 million of Bridge Toll Funds for SFMRIC lease payments and \$53.6 million of Regional and Federal funds such as Federal Transit Administration Section 8 and Section 9 Operating Revenues, Transportation Development Act (ACT), State Transit Assistance (STA), AB 1107 Half Cent Sales Tax, and Bay Area Rapid Transit District funds for 1993-94 Municipal Railway Operations and authorizing the expenditure of the Section 8 Planning funds. (Public Utilities Commission)

File 94-93-6, Resolution No. 777-93

Adopted by the following vote:

Ayes: Supervisors Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Alioto - 1.

[Grant - Federal Funds]

Resolution authorizing the Executive Director of the Port to apply for, accept and expend \$6.5 million from the Federal Highway Administration and \$2.4 million from the Federal Transit Administration to improve rail access to the Port marine terminals, foregoing reimbursement of indirect costs; placing \$8,850,405 on reserve. (Port)

File 144-93-5, Resolution No. 778-93

Adopted by the following vote:

Ayes: Supervisors Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Alioto - 1.

[Grant - State Funds]

Resolution authorizing the Department of Health, Central Administration, Emergency Medical Services (EMS) Agency, to apply for, accept and expend a grant of \$361,271, from the State Office of Traffic Safety, for the development of Traffic Injury Prevention Program; waiving indirect costs; placing \$55,000 on reserve. (Department of Public Health)

File 146-93-48, Resolution No. 781-93

Adopted by the following vote:

Ayes: Supervisors Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Alioto - 1.

[Grant - Federal Funds]

Resolution authorizing the Department of Health, Community Public Health Services, to apply for, accept and expend a grant of up to \$1,500,000, which includes indirect costs in the amount of \$174,858, based on twenty percent of salaries, from Community Substance Abuse Services for linked primary care, substance abuse treatment, mental health and case management services; providing for ratification of action previously taken; placing \$140,481 on reserve. (Department of Public Health)

File 146-93-52, Resolution No. 783-93

Adopted by the following vote:

Ayes: Supervisors Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Alioto - 1.

[Grand Jury Reports]

Motion directing the Clerk of the Board of Supervisors to submit comments on the recommendations of the 1992-93 Civil Grand Jury to the Presiding Judge of the Superior Court pertaining to Pre-Trial Release Programs and Undocumented Foreign Nationals; and management and operations of the City's real estate holdings and Mid-Town Park Apartments. (Government Efficiency and Labor Committee)

File 39-93-1.6

Adopted by the following vote:

Ayes: Supervisors Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Alioto - 1.

From Government Efficiency and Labor Committee  
Without Recommendation

Adopted

[Senior Information and Referral]

Resolution urging the Mayor to release \$100,000 reserve monies as supplemental funding to urge the Commission on Aging to restore Senior Information and Referral Program Director and staff to provide senior information and referral services. (Supervisors Hallinan, Bierman, Shelley, Alioto)

File 300-93-1, Resolution No. 795-93

Adopted by the following vote:



Ayes: Supervisors Bierman, Hallinan, Hsieh, Maher, Migden, Shelley - 6.

Noes: Supervisors Kaufman, Kennedy, Leal - 3.

Absent: Supervisors Alioto, Conroy - 2.

Recommendations of Rules Committee

Adopted

[Appointment]

Resolution appointing an alternate member to the Assessment Appeals Board. (Rules Committee)

File 92-93-33, Resolution No. 762-93

(Ronald Chun, vice Mark A. Hagopian, resigned, for the three-year term ending September 3, 1996.)

Adopted by the following vote:

Ayes: Supervisors Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 9.

Absent: Supervisors Alioto, Conroy - 2.

Adopted as Amended

[Appointments]

Resolution appointing members to the San Francisco Park and Open Space Advisory Committee for two-year terms ending July 5, 1995. (Rules Committee)

File 92-93-35.1, Resolution No. 776-93

(Bernie F. Lee;  
Robert J. Dutra;  
Midge Wilson;  
Christine Schneider;  
Jeffrey C. Henne;  
Willa Sims;  
David C. Spero;  
Juanita G. Raven.)

Supervisor Bierman, seconded by Supervisor Migden, moved to amend line 23, after "vice" by deleting "himself" and inserting "Francis J. Baron".

Motion to amend adopted by the following vote:

Ayes: Supervisors Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 9.



Absent: Supervisors Alioto, Conroy - 2.

Adopted as amended by the following vote:

Ayes: Supervisors Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 9.

Absent: Supervisors Alioto, Conroy - 2.

Recommendation of Housing and Land Use Committee

Passed for Second Reading

[Zoning Map Changes]

Ordinance adopting changes in property use classification as an amendment to Zoning Map of San Francisco of property located at 1084-86 Huron Street, Lots 15, 16 and 17, Assessor's Block 7145 from RH-2 District to an NC-2 Neighbor Commercial District; and adopting findings pursuant to Planning Code Section 101.1. (Department of City Planning)

File 36-93-3, Ordinance No.

(General Rule Exclusion from environmental review.)

Passed for second reading by the following vote:

Ayes: Supervisors Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 9.

Absent: Supervisors Alioto, Conroy - 2.

Called from Housing and Land Use Committee  
by Supervisors Bierman, Shelley

Passed for Second Reading

[Landmarks]

Ordinance designating the Our Lady of Guadalupe Church as a landmark pursuant to Article 10 of the City Planning Code. (Supervisors Alioto, Leal, Hsieh, Shelley)

File 90-93-2, Ordinance No.

Appointment of President Pro Tempore

At the request of the President Pro Tempore Leal, Supervisor Kennedy assumed the Chair so the President could participate in the debate from the floor.

Passed for second reading by the following vote:

Ayes: Supervisors Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 9.

Absent: Supervisors Alioto, Conroy - 2.

In connection with the above item, Supervisors Leal, Hsieh and Shelley requested to be added as co-sponsors.

Supervisor Leal reassumed the Chair.

PUBLIC COMMENT

The privilege of the floor was granted to the following persons:

Dehnert Queen;  
R. J. Hampton;  
Jane Doe;  
Joseph Braverman.

There being no one else present wishing to speak, the President declared the public comment portion of the meeting closed.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures were introduced at a prior meeting of the Board with action requested at this meeting. Any Supervisor may require these measures to go to committee unless a motion to suspend the rules is adopted by eight votes (or a unanimous vote if only six or seven members are present). An "aye" vote is (a) a vote in favor of suspending the rule requiring reference to committee, and (b) a vote in favor of adoption of the measures. Eight votes (or a unanimous vote if only six or seven members are present) is required.

Severed from For Adoption Without Committee Reference Calendar

Supervisor Migden requested that the following measures be severed from the For Adoption Without Committee Reference Calendar and considered separately.

Referred to Committee

[Federal Spending Caps]  
Resolution opposing the imposition of federal spending caps on entitlements because such caps would have the effect of shifting costs to county programs. (Supervisor Kennedy)

File 13-93-30, Resolution No.

(September 20, 1993 - Introduced in Board for consideration on September 27, 1993.)

At the request of Supervisor Migden, referred to Budget Committee.

[Screening Nursing Home Applicants]  
Resolution opposing pending federal legislation concerning financial screening of nursing home applicants. (Supervisor Kennedy)

File 13-93-31, Resolution No.

(September 20, 1993 - Introduced in Board for consideration on September 27, 1993.)

At the request of Supervisor Migden, referred to Health, Public Safety and Environment Committee.

[Long Term Care Enforcement Guidelines]  
Resolution urging the Health Care Financing Administration to reconsider draft long term care enforcement guidelines and clarification of Congressional intent. (Supervisor Kennedy)

File 13-93-32, Resolution No.

(September 20, 1993 - Introduced in Board for consideration on September 27, 1993.)

At the request of Supervisor Migden, referred to Health, Public Safety and Environment Committee.

The Board resumed its consideration of the following items on the For Adoption Without Committee Reference Calendar.

For Adoption Without Committee Reference Calendar

Adopted

[Charter Reform Advisory Committee]  
Resolution establishing an advisory committee to fulfill the charter reform mandate. (Supervisor Bierman)

File 174-93-9, Resolution No. 785-93

(September 20, 1993 - Introduced in Board for consideration on September 27, 1993.)

Adopted.

[Needle Exchange]  
Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the Needle Exchange Program. (Supervisor Alioto)

File 30-93-5.14

(September 20, 1993 - Introduced in Board for consideration on September 27, 1993.)

Adopted.

[Budget Analyst]

Motion directing the Budget Analyst to work with the City Attorney and provide necessary analytical support for development of legislation concerning an emergency response fee. (Supervisor Maher)

File 165-93-8

(September 20, 1993 - Introduced in Board for consideration on September 27, 1993.)

Adopted.

The foregoing items on the For Adoption Without Committee Reference Calendar were adopted by the following vote:

Ayes: Supervisors Bierman, Conroy, Hallinan, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 9.

Absent: Supervisors Alioto, Hsieh - 2.

#### IMMEDIATE ADOPTION CALENDAR

These measures are being introduced at this meeting. An "Aye" vote is (a) a vote to find that the need to take action arose after the agenda was published (if the title is not printed on the agenda) and (b) a vote to adopt the measure. A unanimous vote is required for adoption today. Any Supervisor may require any of these measures to go to committee.

Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-93-39, Resolution No. 761-93

(Angela Alioto, President, Board of Supervisors, September 27 - 29; Walter Abernathy, General Manager, Port, September 27 - 29; Peter Ashe, member, Retirement System, November 2; Sidney Chan, Vice President, Recreation and Park Commission, October 14 - 25; John Ertola, President, Fire Commission, October 4 - 12; Patricia Evans, member, Social Services Commission, October 20 - 24; Bella Farrow, member, Recreation and Park Commission, October 3 - 12; Katherine Feinstein, member, Police Commission, October 1 - 8; Joanne Chow Winship, Executive Director, Art Commission,



September 25 - 28, October 21 - 23 and 24 - 25; Victor Makras, member, Public Utilities Commission, September 20 - 24; Anson Moran, Acting General Manager, Public Utilities Commission, September 25 - October 3; Patrick Murphy, President, Airports Commission, September 21 - 24; Anthony Ribera, Chief of Police, October 15 - 21; Juan Rios, member, Civil Service Commission, August 30 - September 20; Manuel Rosales, member, Parking and Traffic Commission, September 22 - 26, 1993.)

Adopted.

(The Immediate Adoption Calendar includes the following additional measures submitted after preparation of the calendar.)

Adopted

[Century of Progress Day]

Resolution observing Sunday, October 3, 1993 as San Francisco Labor Council's Century of Progress Day and urging San Francisco residents to celebrate the labor movement's Century of Progress.

File 4-93-29, Resolution No. 760-93

Supervisors Hallinan, Shelley, Alioto presented for immediate adoption.

Adopted.

[Street Closing]

Resolution authorizing temporary closing of portion of Berwick Place, between Harrison and Folsom Streets; Heron Street, between 7th and 8th Streets; on any one day between September 28, 1993 and October 4, 1993, from 5:00 p.m. until 6:00 a.m.; and Larkin Street, between Grove and McAllister Streets, on Saturday, October 2, 1993, from 6:00 a.m. to 9:00 p.m. for filming.

File 42-93-55, Resolution No. 759-93

Supervisor Shelley presented for immediate adoption.

Adopted.

The foregoing items on the Immediate Adoption Calendar were adopted by the following vote:

Ayes: Supervisors Bierman, Conroy, Hallinan, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 9.

Absent: Supervisors Alioto, Hsieh - 2.

OFF-CALENDAR LEGISLATION



ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS  
NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[Assessment Appeals Boards]

Ordinance amending Administrative Code Section 2B.3 and adding Sections 2B.11 through 2B.16 to create two additional Assessment Appeals Boards and to provide for the appointment of Assessment Hearing Officers. (Supervisor Kaufman presented.) Referred to Budget Committee.

File 97-93-51

[Interest Rates on Security Deposits]

Ordinance amending Administrative Code by amending Section 49.2 to change the amount of annual interest earned on security deposits from a simple five percent to the interest rate earned on one year treasury bills as of the date the lease is executed. (Supervisor Kennedy presented.) Referred to Housing and Land Use Committee.

File 97-93-52

Referred to Board

[Commend]

Resolution acknowledging the contributions of Del Martin and Phyllis Lyon on the 20th anniversary of the publication of their landmark book Lesbian/Woman. (Supervisor Bierman presented.) Referred to Board October 4, 1993 For Adoption Without Committee Reference Calendar.

File 6-93-26

[Commend]

Resolution acknowledging the contributions of Sydney Stein Rich to the betterment of life to all San Franciscans. (Supervisor Bierman presented.) Referred to Board October 4, 1993 For Adoption Without Committee Reference Calendar.

File 6-93-27

Referred to Committee

[Municipal Railway Fares]

Resolution urging the Mayor to urge the Public Utilities Commission to not allow members of the armed forces in uniform to ride Municipal Railway vehicles without payment of fare during Fleet Week. (Supervisor Hallinan presented.) Referred to Budget Committee.

File 7-93-15

Referred to Board

[North American Free Trade]

Resolution memorializing San Francisco's continued opposition to agreements that undermine jobs, health and safety of workers in the United States. (Supervisors Hallinan, Shelley presented.) Referred to Board October 4, 1993 For Adoption Without Committee Reference Calendar.

File 13-93-33

[Street Closing]

Resolution authorizing temporary closing of portion of 29th Avenue, between California and Lake Streets, on Sunday, October 17, 1993 from 10:00 a.m. to 5:00 p.m. for a block party. (Supervisor Bierman)

File 42-93-53

Supervisor Bierman presented for immediate adoption.

On objection by Supervisor Kennedy, Supervisor Migden, seconded by Supervisor Kaufman, moved to continue consideration to October 4, 1993 For Adoption Without Reference to Committee Calendar.

Motion adopted by the following vote:

Ayes: Supervisors Bierman, Conroy, Hallinan, Kaufman, Leal, Maher, Migden - 7.

Noes: Supervisors Kennedy, Shelley - 2.

Absent: Supervisors Alioto, Hsieh - 2.

[Street Closing]

Resolution authorizing temporary closing of portion of 14th Avenue, between Geary Boulevard and Anza Street on Friday, October 22, 1993 from 7:00 a.m. to 7:00 p.m. for an open house celebration.

File 42-93-54

Supervisor Hsieh presented for immediate adoption.

On objection by Supervisor Kennedy, Supervisor Migden, seconded by Supervisor Kaufman, moved to continue consideration to October 4, 1993 For Adoption Without Reference to Committee Calendar.

Motion adopted by the following vote:

Ayes: Supervisors Bierman, Conroy, Hallinan, Kaufman, Leal, Maher, Migden - 7.

Noes: Supervisors Kennedy, Shelley - 2.

Absent: Supervisors Alioto, Hsieh - 2.

[Street Closing]

Resolution authorizing temporary closing of portion of Sanchez Street, between Randall and 30th Streets, on Sunday, October 17, 1993, from 10:00 a.m. to 6:00 p.m. for a street fair.

File 42-93-56

Supervisor Migden presented for immediate adoption.

On objection by Supervisor Kennedy, Supervisor Migden, seconded by Supervisor Kaufman, moved to continue consideration to October 4, 1993 For Adoption Without Reference to Committee Calendar.

Motion adopted by the following vote:

Ayes: Supervisors Bierman, Conroy, Hallinan, Kaufman, Leal, Maher, Migden - 7.

Noes: Supervisors Kennedy, Shelley - 2.

Absent: Supervisors Alioto, Hsieh - 2.

Referred to Committee

[Property Tax Allocation]

Resolution adopting the alternate method of property tax allocation (Teeter Plan). (Supervisor Migden presented.) Referred to Budget Committee with request it be considered at the October 6, 1993 meeting.

File 303-93-1

Requests for Hearings:

File 27-93-19, By Supervisor Migden: To consider a plan to collect foreign currency from departing international travelers for donation to the Recreation and Park Department. Referred to Budget Committee.

File 83-93-1, By Supervisor Alioto: To consider the Mayor's Homeless Plan. Referred to Housing and Land Use Committee.

File 97-93-53, By Supervisor Maher: To consider repealing the South Africa divestment ordinance prohibiting the City from doing business with establishments that do business with South Africa. Referred to Economic Vitality and Social Policy Committee.

File 100-93-11, By Supervisor Migden: To consider the status of the 1993-94 Budget. Referred to Budget Committee with request it be considered at the October 13, 1993 meeting.

File 218-93-5, By Supervisor Migden: To consider efforts of other jurisdictions to employ new technologies to control graffiti. Referred to Health, Public Safety and Environment Committee.

File 207-93-17, By Supervisor Kennedy: To consider Hunter's Point Police Station financing. Referred to Budget Committee.

File 210-93-2, By Supervisor Hsieh: To consider the 1991 Proposition A Early Retirement Program and its impact on costs, positions and payroll. Referred to Budget Committee.

Introduced by the President at the Request of Departments

Ordinances Referred to Committee

File 45-93-69. [Settlement of Lawsuit] Authorizing settlement of litigation of Nero Robinson against the City and County of San Francisco by payment of \$21,250. (City Attorney) Government Efficiency and Labor

File 45-93-70. [Settlement of Lawsuit] Authorizing settlement of litigation of Joseph Turturichi against the City and County of San Francisco by payment of \$16,500. (City Attorney) Government Efficiency and Labor

File 45-93-71. [Settlement of Lawsuit] Authorizing settlement of litigation of Beth Costella against the City and County of San Francisco by payment of \$10,000. (City Attorney) Government Efficiency and Labor

File 65-93-7. [Lease Termination Agreement] Approving the lease termination agreement; providing for the execution of the lease termination agreement; authorizing the General Manager of the Public Utilities Commission to make changes to the lease termination agreement; authorizing City officials to execute and deliver any document necessary to implement this ordinance; and ratifying any action previously taken in connection with this ordinance. (Public Utilities Commission) Government Efficiency and Labor

File 101-93-12. [Government Funding] Appropriating \$114,167, Department of Public Works, for permanent salaries and mandatory fringe benefits; subject of previous budgetary denial. RO #93078 (Controller) Budget



File 101-93-13. [Government Funding] Appropriating \$363,000, Department of Public Works, for temporary salaries, mandatory fringe benefits, department and division overheads, materials and supplies and equipment. RO #93079 (Controller) Budget

File 101-93-14. [Government Funding] Appropriating \$1,040,722, Department of Public Works, for capital improvement projects for the Fire Department. RO #93081 (Controller) Budget

File 101-93-15. [Government Funding] Appropriating \$500,000, District Attorney, for permanent salaries and mandatory fringe benefits; subject of previous budgetary denial. RO #93094 (Controller) Budget

Resolutions Referred to Committee

File 10-93-5. [Permit] Granting revocable permission to the Anchor Brewing Company to construct an underground telecommunication and process piping connection on Mariposa Street between DeHaro and Carolina Streets (one 24-inch steel conduit and one 4-inch PVC conduit) all fronting the side of 495 and 501 DeHaro Street (Block 4007, Lot 1 and Block 380, Lot 4); and adopting findings pursuant to City Planning Code Section 101.1. (Department of Public Works) Housing and Land Use

File 25-93-27. [Contracting Out City Services] Concurring with the Controller's certification that uniformed security services can be practically performed for the Public Utilities Commission by a private contractor for a lower cost than similar services performed by City and County employees. (Public Utilities Commission) Government Efficiency and Labor

File 64-93-25. [Real Property Lease] Authorizing a lease of real property at 2801-A 25th Street for the Department of Public Health's Rape Treatment Center. (Real Estate Department) Government Efficiency and Labor

File 84-93-3. [Acquisition of Property] Authorizing acquisition of real property identified as City and County of San Francisco Assessor's Block 5236, Lot 17 (1415 Evans Avenue), for the San Francisco Fire Department, Bureau of Equipment; adopting findings pursuant to City Planning Code Section 101.1. (Real Estate Department) Budget

File 146-93-54. [Grant - Private Funds] Authorizing the Department of Public Health, AIDS Office, to apply for, accept and expend a grant of \$44,505, which includes indirect costs in the amount of \$5,805, based on fifteen percent of the total award, from the Design Industries Foundation for AIDS (DIFFA) to support the AIDS Prevention Planning Project. (Department of Public Health) Government Efficiency and Labor

File 147-93-8. [Grant Federal Funds] Authorizing the San Francisco Public Library to apply for funds not to exceed \$20,000 available through the California State Library from the Library Services for



immigrant populations for the fiscal year 1993-94; waiving indirect costs. (Public Library) Government Efficiency and Labor

Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Maher, that City Attorney prepare ordinance repealing Administrative Code, Article XIX, the South Africa divestment ordinance. File 97-93-53.

By Supervisor Kennedy, that City Attorney prepare ordinance suspending Administrative Code, Article XIX, the South Africa divestment ordinance.

By Supervisor Kennedy, that letter be sent to Chief of Police requesting his attendance at the New Hunters Point Homeowners Association on Thursday, September 30, 1993 at 6:30 p.m. at Earl Mills Community Center, 100 Whitney Young Circle, to consider recent rash of armed robberies, burglaries and other criminal activities.

By Supervisor Kennedy, that letter be sent to Director of Public Works requesting consideration be given to granting an extension to an order by the Bureau of Building Inspection that the Jones Memorial United Methodist Church at 1975 Post Street be vacated until plans, designs and permits to rebuild the church have been formalized.

By Supervisor Shelley, that City Attorney prepare ordinance to restrict the sale of guns from the homes of individuals.

By Supervisor Shelley, that letter of inquiry be sent to Chief Administrative Officer to determine the status of negotiations to lease Hallidie Plaza for a cafe.

By Supervisor Hsieh, that letter be sent to his Honor, the Mayor, and the Honorable Public Utilities Commission to inquire whether plans are being contemplated to initiate a senior/disabled ticket program for those citizens using public transit, consistent with the City's transit-first policy of remaining sensitive to those with special needs and in special situations.

Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Jesse Dobson (Supervisor Alioto)  
Frank Ross (Supervisor Maher)  
Seth Ligon (Supervisor Hallinan)

File 2-93-39

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 4:25 p.m. adjourned.

John L. Taylor, Clerk

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on January 31, 1994

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor  
Clerk of the Board of Supervisors









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**Vol. 88**

**No. 40**

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**Monday, October 4, 1993**

# **Journal of Proceedings Board of Supervisors**

**City and County of San Francisco**



JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, October 4, 1993 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Angela Alioto presiding.

CALLING THE ROLL

The meeting was called to order at 2:19 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Conroy, Hallinan, Kaufman, Leal, Migden, Shelley - 7.

Noted absent at first roll call:

Supervisors Bierman, Hsieh, Kennedy, Maher - 4.

Quorum present.

Supervisor Bierman excused, on official leave of absence.

Supervisor Hsieh excused, on official leave of absence.

Supervisor Kennedy excused, on official leave of absence.

Supervisor Maher excused, on official leave of absence.

APPROVAL OF JOURNALS

There being no errors, corrections or omissions, Supervisor Leal, seconded by Supervisor Hallinan, moved that the Journals of Proceedings for Monday, May 3 and May 10, 1993, be approved.

Motion carried by the following vote:

Ayes: Supervisors Alioto, Conroy, Hallinan, Kaufman, Leal, Migden, Shelley - 7.

Absent: Supervisors Bierman, Hsieh, Kennedy, Maher - 4.



Monday, October 4, 1993

CONSENT CALENDAR

Recommendations of Budget Committee

Finally Passed

[Government Funding]

Ordinance appropriating \$1,296,417, Airport, for permanent salaries, miscellaneous and retroactive and related mandatory fringe benefits for adjusting payrates for Airport Police Officer Classifications. (Controller)

File 101-93-9, Ordinance No. 327-93

Finally passed.

[Salaries and Wages]

Ordinance amending Ordinance No. 242-93 (Annual Salary Ordinance, 1993-94) to provide a salary increase for Airport Police Officer Classifications effective July 1, 1993; companion measure to File 101-93-9. (Civil Service Commission)

File 102-93-6, Ordinance No. 328-93

Finally passed.

[Utility Users Tax]

Ordinance amending Part III, Municipal Code to define "Steam Corporation" and to exempt from the Gas Users Tax steam corporations using gas to generate steam. (Chief Administrative Officer)

File 127-93-20, Ordinance No. 324-93

(Amends Sections 701, 705(d)).

Finally passed.

Recommendations of Government Efficiency and Labor Committee

Finally Passed

[Airport - Lease Modifications]

Ordinance approving Modification No. 3 of Lease and Use Agreement between Continental Airlines, Inc., and City and County, acting by and through its Airports Commission. (Airports Commission)

File 27-93-18, Ordinance No. 316-93

Finally passed.

Monday, October 4, 1993

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Elias Tsiknis against the City and County by payment of \$7,000. (City Attorney)

File 45-93-59, Ordinance No. 317-93

(Municipal Court No. 050-004.)

Finally passed.

[Settlement of Litigation]

Ordinance approving the settlement of litigation of Resolution Trust Corporation, as Receiver for Gateway Federal Savings Bank, in the sum of \$21,378.00 (consisting of \$17,033.00 in tax refunds and \$4,345.00 in interest) to be paid in ten equal annual installments at seven percent per annum in interest over the ten-year period. (City Attorney)

File 45-93-60, Ordinance No. 318-93

(Superior Court No. 943-206.)

Finally passed.

[Settlement of Litigation]

Ordinance approving the settlement of litigation of Resolution Trust Corporation, as Receiver for Atlantic Financial Savings Bank, in the sum of \$197,959.48 (consisting of \$181,429.33 in tax refunds and \$16,530.04 in interest) to be paid in ten equal annual installments at seven percent per annum in interest over the ten-year period. (City Attorney)

File 45-93-61, Ordinance No. 319-93

(Superior Court No. 943-209.)

Finally passed.

[Settlement of Litigation]

Ordinance approving the settlement of litigation of Resolution Trust Corporation, as Receiver for Time Federal Savings and Loan Association, in the sum of \$120,158.71 (consisting of \$94,716.82 in tax refunds and \$25,441.89 in interest) to be paid in ten equal annual installments at seven percent per annum in interest over the ten-year period. (City Attorney)

File 45-93-62, Ordinance No. 320-93

(Superior Court No. 943-207.)

Finally passed.

Monday, October 4, 1993

[Settlement of Litigation]

Ordinance approving the settlement of litigation of Resolution Trust Corporation, as Receiver for Imperial Federal Savings Association, in the sum of \$666,190.42 (consisting of \$532,388.93 in tax refunds and \$133,801.49 in interest) to be paid in ten equal annual installments at seven percent per annum in interest over the ten-year period. (City Attorney)

File 45-93-63, Ordinance No. 321-93

(Superior Court No. 943-208.)

Finally passed.

[Settlement of Litigation]

Ordinance approving the settlement of litigation of Resolution Trust Corporation, as Receiver for Pacific Coast Federal Savings Association, in the sum of \$131,795.31 (consisting of \$92,872.07 in tax refunds and \$38,923.24 in interest) to be paid in ten equal annual installments at seven percent per annum in interest over the ten-year period. (City Attorney)

File 45-93-64, Ordinance No. 322-93

(Superior Court No. 943-205.)

Finally passed.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Angelo Larmey against the City and County by payment of \$11,543. (City Attorney)

File 45-93-65, Ordinance No. 323-93

(Superior Court No. 925-368.)

Finally passed.

[Official Newspaper]

Ordinance amending Administrative Code, to require any bidders for the City's official advertising contract to certify in writing that newspapers will be delivered upon request. (Supervisor Hallinan)

File 97-93-46, Ordinance No. 313-93

(Amends Section 2.81.)

Finally passed.

Monday, October 4, 1993

[Acceptance of Gifts]

Ordinance amending Administrative Code by amending Section 10.110 thereof, relating to the acceptance of gifts less than \$25,000 on behalf of San Francisco General and Laguna Honda Hospitals, to authorize the Department of Public Health to accept all gifts, donations and contributions of money or personal property of less than \$25,000, instead of the previous maximum of \$5,000.  
(Department of Public Health)

File 97-93-48, Ordinance No. 325-93

Finally passed.

Recommendation of Housing and Land Use Committee

Finally Passed

[Zoning Map Changes]

Ordinance adopting changes in property use classification as an amendment to Zoning Map of San Francisco of property located at 1084-86 Huron Street, Lots 15, 16 and 17, Assessor's Block 7145 from RH-2 District to an NC-2 Neighborhood Commercial District; and adopting findings pursuant to Planning Code Section 101.1.  
(Department of City Planning)

File 36-93-3, Ordinance No. 326-93

(General Rule Exclusion from environmental review.)

Finally passed.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Conroy, Hallinan, Kaufman, Leal, Migden, Shelley - 7.

Absent: Supervisors Bierman, Hsieh, Kennedy, Maher - 4.

REGULAR CALENDAR

UNFINISHED BUSINESS

Recommendations of Budget Committee

Finally Passed



Monday, October 4, 1993

[Government Funding]

Ordinance appropriating \$136,311, Municipal and Superior Courts, for permanent salaries, mandatory fringe benefits, and equipment, for the creation of two positions. (Controller)

File 101-93-8, Ordinance No. 314-93

Finally passed by the following vote:

Ayes: Supervisors Alioto, Conroy, Hallinan, Kaufman, Leal, Migden, Shelley - 7.

Absent: Supervisors Bierman, Hsieh, Kennedy, Maher - 4.

[Public Employment]

Ordinance amending Ordinance No. 242-93 (Annual Salary Ordinance, 1993-94) reflecting the addition of one position in the Municipal Court and the addition of one position in the Superior Court; Companion measure to File 101-93-8. (Civil Service Commission)

File 102-93-7, Ordinance No. 315-93

Finally passed by the following vote:

Ayes: Supervisors Alioto, Conroy, Hallinan, Kaufman, Leal, Migden, Shelley - 7.

Absent: Supervisors Bierman, Hsieh, Kennedy, Maher - 4.

Recommendation of Government Efficiency and Labor Committee

Finally Passed

[Compensation]

Ordinance implementing the compensation provisions of the agreement between the International Federation of Professional and Technical Engineers, Local 21 and the City and County of San Francisco pursuant to Charter Section 8.409-1 et. seq. effective July 1, 1993. (Employee Relations Division)

File 106-93-8, Ordinance No. 329-93

Finally passed by the following vote:

Ayes: Supervisors Alioto, Hallinan, Kaufman, Leal, Migden, Shelley - 6.

Noes: Supervisor Conroy - 1.

Absent: Supervisors Bierman, Hsieh, Kennedy, Maher - 4.



Monday, October 4, 1993

Called from Housing and Land Use Committee  
by Supervisors Bierman, Shelley

Finally Passed

[Landmarks]

Ordinance designating the Our Lady of Guadalupe Church as a landmark pursuant to Article 10 of the City Planning Code. (Supervisors Alioto, Leal, Hsieh, Shelley, Migden)

File 90-93-2, Ordinance No. 312-93

Finally passed by the following vote:

Ayes: Supervisors Alioto, Conroy, Hallinan, Kaufman, Leal, Migden, Shelley - 7.

Absent: Supervisors Bierman, Hsieh, Kennedy, Maher - 4.

From Department of Public Works

Consideration Continued

[Assessment Costs - Sidewalk and Curb Repairs]

Resolution confirming report of assessment costs submitted by the Director of Public Works for sidewalk and curb repairs ordered to be performed at 825 Polk Street by said Director pursuant to Sections 707 and 707.1 of the Public Works Code, the costs thereof having been paid for out of a Revolving Fund.

File 41-93-1.1, Resolution No.

Supervisor Kaufman, seconded by Supervisor Leal, moved to continue consideration to November 1, 1993.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Conroy, Hallinan, Kaufman, Leal, Migden, Shelley - 7.

Absent: Supervisors Bierman, Hsieh, Kennedy, Maher - 4.

From the Board

Tabled

[Eminent Domain]

Resolution authorizing acquisition of Assessor's Block 1592, Lot 3, also known as Ocean Beach Parcel 4, for the Richmond Transport Project and Open Space, and adopting findings pursuant to City Planning Code Section 101.1. (Supervisor Shelley)

Monday, October 4, 1993

File 288-93-1.1, Resolution No.

(July 19, 1993 - The Board of Supervisors adopted Resolution No. 559-93 which approved and authorized an agreement to purchase this property.)

Supervisor Shelley, seconded by Supervisor Migden, moved to table.

Tabled by the following vote:

Ayes: Supervisors Alioto, Conroy, Hallinan, Kaufman, Leal, Migden, Shelley - 7.

Absent: Supervisors Bierman, Hsieh, Kennedy, Maher - 4.

NEW BUSINESS

Recommendations of Budget Committee

Adopted

[Street Closing]

Resolution waiving the requirement that applicant for closure of portions of Castro, Market, Noe, 16th, 17th and 18th Streets on Sunday, October 31, 1993 for the Annual Castro Halloween Celebration provide insurance and waiving requirement for payment of (certain) fees to the City. (Supervisors Migden, Leal)

File 42-93-47, Resolution No. 807-93

Adopted by the following vote:

Ayes: Supervisors Alioto, Conroy, Hallinan, Kaufman, Leal, Migden, Shelley - 7.

Absent: Supervisors Bierman, Hsieh, Kennedy, Maher - 4.

In connection with the above item, Supervisor Leal requested to be added as co-sponsor.

[Property Acquisition - Noise Easements]

Resolution authorizing the acquisition of 150 additional noise easements in the City of South San Francisco comprising their Phase VIII Program - \$375,000. (Real Estate Department)

File 82-93-7, Resolution No. 796-93

Adopted by the following vote:

Ayes: Supervisors Alioto, Conroy, Hallinan, Kaufman, Leal, Migden, Shelley - 7.

Monday, October 4, 1993

Absent: Supervisors Bierman, Hsieh, Kennedy, Maher - 4.

Recommendation of Economic and Social Policy Committee

Consideration Continued

[Department of Social Services Investigation]  
Resolution urging the Mayor to urge the Civil Service Commission to investigate the Department of Social Services' practices regarding layoffs, reassignment, the bumping system and pay increases used for all classes of employees with several years of employment with the Social Services Department to ascertain whether civil service rules have been strictly adhered to in a judicious, non-discriminatory manner particularly as a result of departmental budget cuts for fiscal year 1992-93, and urging the Civil Service Commission to report, in writing, its findings to the Board of Supervisors by November 1, 1993. (Supervisor Kennedy)

File 222-93-3, Resolution No.

Supervisor Kennedy, seconded by Supervisor Leal, moved to continue consideration to October 12, 1993.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Conroy, Hallinan, Kaufman, Leal, Migden, Shelley - 7.

Absent: Supervisors Bierman, Hsieh, Kennedy, Maher - 4.

Recommendations of Health, Public Safety and Environment Committee

Passed for Second Reading

[Restriction of Certain Animals Exception]  
Ordinance amending Health Code, to allow certain animals at film and video production sites and to require the presence of a California Board-certified veterinarian when said animals are in San Francisco. (Supervisors Alioto, Leal)

File 118-93-6, Ordinance No.

(Amends Section 60.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Conroy, Hallinan, Kaufman, Leal, Migden, Shelley - 7.

Absent: Supervisors Bierman, Hsieh, Kennedy, Maher - 4.

Monday, October 4, 1993

Consideration Continued

(Supervisor Leal dissenting in Committee.)

[Cabarets]

Ordinance amending Police Code, to permit persons over 18 to enter, be, or remain in premises that are permitted and operated as cabarets. (Supervisors Hallinan, Alioto)

File 121-93-7, Ordinance No.

(Amends Section 1070.16.)

Supervisor Hallinan, seconded by Supervisor Leal, moved to continue consideration to November 1, 1993.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Conroy, Hallinan, Kaufman, Leal, Migden, Shelley - 7.

Absent: Supervisors Bierman, Hsieh, Kennedy, Maher - 4.

Passed for Second Reading

[On-Street Vehicle Sale]

Ordinance amending Police Code, to authorize removal of vehicles from Sunset Boulevard in violation of the prohibition against parking of vehicles for purpose of displaying such vehicles for sale. (Supervisors Shelley, Alioto, Hsieh, Conroy)

File 121-93-15, Ordinance No.

(Amends Section 710.2.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Conroy, Hallinan, Kaufman, Leal, Migden, Shelley - 7.

Absent: Supervisors Bierman, Hsieh, Kennedy, Maher - 4.

SPECIAL ORDER 3:00 P.M.

Report Received

[State of the City Message]

Mayor's State of the City Message.

File 88-93-1

Mayor Frank M. Jordan appeared and gave his State of the City message (a copy of which is contained in the office of the Clerk of the Board).



Monday, October 4, 1993

PUBLIC COMMENT

The privilege of the floor was granted to the following persons:

Patricia Vaughey;  
Speaker;  
Louise Vaughn;  
John O'Brien;  
Rodney Telmadge.

There being no one else present wishing to speak, the President declared the public comment portion of the meeting closed.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures were introduced at a prior meeting of the Board with action requested at this meeting. Any Supervisor may require these measures to go to committee unless a motion to suspend the rules is adopted by eight votes (or a unanimous vote if only six or seven members are present). An "aye" vote is (a) a vote in favor of suspending the rule requiring reference to committee, and (b) a vote in favor of adoption of the measures. Eight votes (or a unanimous vote if only six or seven members are present) is required.

Severed from For Adoption Without Committee Reference Calendar

At the request of Supervisors Alioto and Leal the following measure was severed from the For Adoption Without Committee Reference Calendar and considered separately.

Referred to Economic Vitality and Social Policy Committee

[North American Free Trade]

Resolution memorializing San Francisco's continued opposition to agreements that undermine jobs, health and safety of workers in the United States. (Supervisors Hallinan, Shelley)

File 13-93-33, Resolution No.

(September 27, 1993 - Introduced in Board for consideration on October 4, 1993.)

At the request of Supervisor Leal, the above subject matter was referred to Economic Vitality and Social Policy Committee.

The Board resumed its consideration of the following items on the For Adoption Without Committee Reference Calendar.

For Adoption Without Committee Reference Calendar



Monday, October 4, 1993

Adopted

[Commend]

Resolution acknowledging the contributions of Del Martin and Phyllis Lyon on the 20th anniversary of the publication of their landmark book Lesbian/Woman. (Supervisors Bierman, Alioto, Leal)

File 6-93-26, Resolution No. 805-93

(September 27, 1993 - Introduced in Board for consideration on October 4, 1993.)

Adopted.

In connection with the above item, Supervisors Alioto and Leal requested to be added as co-sponsor.

[Commend]

Resolution acknowledging the contributions of Sydney Stein Rich to the betterment of life to all San Franciscans. (Supervisor Bierman)

File 6-93-27, Resolution No. 806-93

(September 27, 1993 - Introduced in Board for consideration on October 4, 1993.)

Adopted.

[Street Closing]

Resolution authorizing temporary closing of portion of 29th Avenue, between California and Lake Streets, on Sunday, October 17, 1993 from 10:00 a.m. to 5:00 p.m. for a block party. (Supervisor Bierman)

File 42-93-53, Resolution No. 808-93

(September 27, 1993 - Introduced in Board for consideration on October 4, 1993.)

Adopted.

[Street Closing]

Resolution authorizing temporary closing of portion of 14th Avenue, between Geary Boulevard and Anza Street, on Friday, October 22, 1993 from 7:00 a.m. to 7:00 p.m. for an open house celebration. (Supervisor Hsieh)

File 42-93-54, Resolution No. 809-93

(September 27, 1993 - Introduced in Board for consideration on October 4, 1993.)

Adopted.

Monday, October 4, 1993

[Street Closing]

Resolution authorizing temporary closing of portion of Sanchez Street, between Randall and 30th Streets, on Sunday, October 17, 1993, from 10:00 a.m. to 6:00 p.m. for a street fair. (Supervisor Migden)

File 42-93-56, Resolution No. 810-93

(September 27, 1993 - Introduced in Board for consideration on October 4, 1993.)

Adopted.

[New Residential Condominium Project]

Motion approving final map of 645 Haight Street, also known as Haight Street Lofts, being a resubdivision of Lot 29 in Assessor's Block 861; and adopting findings pursuant to City Planning Code Section 101.1. (Department of Public Works)

File 58-93-21

(September 27, 1993 - Introduced in Board for consideration on October 4, 1993.)

Adopted.

The foregoing items on the For Adoption Without Committee Reference Calendar were adopted by the following vote:

Ayes: Supervisors Alioto, Conroy, Hallinan, Kaufman, Leal, Migden, Shelley - 7.

Absent: Supervisors Bierman, Hsieh, Kennedy, Maher - 4.

IMMEDIATE ADOPTION CALENDAR

These measures are being introduced at this meeting. An "Aye" vote is (a) a vote to find that the need to take action arose after the agenda was published (if the title is not printed on the agenda) and (b) a vote to adopt the measure. A unanimous vote is required for adoption today. Any Supervisor may require any of these measures to go to committee.

Severed from Immediate Adoption Calendar

At the request of Supervisor Leal, the following measure was severed from the Immediate Adoption Calendar and considered separately.

Adopted as Amended

Monday, October 4, 1993

[Street Closing]

Resolution authorizing temporary closing of a portion of Minna Street. (Supervisors Leal, Shelley, Alioto)

File 42-93-57, Resolution No. 789-93

(Minna Street, between Second and New Montgomery Streets, from 4:00 p.m. on Saturday, October 30, 1993, until 12:00 noon on Sunday, October 31, 1993, for a Halloween dance event sponsored by the Eiming Gallery;

((Minna Street, between New Montgomery and Third Streets, from 4:00 p.m. on Saturday, October 30, 1993, until 3:00 a.m. on Sunday, October 31, 1993, for the demonstration of a special effect called a Tesla Coil (high-voltage transformer), subject to Fire Department approval.))

Supervisor Leal, seconded by Supervisor Kaufman, moved to amend lines 16 and 17 by deleting the entire sentence.

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Conroy, Hallinan, Kaufman, Leal, Migden, Shelley - 7.

Absent: Supervisors Bierman, Hsieh, Kennedy, Maher - 4.

Adopted as amended by the following vote:

Ayes: Supervisors Alioto, Conroy, Hallinan, Kaufman, Leal, Migden, Shelley - 7.

Absent: Supervisors Bierman, Hsieh, Kennedy, Maher - 4.

The Board resumed its consideration of the following items on the Immediate Adoption Calendar.

Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-93-40, Resolution No. 787-93

(Peter Ashe, member, Retirement System, October 7 - 8; Donna Miller Casey, member, Library Commission, October 23 - 26, October 30 - November 3; Edwin Lee, Director, Human Rights Commission, October 12 - 17; Mr. Thomas E. Horn, President, War Memorial Board of Trustees, September 22 - October 11; Ming Chang-O'Brien, member, Port Commission, October 17 - November 7, 1993.)

Adopted.

Monday, October 4, 1993

(The Immediate Adoption Calendar includes the following additional measures submitted after preparation of the calendar.)

Adopted

[Commend]

Resolution commending the San Francisco Giants on a great season.

File 6-93-28, Resolution No. 788-93

Supervisors Conroy, Alioto presented for immediate adoption.

Adopted.

The foregoing items on the Immediate Adoption Calendar were adopted by the following vote:

Ayes: Supervisors Alioto, Conroy, Hallinan, Kaufman, Leal, Migden, Shelley - 7.

Absent: Supervisors Bierman, Hsieh, Kennedy, Maher - 4.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS  
NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[Commission on San Francisco's Environment]

Ordinance amending Administrative Code Section 5.150 to include an ex-officio member from the Health Department on the Commission on San Francisco's Environment. (Supervisor Shelley presented.) Referred to Health, Public Safety and Environment Committee.

File 97-93-54

[Cabaret Public Safety and Accountability]

Draft ordinance amending the Police Code, various sections, to promote public safety, cabaret owner responsibility and business opportunities. (Supervisor Hallinan presented.) Referred to Health, Public Safety and Environment Committee.

File 121-93-7.1

[On-street Vehicle Sales; Removal of Vehicles]

Ordinance amending Police Code Section 710.2 to authorize removal of those vehicles from city streets in violation of the prohibition against parking of vehicles for purpose of displaying such vehicles for sale. (Supervisor Shelley presented.) Referred to Health, Public Safety and Environment Committee.

File 121-93-15.1



Monday, October 4, 1993

[Graffiti Abatement]

Substitute ordinance amending Public Works Code by enacting Article 23, Sections 1300 through 1309 prohibiting graffiti on public and private property, declaring the existence of graffiti on public and private property to be a nuisance, authorizing the Director of the Department of Public Works to order the removal of graffiti and authorizing the Department of Public Works to impose a lien on private property in order to recover the cost of graffiti abatement. (Supervisor Conroy presented.) Referred to Housing and Land Use Committee.

File 123-93-2

[Sidewalk Display of Merchandise]

Ordinance amending Public Works Code Article 5.3, Sections 183, 183-1 through 183-8 to require permit applicants to post notice of intent to display merchandise on business premises; increasing the fees for permits to display merchandise on sidewalks; making such permits renewable on an annual basis; authorizing a public hearing when written objections are made; authorizing the Board of Permit Appeals to hear appeals of permit decisions of the Director of Public Works and for investigation fees imposed for violation of this Article; authorizing seizure of display stands maintained in violation of this Article. (Supervisor Kaufman presented.) Referred to Government Efficiency and Labor Committee with request it be considered at the October 20, 1993 meeting.

File 123-93-7

[Citations for Housing Code Violations]

Ordinance amending Housing Code Section 204 to establish citation authority for enforcement of the Housing Code providing that citations, except for those issued for violations of Sections 701 (a), (b) and (c), shall not be issued until the time provided in the initial notice of violation has expired and further providing that the Director of Public Works shall report to the Board of Supervisors six (6) months from the effective date of this amendment the implementation of such citation power. (Supervisors Kaufman, Bierman, Hallinan, Shelley, Leal presented.) Referred to Housing and Land Use Committee.

File 125-93-1.1

[Californians for Parks and Wildlife Bond Act of 1994]

Resolution endorsing the Parks and Wildlife Initiative (CALPAW '94) which will provide nearly \$2 billion to acquire, protect and develop parkland, wildlife habitat, prime agricultural land, coastal areas, river habitat and other resources (which will appear on the June 7, 1994 ballot). (Supervisor Bierman presented.) Referred to Health, Public Safety and Environment Committee.

File 60-93-12



Monday, October 4, 1993

[Freedom of Speech at Geneva Towers]

Resolution affirming the right of residents of Geneva Towers to exercise their rights of free speech by displaying banners on the balcony railings. (Supervisors Hallinan, Alioto presented.) Referred to Economic Vitality and Social Policy Committee.

File 206-93-6

[Graffiti Hotline]

Substitute resolution urging the Mayor to urge the Department of Public Works to establish a graffiti hotline and an outreach program for individuals vandalized by graffiti. (Supervisor Shelley presented.) Referred to Health, Public Safety and Environment Committee with request it be considered at the October 12, 1993 meeting.

File 218-93-1

[Illegal Dumping Fine]

Substitute resolution urging the Municipal Court of the City and County to increase the bail for illegal dumping of refuse from \$52 to \$300 and directing the Clerk of the Board to transmit a copy of this resolution to the Municipal Court. (Supervisor Shelley presented.) Referred to Health, Public Safety and Environment Committee with request it be considered at the October 12, 1993 meeting.

File 237-93-1

[Indian Earthquake]

Resolution urging the Mayor to appropriate \$25,000 to the Prime Minister Relief Fund in New Delhi India. (Supervisor Maher presented.) Referred to Budget Committee.

File 270-93-5

Requests for Hearings:

File 186-93-2, By Supervisor Kaufman: To consider report of the Veterans Affairs Office on its operations. Referred to Government Efficiency and Labor Committee.

Motions:

Referred to Board

[Needle Exchange]

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the Needle Exchange Program. (Supervisor Alioto presented.) Referred to Board October 12, 1993 For Adoption Without Committee Reference Calendar.

File 30-93-5.15

Monday, October 4, 1993

Referred to Committee

[Select Committee, Base Closures]

Motion continuing a Select Committee of the Board of Supervisors on the impact on city services and renaming it the Select Committee on the Conversion of the Presidio, Hunters Pt. Naval Shipyard and Treasure Island. (Supervisor Shelley presented.) Referred to Rules Committee with request it be considered at the October 19, 1993 meeting.

File 54-93-3

Introduced by the President at the Request of Departments

Ordinances Referred to Committee

File 45-93-72. [Settlement of Lawsuit] Authorizing settlement of litigation of Luella Shanahan, et al., against the City and County of San Francisco by payment of \$30,000. (City Attorney) Government Efficiency and Labor

File 45-93-73. [Settlement of Lawsuit] Authorizing settlement of litigation of Rosalee Folger against the City and County of San Francisco by payment of \$25,000. (City Attorney) Government Efficiency and Labor

File 45-93-74. [Settlement of Lawsuit] Authorizing settlement of litigation of Esperanza Martinez against the City and County of San Francisco by payment of \$75,000. (City Attorney) Government Efficiency and Labor

File 47-93-9. [Performing Arts Garage] Approving form of Performing Arts Garage management agreement and bidding documents and authorizing Director of Property to request bids for management of Performing Arts Garage using those documents. (Department of Parking and Traffic) Housing and Land Use

File 101-93-16. [Government Funding] Appropriating \$140,000, Department of Recreation and Park, for temporary salaries; subject of previous budgetary denial. RO #93077 (Controller) Budget

File 101-93-17. [Government Funding] Appropriating \$1,986,885, Municipal Railway, for permanent and temporary salaries, related mandatory fringe benefits, contractual services and facilities maintenance; subject of previous budgetary denial. RO #93082 (Controller) Budget

File 101-93-18. [Government Funding] Appropriating \$1,840,160, Municipal Railway, for permanent salaries-platform, and related mandatory fringe benefits; subject of previous budgetary denial. RO #93095 (Controller) Budget

Resolutions Referred to Committee

File 25-93-28. [Contracting Out City Services] 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 second half of the year commencing July 1, 1993 than if work were performed by City and County employees. (Airports Commission) Government Efficiency and Labor

File 25-93-29. [Contract] Concurring with the Controller's certification that Employment and Vocational Services for the Independent Living Skills Project can be practically performed at the Department of Social Services by private contractor for lower cost than similar work services performed by City and County employees. (Department of Social Services) Government Efficiency and Labor

File 25-93-30. [Contract] Concurring with the Controller's certification that Coordinator and Mentor Services for the Independent Living Skills Project can be practically performed at the Department of Social Services by private contractor for lower cost than similar work services performed by City and County employees. (Department of Social Services) Government Efficiency and Labor

File 38-93-12. [Acceptance of Gift] Accepting one gift valued at \$200,000, from the estate of John C. Gilliland, for use by the Recreation and Park Department to be used for the Strybing Arboretum and Botanical Gardens. (Recreation and Park Department) Government Efficiency and Labor

File 47-93-10. [Parking Rate Change] Establishing a policy on free parking in City garages. (Department of Parking and Traffic) Housing and Land Use

File 82-93-10. [Acquisition of Real Property] Authorizing the City and County of San Francisco to acquire, on behalf of the Department of Public Works, a temporary construction easement and a permanent sewer easement through a portion of the real property identified as Assessor's Parcel No. 4349/4/4A and 5214/1/4 - \$218,300; and to adopt findings pursuant to City Planning Code Section 101.1. (Real Estate Department) Budget

File 133-93-3. [Grant - State Funds] Authorizing the Chief Administrative Officer, as local Hazard Mitigation Coordinator or his designate the Director of Public Works, to apply for, accept and expend Hazard Mitigation Grant funds from California's Earthquake Safety and Public Buildings Rehabilitation Bond Act of 1990 in the amount of \$3,948,450 and waiving indirect costs. (Chief Administrative Officer) Government Efficiency and Labor

File 144-93-6. [Grant - Federal Funds] Authorizing the Executive Director of the Port of San Francisco to apply for, accept and expend \$1.2 million from the Federal Highway Administration's Ferry Boat Discretionary Program for completion of final design of the Ferry Building improvements; and foregoing reimbursement of indirect costs. (Port) Government Efficiency and Labor



Monday, October 4, 1993

File 146-93-55. [Grant - State Funds] Authorizing the Department of Public Health, apply for, accept and expend a grant allocation of up to \$10,782,909, for fiscal year 1993-94 funding from State Department of Health Services for California Healthcare for Indigents Program (CHIP) funds, for medical services to indigent persons, professional services, medical services contracts, materials and supplies, facilities rental, personal services, and indirect costs in the amount of \$152,841 based on 1.658646 percent of County Hospital and other Health Services CHIP allocations. (Department of Public Health) Government Efficiency and Labor

File 147-93-9. [Grant - Federal Funds] Authorizing the San Francisco Public Library to accept and expend \$35,000 in grant funds from the U.S. Department of Education Library Services and Construction Act (LSCA) for the purchase of foreign language materials for the fiscal year 1993/94; with indirect costs not included in this budget. (Public Library) Government Efficiency and Labor

File 147-93-10. [Grant - Federal Funds] Authorizing the San Francisco Public Library to apply for, accept and expend funds not to exceed \$64,021 available through the California State Library from Title I of the Library Services and Construction Act for Major Urban Resource Libraries for fiscal year 1993/94; waiving indirect costs not included in this budget. (Public Library) Government Efficiency and Labor

File 171-93-4. [Parking Citation Penalties] Amending the penalties for violation of Traffic Code Sections 27, 32 c.2, 32.10, 32.12, 38(K), 219, and California Vehicle Code Sections 5204(a), 22500(e), 22500(f) and 22511.56(b). (Department of Parking and Traffic) Budget

File 304-93-1. [Renaming Public Building - Thomas J. Cahill] Urging the official designation of the Hall of Justice at 850 Bryant Street as the "Thomas J. Cahill Hall of Justice". (Police Commission) Health, Public Safety and Environment

#### Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Carolyn Bakes (Supervisor Alioto)  
Adeline E. Schmartel (Supervisor Kennedy)  
Mary Alice Bomar (Supervisor Bierman)

File 2-93-40

Unanimously adopted by a rising vote.

Monday, October 4, 1993

ADJOURNMENT

There being no further business, the Board at the hour of 3:44 p.m. adjourned.

John L. Taylor, Clerk

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.



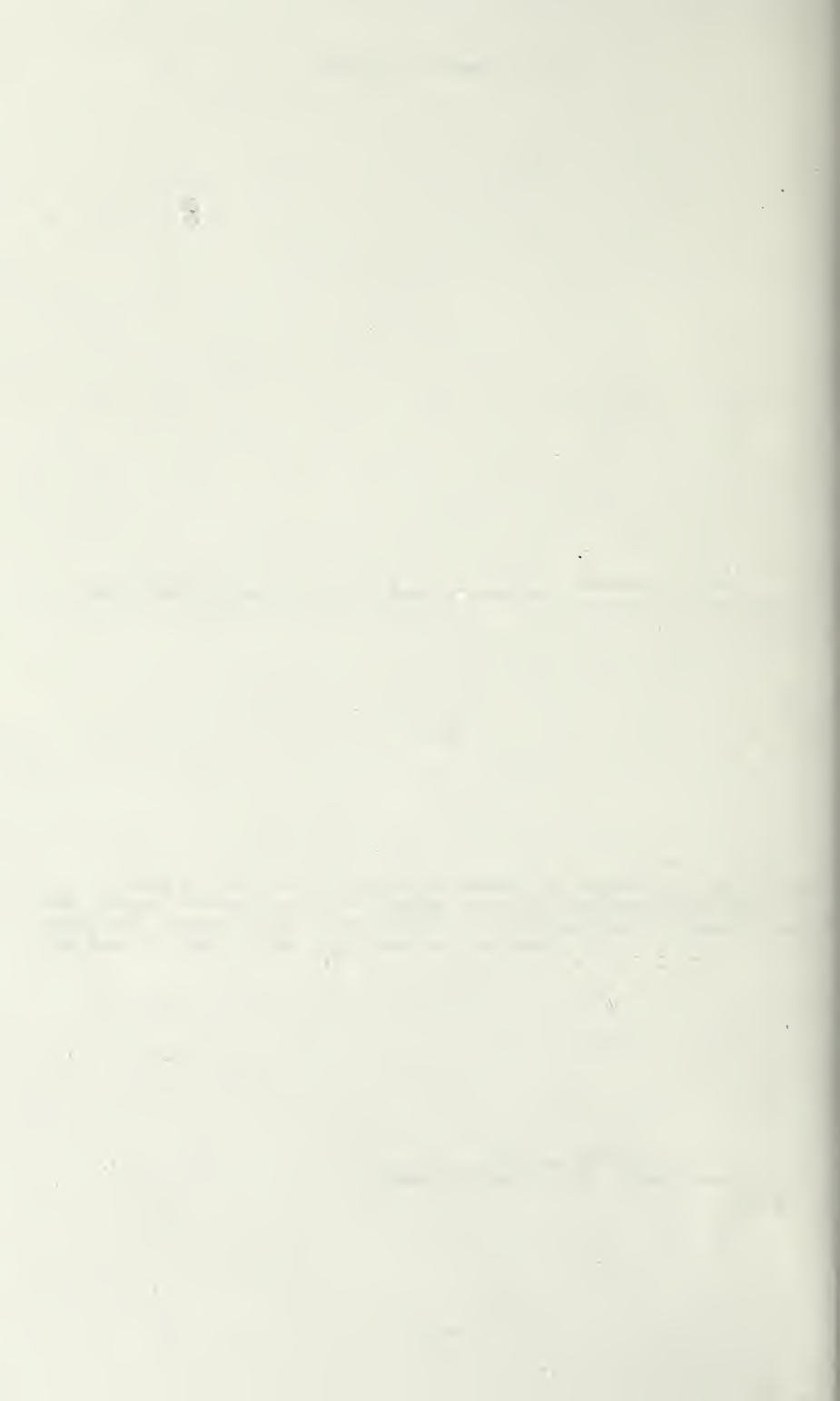
Monday, October 4, 1993

Approved by the Board of Supervisors on January 31, 1994

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor  
Clerk of the Board of Supervisors











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**Vol. 88**

**No. 41**

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**Tuesday, October 12, 1993**

# **Journal of Proceedings Board of Supervisors**

**City and County of San Francisco**



JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

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Tuesday, October 12, 1993 - 2:00 p.m.

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The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Angela Alioto presiding.

CALLING THE ROLL

The meeting was called to order at 2:12 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Quorum present.

CONSENT CALENDAR

Recommendations of Budget Committee

Passed for Second Reading

[Government Funding]

Ordinance appropriating and certifying \$25,835, Department of Public Works, for capital improvement project to cover ten percent overage as per Charter Section 7.203, providing for ratification of action previously taken, for fiscal year 1993-94. (Controller)

File 101-93-10, Ordinance No.

Passed for second reading.

[Government Funding]

Ordinance appropriating and certifying \$123,592, Department of Public Works, for capital improvement project to cover ten percent overage as per Charter Section 7.203, providing for ratification of action previously taken. (Controller)

File 101-93-11, Ordinance No.

Passed for second reading.

Tuesday, October 12, 1993

Recommendations of Health, Public Safety and Environment Committee

Finally Passed

[Restriction of Certain Animals Exception]

Ordinance amending Health Code, to allow certain animals at film and video production sites and to require the presence of a California Board-certified veterinarian when said animals are in San Francisco. (Supervisors Alioto, Leal)

File 118-93-6, Ordinance No. 331-93

(Amends Section 60.)

Finally passed.

[On-Street Vehicle Sale]

Ordinance amending Police Code, to authorize removal of vehicles from Sunset Boulevard in violation of the prohibition against parking of vehicles for purpose of displaying such vehicles for sale. (Supervisors Shelley, Alioto, Hsieh, Conroy)

File 121-93-15, Ordinance No. 332-93

(Amends Section 710.2.)

Finally passed.

Recommendations of Government Efficiency and Labor Committee

Passed for Second Reading

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Arturo Lopez against the City and County by payment of \$57,500. (City Attorney)

File 45-93-66, Ordinance No.

(Superior Court No. 920-242.)

Passed for second reading.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Donna Ritter against the City and County by payment of \$6,000. (City Attorney)

File 45-93-67, Ordinance No.

(Municipal Court No. 048-907.)

Passed for second reading.

Tuesday, October 12, 1993

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Maria and Sergio Tapia against the City and County by payment of \$12,500. (City Attorney)

File 45-93-68, Ordinance No.

(Superior Court No. 944-161.)

Passed for second reading.

[Settlement of Lawsuit]

Ordinance authorizing settlement of Thomas Spurlock v. Michael Alexics, et al., upon receipt of the sum of \$5,000 less one-half court costs and dismissal of complaint. (City Attorney)

File 46-93-14, Ordinance No.

(Superior Court No. 932-427.)

Passed for second reading.

Adopted

[Contracting Out City Services]

Resolution concurring with the Controller's certification that uniformed security services can be practically performed for the Public Utilities Commission by a private contractor for a lower cost than similar services performed by City and County employees. (Public Utilities Commission)

File 25-93-27, Resolution No. 791-93

Adopted.

[Acceptance of Gift]

Resolution authorizing the Public Library to accept and expend a gift in the amount of \$955,106 from the San Francisco Library Foundation for the operation of the Telephone Information Program for Fiscal Years 1993/94 and 1994/95. (Public Library)

File 38-93-10, Resolution No. 819-93

Adopted.

[Acceptance of Gift]

Resolution authorizing the Public Library to accept and expend a gift in the amount of \$340,395 from the San Francisco Library Foundation for the implementation of the Referral Center and



Tuesday, October 12, 1993

Operations of the Online Community Access Program at the San Francisco Public Library for Fiscal Year 1993/94. (Public Library)

File 38-93-11, Resolution No. 820-93

Adopted.

[Extension Real Property Lease]

Resolution authorizing extension of two certain existing leases of real property for the Department of Social Services. (Real Estate Department)

File 64-93-23, Resolution No. 821-93

Adopted.

[Real Property Lease]

Resolution authorizing a lease of real property at 729 Filbert Street to be used as an Outpatient Mental Health Clinic by the Department of Public Health. (Real Estate Department)

File 64-93-24, Resolution No. 813-93

Adopted.

[Real Property Lease]

Resolution authorizing a lease of real property at 2801-A 25th Street for the Department of Public Health's Rape Treatment Center. (Real Estate Department)

File 64-93-25, Resolution No. 822-93

Adopted.

[Home Program Amendment]

Resolution approving amendment of the program description for the 1993 Home Program; no direct or indirect costs will be incurred. (Mayor's Office of Housing)

File 68-93-4.1, Resolution No. 823-93

Adopted.

[State Disability Insurance]

Resolution authorizing enrollment of Classification 5504 Project Manager in the State Disability Insurance Program. (Employee Relations Division)

Tuesday, October 12, 1993

File 89-93-8, Resolution No. 826-93

Adopted.

[Grant - Federal Funds]

Resolution authorizing the General Manager of the Public Utilities Commission to apply for, accept and expend funds of \$50,000; which includes indirect costs of \$15,100, based on fifty percent of personnel costs plus two percent of non-labor expenses; from the U.S. Department of Energy and the Urban Consortium for energy management activities; ratification of action previously taken. (Public Utilities Commission)

File 94-93-7, Resolution No. 814-93

Adopted.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

REGULAR CALENDAR

UNFINISHED BUSINESS

Recommendation of Economic Vitality and Social Policy Committee

Adopted

[Department of Social Services Investigation]

Resolution urging the Mayor to urge the Civil Service Commission to investigate the Department of Social Services' practices regarding layoffs, reassignment, the bumping system and pay increases used for all classes of employees with several years of employment with the Social Services Department to ascertain whether civil service rules have been strictly adhered to in a judicious, non-discriminatory manner particularly as a result of departmental budget cuts for Fiscal Year 1992-93, and urging the Civil Service Commission to report, in writing, its findings to the Board of Supervisors by November 1, 1993. (Supervisor Kennedy)

File 222-93-3, Resolution No. 833-93

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Tuesday, October 12, 1993

NEW BUSINESS

Recommendations of Budget Committee

Adopted

[Acquisition of Real Property]

Resolution authorizing the City and County to acquire, on behalf of the Department of Public Works, a temporary construction easement through a portion of the real property identified as Assessor's Parcel No. 5349/15 - \$29,999; and adopting findings pursuant to City Planning Code Section 101.1. (Islais Creek Transport Storage Project). (Supervisor Alioto)

File 82-93-8, Resolution No. 824-93

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Acquisition of Real Property]

Resolution authorizing the City and County to acquire, on behalf of the Department of Public Works, a temporary construction easement and a permanent sewer easement through a portion of the real property identified as Assessor's Parcel No. 4347A/1/2 - \$87,999; and adopting findings pursuant to City Planning Code Section 101.1 (Islais Creek Transport Storage Project). (Supervisor Alioto)

File 82-93-9, Resolution No. 825-93

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Acquisition of Property]

Resolution authorizing acquisition of real property identified as City and County Assessor's Block 5236, Lot 17 (1415 Evans Avenue), for the San Francisco Fire Department, Bureau of Equipment; and adopting findings pursuant to City Planning Code Section 101.1. (Supervisor Alioto)

File 84-93-3, Resolution No. 797-93

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Tuesday, October 12, 1993

[Mortgage Revenue Refunding Bonds]

Resolution authorizing the issuance and delivery of Mortgage Revenue Refunding Bonds ("Bonds") in an aggregate principal amount not to exceed \$8,000,000 for the purpose of refunding bonds previously issued to provide financing for a multifamily rental housing project; approving and authorizing the execution of an indenture of trust providing the terms and conditions of the bonds; authorizing the sale of the bonds to Federal National Mortgage Association; approving and authorizing the execution of the bond purchase contract providing the terms and conditions for the sale of the bonds; approving and authorizing the execution of a financing agreement providing the terms and conditions for the loan of the bond proceeds to Arthur Zanello, Sylvia Zanello and Martin A. Gaehwiler, Sr.; approving and authorizing the execution of the first amendment to the regulatory agreement; authorizing the Mayor, in consultation with the City Attorney, to make any necessary or advisable modifications, changes or additions to any of the bonds documents; approving and authorizing City officials to execute and deliver any document necessary to implement this resolution; ratifying and approving any action heretofore taken in connection with the bonds, the refunding of the prior bonds, and the program; providing that this resolution shall constitute approval of the bonds in accordance with Section 147(f) of the Internal Revenue Code; authorizing the deposit of fees into the Housing Program Fees Fund; and related matters. (Mayor's Office of Housing)

File 170-93-8, Resolution No. 786-93

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Property Tax Allocation]

Resolution adopting the alternate method of property tax allocation (Teeter Plan). (Supervisors Migden, Alioto)

File 303-93-1, Resolution No. 830-93

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Budget Analyst]

Motion exercising the second option set forth in the agreement to provide Budget Analyst services between the Board of Supervisors and Stanton W. Jones and Associates/Debra A. Newman/Rodriquez, Perez, Delgado & Company Certified Public Accountants/Harvey M. Rose Accountancy Corporation Certified Public Accountants/Wallace, Mah & Louie Certified Public Accountants, A Joint Venture, to extend the term of the agreement for two years from January 1, 1994 to December 31, 1995, and adopting a revised agreement. (Supervisor Alioto)

File 98-93-1



Tuesday, October 12, 1993

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Recommendations of Government Efficiency and Labor Committee

Passed for Second Reading

[Lease Termination Agreement]

Ordinance approving the lease termination agreement terminating a lease agreement by and between the City and County and Space Systems/Loral, Inc.; providing for the execution of the lease termination agreement; authorizing the General Manger of the Public Utilities Commission to make changes to the lease termination agreement; authorizing City officials to execute and deliver any document necessary to implement this ordinance; and ratifying any action previously taken in connection with this ordinance. (Public Utilities Commission)

File 65-93-7, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Adopted

[Memorandum of Understanding]

Resolution adopting Memorandum of Understanding between the City and County and the Municipal Executives Association for the Airport Police Chief and Airport Deputy Police Chief Classifications. (Employee Relations Division)

File 93-93-11, Resolution No. 827-93

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Conroy - 1.

Passed for Second Reading

[Airport Police Management - Memorandum of Understanding]

Ordinance implementing the Fiscal Provisions of the Memorandum of Understanding between the Municipal Executives Association and the City and County pursuant to Charter Section 8.590-1 et. seq. for Airport Police Chief and Airport Deputy Police Chief Classifications. (Employee Relations Division)



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File 93-93-12, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Conroy - 1.

[Airport Police - Memorandum of Understanding]  
Ordinance implementing the Fiscal Provisions of two Memorandums of Understanding between the Airport Police Officers Association and the City and County pursuant to Charter Section 8.590-1 et. seq. (Employee Relations Division)

File 93-93-13, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Conroy - 1.

Adopted

[Loss of Inventory]  
Resolution adjusting the City's inventory records because of the loss of police equipment (police vehicle California License Number 1JQG391). (Police Commission)

File 17-93-1, Resolution No. 818-93

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Conroy - 1.

[Grant - Private Funds]  
Resolution authorizing the Department of Public Health, AIDS Office, to apply for, accept and expend a grant of \$44,505, which includes indirect costs in the amount of \$5,805, based on fifteen percent of the total award, from the Design Industries Foundation for AIDS (DIFFA) to support the AIDS Prevention Planning Project; providing for ratification of action previously taken. (Department of Public Health and Supervisor Alioto)

File 146-93-54, Resolution No. 811-93

Adopted by the following vote:

Tuesday, October 12, 1993

**Ayes:** Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

**Absent:** Supervisor Conroy - 1.

In connection with the above item, Supervisor Alioto requested to be added as co-sponsor.

**[Grant Federal Funds]**

Resolution authorizing, retroactively, the Public Library to apply for funds not to exceed \$20,000 available through the California State Library from the Library Services for immigrant populations for the Fiscal Year 1993-94; waiving indirect costs. (Public Library)

File 147-93-8, Resolution No. 834-93

Adopted by the following vote:

**Ayes:** Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

**Absent:** Supervisor Conroy - 1.

**[Grant - Federal Funds]**

Resolution authorizing the Director of Public Works to apply for, accept and expend Federal funds in the amount of \$1,075,000 from the Transportation Enhancement Activities Program for three projects associated with the reconstruction of the Embarcadero Roadway; placing \$403,040 on reserve. (Department of Public Works)

File 148-93-8, Resolution No. 828-93

Adopted by the following vote:

**Ayes:** Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

**[Hold Harmless Provision]**

Resolution approving a hold harmless provision for the Very Small Quantity Generator Hazardous Waste Pilot Collection Program jointly operated by Sanitary Fill Company and the Chief Administrative Officer. (Supervisor Hallinan)

File 172-93-31, Resolution No. 829-93

Adopted by the following vote:

**Ayes:** Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Tuesday, October 12, 1993

[State Contract]

Resolution approving retroactively the City and County Performance Contract for Mental Health Services in Fiscal Year 1992-93. (Department of Public Health, Supervisor Alioto)

File 172-93-32, Resolution No. 812-93

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

In connection with the above item, Supervisor Alioto requested to be added as sponsor.

[Mutual Aid Agreement]

Resolution authorizing the General Manager of the Public Utilities Commission to execute a Mutual Aid Agreement with other water agencies in State OES Region 2. (Public Utilities Commission)

File 172-93-34, Resolution No. 831-93

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Jurisdictional Transfer]

Resolution transferring jurisdiction of Lot 5 in Assessor's Block 766 (former Traffic Engineering Building at 460 McAllister Street) from the Retirement System to the Real Estate Department; adopting findings pursuant to City Planning Code Section 101.1. (Real Estate Department)

File 199-93-1, Resolution No. 832-93

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Consideration Continued

[Grand Jury Recommendations]

Motion directing the Clerk of the Board of Supervisors to submit comments on the recommendations of the 1992-93 Civil Grand Jury to the Presiding Judge of the Superior Court pertaining to residential conservation controls (City Planning); San Francisco Small Craft Marina and Yacht Harbor (Recreation and Park); management training and employee evaluation (Civil Service Commission). (Government Efficiency and Labor Committee)

Tuesday, October 12, 1993

File 39-93-1.7

Supervisor Hsieh, seconded by Supervisor Maher, moved to continue consideration to October 25, 1994.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

From Government Efficiency and Labor Committee  
"Without Recommendation"

Consideration Continued

(Supervisor Hallinan dissenting in Committee.)

[Contracting Out City Services]

Resolution concurring with the Controller's certification that Senior Transportation/Escort Services can be practically performed for the Commission on the Aging by a private contractor for a lower cost than similar services performed by City and County employees. (Commission on the Aging)

File 25-93-26, Resolution No.

Supervisor Maher, seconded by Supervisor Migden, moved to continue consideration to October 18, 1994.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Request Granted

Supervisor Hallinan requested that the Budget Analyst review the figures and an estimate of the cost of laying off the 45 employees of the Senior Transportation Escort Services program including fringe benefits paid.

No objections and Budget Analyst so directed.

PUBLIC COMMENT.

The privilege of the floor was granted to the following persons:

Kirk Davidson;  
Joe Braverman.

There being no one else present wishing to speak, the President declared the public comment portion of the meeting closed.



Tuesday, October 12, 1993

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures were introduced at a prior meeting of the Board with action requested at this meeting. Any Supervisor may require these measures to go to committee unless a motion to suspend the rules is adopted by eight votes (or a unanimous vote if only six or seven members are present). An "aye" vote is (a) a vote in favor of suspending the rule requiring reference to committee, and (b) a vote in favor of adoption of the measures. Eight votes (or a unanimous vote if only six or seven members are present) is required.

Adopted

[Needle Exchange]

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the Needle Exchange Program. (Supervisor Alioto)

File 30-93-5.15

(October 4, 1993 - Introduced in Board for consideration on October 12, 1993.)

Adopted.

[New Residential Condominium Project]

Motion approving final map of 1045 Mason Street, a condominium project, being a resubdivision of Lots 2 and 4 in Assessor's Block 222; and adopting findings pursuant to City Planning Code Section 101.1. (Department of Public Works)

File 58-93-22

(October 4, 1993 - Introduced in Board for consideration on October 12, 1993.)

Adopted.

The foregoing items on the For Adoption Without Committee Reference Calendar were adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Kaufman, Kennedy, Leal, Migden, Shelley - 8.

Absent: Supervisors Conroy, Hsieh, Maher - 3.

IMMEDIATE ADOPTION CALENDAR

These measures are being introduced at this meeting. An "Aye" vote is (a) a vote to find that the need to take action arose after the agenda was published (if the title is not printed on the agenda) and (b) a vote to adopt the measure. A unanimous vote is required for adoption today. Any Supervisor may require any of these measures to go to committee.



Tuesday, October 12, 1993

Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-93-41, Resolution No. 798-93

(Willie B. Kennedy, member, Board of Supervisors, October 14 - 17; Constance Hiatt, member, Retirement Board, September 25 - October 2; James Jefferson, member, Public Utilities Commission, October 3 - 8; Germaine Q. Wong, Registrar of Voters, September 25 - 28; Kay K. Yu, member, Public Utilities Commission, October 3 - 6, 1993.)

Adopted.

[Street Closing]

Resolution authorizing temporary closing of a portion of Minna Street, subject to certain conditions. (Supervisor Leal)

File 42-93-57.1, Resolution No. 800-93

(Minna Street, between New Montgomery and Third Streets, from 4:00 p.m. on Saturday, October 30, 1993, until 3:00 a.m. on Sunday, October 31, 1993, for the demonstration of a special effect called a Tesla Coil (high-voltage transformer), in connection with a halloween dance event sponsored by the Eiming Gallery.)

Adopted.

[Street Closing]

Resolution authorizing temporary closing of portions of Mission, 24th and 25th Streets, from 7:00 p.m. to 8:30 p.m.; and providing for insurance. (Supervisor Leal)

File 42-93-58, Resolution No. 801-93

(Mission Streets, between 24th and 25th Streets (including the intersection of 24th and Mission Streets);

24th Street, between Mission and Balmy Streets;

25th Street, between Harrison Street and Treat Avenue.)

Adopted.

(The Immediate Adoption Calendar includes the following additional measures submitted after preparation of the calendar.)

Adopted

Tuesday, October 12, 1993

[PGA Tour]

Resolution welcoming the PGA Tour Championship.

File 4-93-30, Resolution No. 792-93

Supervisor Conroy presented for immediate adoption.

Adopted.

[Breast Cancer Awareness Month]

Resolution declaring October as Breast Cancer Awareness Month.

File 4-93-31, Resolution No. 790-93

Supervisors Leal, Alioto, Bierman, Hallinan, Hsieh, Migden presented for immediate adoption.

Adopted.

[Yerba Buena Gardens]

Resolution celebrating the opening of the Center of the Arts and the Dr. Martin Luther King, Jr. Memorial at Yerba Buena Gardens.

File 4-93-32, Resolution No. 799-93

Supervisors Bierman, Alioto, Hsieh, Kaufman, Shelley presented for immediate adoption.

Adopted.

[Needle Exchange]

Resolution condemning Governor Wilson for his veto of Needle Exchange legislation.

File 12-93-31, Resolution No. 835-93

Supervisor Alioto presented for immediate adoption.

Adopted.

[Reward]

Resolution urging the Mayor to establish a reward for information leading to the arrest and conviction of the assailants of Maxine Hall.

File 155-93-1, Resolution No. 802-93

Supervisors Shelley, Alioto, Kaufman, Kennedy, Migden presented for immediate adoption.

Adopted.

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[Newspaper Carriers]

Resolution urging the San Francisco Newspaper Agency to immediately desist from its proposed cancellation of the Youth Carrier Program and to rehire sixty-one young people who have lost their jobs since July 1993.

File 176-93-6, Resolution No. 803-93

Supervisors Alioto, Bierman presented for immediate adoption.

Adopted.

[Suicide Hot-Lines]

Resolution urging the Mayor to urge the Golden Gate Bridge Board of Directors to install five (5) telephones on the east side of the Golden Gate Bridge that would be directly connected to the San Francisco Suicide Prevention Hot Line and the Suicide Prevention and Community Counseling Line of Marin County.

File 305-93-1, Resolution No. 804-93

Supervisors Kennedy, Alioto, Migden presented for immediate adoption.

Adopted.

The foregoing items on the Immediate Adoption Calendar were adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Kaufman, Kennedy, Leal, Migden, Shelley - 8.

Absent: Supervisors Conroy, Hsieh, Maher - 3.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS  
NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[Underground District]

Ordinance creating an Underground District in the vicinity of Tenth and Harrison Streets. (Supervisor Maher presented.) Referred to Housing and Land Use Committee with request it be considered at the November 4, 1993 meeting.

File 52-93-2

[South Africa Divestment]

Substitute Ordinance amending Administrative Code, Chapter 10 by repealing Article XIX, Sections 10.210 through 10.220 prohibiting

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certain uses of or agreements involving city funds with persons, financial institutions or other businesses having specified relations with either the government of South Africa or certain private entities doing business with or in South Africa. (Supervisor Maher presented.) Referred to Economic Vitality and Social Policy Committee with request it be considered at the October 26, 1993 meeting.

File 97-93-53

[South Africa Divestment]

Ordinance amending Administrative Code, Chapter 10 Article XIX, by adding Section 10.221 suspending for a period of six months beginning January, 1994, the City's prohibition against certain uses of or agreements involving city funds with persons, financial institutions or other businesses having specified relations with either the government of South Africa or certain private entities doing business with or in South Africa. (Supervisor Kennedy presented.) Referred to Economic Vitality and Social Policy Committee with request it be considered at the October 26, 1993 meeting.

File 97-93-57

[Aggressive Pursuit]

Ordinance amending Chapter VIII, Part II, Article 2 of the Municipal Code (Police Code) by adding Section 260 prohibiting aggressive pursuit, and by amending Section 249 requiring persons convicted under Penal Code Section 646.9 to register in the Office of the Chief of Police. (Supervisor Alioto presented.) Referred to Health, Public Safety and Environment Committee.

File 121-93-17

[Historical Landmarking]

Substitute Resolution reaffirming the City and County of San Francisco's commitment to preserving and designating unique and historic buildings as landmark structures and opposing any proposed state legislation after SB 1185 becomes ineffective, or after December 31, 1994, that would have the effect of preempting the City and County's ability to designate landmarks as currently prescribed by local law. (Supervisors Alioto, Shelley, Bierman, Migden presented.) Referred to Housing and Land Use Committee with request it be considered at the October 21, 1993 meeting.

File 12-93-28

[Supporting AB 2020]

Resolution supporting Assembly Bill 2020 which would allow optometrists to utilize therapeutic pharmaceutical agents and to accept Medi-Cal patients. (Supervisor Hallinan presented.) Referred to Health, Public Safety and Environment Committee.

File 12-93-29



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Referred to Board

[State Legislation]

Resolution opposing state legislation that would impact the ability of local government to regulate off-site sales of alcohol through land use controls. (Supervisor Shelley presented.) Referred to Board October 18, 1993 For Adoption Without Committee Reference Calendar.

File 12-93-30

[Federal Legislation]

Resolution confirming the City and County of San Francisco's support for turning the Presidio into a National Park and opposing efforts in Congress to eliminate funding for this transition. (Supervisor Shelley presented.) Referred to Board October 18, 1993 For Adoption Without Committee Reference Calendar.

File 13-93-34

[Federal Legislation]

Resolution urging the Mayor to urge all departments and citizens of San Francisco to join the Board of Supervisors and the National Association of Counties in urging Congress to enact legislation to reimburse local governments for the cost of complying with existing Federal mandates. (Supervisor Kennedy presented.) Referred to Board October 18, 1993 For Adoption Without Committee Reference Calendar.

File 13-93-35

Referred to Committee

[Managed Care]

Resolution urging the Managed Care Local Initiative Steering Committee for San Francisco to appoint a representative of organized labor to the Steering Committee. (Supervisor Alioto presented.) Referred to Health, Public Safety and Environment Committee.

File 30-93-4.1

[Delinquent Tax Collection Program]

Resolution urging the Treasurer to urge the Tax Collector to establish a Delinquent Tax Collection Program to collect unpaid business taxes and fees, to conduct a public awareness campaign to educate businesses regarding the tax obligations contained in San Francisco's Revenue and Finance Business Regulations, and to provide the Board of Supervisors with a report regarding same. (Supervisor Kaufman presented.) Referred to Budget Committee with request it be considered at the October 27, 1993 meeting.

File 166-93-4



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[Street Artists]

Resolution designating temporary downtown area selling spaces for street artists certified by the Art Commission, for the Christmas Season, 1993, beginning on November 15, 1993 and ending on January 15, 1994. (Supervisor Hallinan presented.) Referred to Housing and Land Use Committee.

File 169-93-3

[Code Enforcement Reform Task Force]

Resolution urging the Mayor to urge the Chief Administrative Officer to direct the Director of Public Works to appoint a task force, consisting of both city employees and members of the public possessing technical expertise regarding code enforcement processes, to review the current Administrative Code enforcement processes and to recommend a restructured process that is fair, efficient and streamlined within ninety (90) days of the effective date of this resolution. (Supervisor Kaufman presented.) Referred to Government Efficiency and Labor Committee.

File 174-93-10

Requests for Hearings:

File 75-92-3, By Supervisor Alioto: To consider street name change renaming one of three candidate sites of "Bannam Place", "Scotland Street", or "Jansen Street", to "Via Ferlinghetti". Substitute language for hearing referred to Housing and Land Use Committee with request it be considered at the October 21, 1993 meeting

File 90-93-4, By Supervisor Alioto: To consider enacting legislation landmarking San Francisco's historic churches, such as St. Dominic, St. Paul, St. Mark, Sacred Heart, the First Unitarian Church and others which would take effect before January 1, 1994, prior to the effective date of SB 1185. Referred to Housing and Land Use Committee with request it be considered at the October 21, 1993 meeting.

File 97-93-58, By Supervisor Maher: To consider enacting ordinance amending Chapter 10 of the San Francisco Administrative Code by adding Section 10.204 thereof to establish a 911 emergency response fund. Referred to Budget Committee with request it be considered at the November 3, 1993 meeting.

File 127-93-22, By Supervisor Maher: To consider enacting ordinance amending Part III, Municipal Code, by enacting a new Article 10A to impose a fee on telephone subscribers to finance 911 communication system consolidation and improvements and amending Article 10 to place a portion of utility users' tax proceeds in the 911 emergency response fund. (Supervisor Maher presented.) Referred to Budget Committee with request it be considered at the November 3, 1993 meeting.

File 306-93-1, By Supervisor Migden: To consider the District Attorney's investigation of allegations of alleged theft from terminal patients by attendant health care workers. Referred to Health, Public Safety and Environment Committee.

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File 307-93-1, By Supervisor Maher: To consider authorizing and directing the Chief Administrative Officer to take all steps necessary to construct and equip a 911 communications facility in consultation with the Mayor's Office of Emergency Services. Referred to Budget Committee with request it be considered at the November 3, 1993 meeting.

Introduced by the President at the Request of Departments

Ordinances Referred to Committee

File 45-93-75. [Settlement of Lawsuit] Authorizing settlement of litigation of Angel and Amber Webb against the City and County of San Francisco by payment of \$16,500. (City Attorney) Government Efficiency and Labor

File 97-93-55. [Professional Membership] Amending the Administrative Code by amending Section 16.6-5 thereof, to authorize the Public Utilities Commission, and departments thereunder, to join various organizations. (Public Utilities Commission) Government Efficiency and Labor

File 97-93-56. [Courthouse Construction Fund] Amending Administrative Code by amending Section 10.117-35 thereof, to provide that payments made by the City in connection with the construction of a new courthouse may be paid from the Courthouse Construction Fund. (Also see Files 97-93-56.1 and 97-93-56.2) (Chief Administrative Officer) Budget

File 101-93-19. [Government Funding] Appropriating \$51,801, Department of Medical Examiner-Coroner, for permanent salaries, mandatory fringe benefits, for the creation of one position; companion measure to File 102-93-9. RO #93103 (Controller) Budget

File 101-93-20. [Government Funding] Appropriating \$155,000, Human Rights Commission, for permanent and temporary salaries, and mandatory fringe benefits, for the creation of one position; subject of previous budgetary denial. RO #93104 (Controller) Budget

File 101-93-21. [Government Funding] Appropriating \$315,000, District Attorney, for temporary salaries, mandatory fringe benefits, other non-personal services and materials and supplies. RO #93109 (Controller) Budget

File 101-93-22. [Government Funding] Appropriating \$200,000, Department of Public Health, San Francisco General Hospital, for permanent salaries, mandatory fringe benefits, other non-personal services and materials and supplies. RO #93112 (Controller) Budget

File 102-93-9. [Public Employment] Amending Annual Salary Ordinance, 1993-94, Medical Examiner-Coroner Office, reflecting the addition of one position; (Classification 2457 Assistant Forensic Toxicologist); companion measure to File 101-93-19. (Civil Service Commission) Budget

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Resolutions Referred to Committee

File 25-93-31. [Prop J Contract] Finding that it is economical for the Public Utilities Commission to contract for paratransit services in accordance with Charter Section 8.300-1. (Public Utilities Commission) Government Efficiency and Labor

File 97-93-56.1. [Courthouse Financing] Approving the form of a site lease between the City and County of San Francisco, as lessor, and the City and County of San Francisco Courthouse Corporation, as lessee, the form of a lease agreement between the City and County of San Francisco Courthouse Corporation, as lessor, and the City and County of San Francisco, as lessee, the form of an assignment agreement by and between the City and County of San Francisco Courthouse Corporation and the trustee to be named therein and the form of a trust agreement by and between the City and County of San Francisco, the City and County of San Francisco Courthouse Corporation and the trustee to be named therein; authorizing the Chief Administrative Officer to develop a plan of finance; authorizing the filing of a validation action; and ratifying certain actions, all in connection with the proposed acquisition, construction and installation of courthouse facilities and improvements and the proposed execution and delivery of up to a maximum aggregate principal amount of \$63,000,000 of certificates of participation to finance such project. (Chief Administrative Officer) Budget

File 97-93-56.2. [Nonprofit Corporation] Authorizing the incorporation of the City and County of San Francisco Courthouse Corporation and approving certain actions in connection therewith. (Chief Administrative Officer) Budget

File 115-93-2.3. [Final Negative Declaration] Adopting Final Negative Declaration, finding and determining that the amendment of Planning Code Section 719.25 to allow drive-up facilities at certain fast food establishments as a conditional use in the Haight Street Neighborhood Commercial District, will have no significant impact on the environment, and adopting and incorporating findings of the Final Negative Declaration. (Also see Files 115-93-2, 115-93-2.1 and 115-93-2.2. (Department of City Planning) Economic Vitality and Social Policy/Housing and Land Use

File 133-93-4. [Used Oil Recycling Grant] Authorizing the Chief Administrative Officer of the City and County of San Francisco to apply for, accept and expend up to \$238,336.71 in Used Oil Recycling Grant Funding from the California Integrated Waste Management Board; waiving indirect costs. (Chief Administrative Officer) Government Efficiency and Labor

File 138-93-6. [Grant Funding] Authorizing the District Attorney of the City and County of San Francisco to apply for, retroactively, accept and expend funds in the amount of \$60,000 made available through the Office of Criminal Justice Planning for a project entitled "Special Emphasis Victim Witness Assistance Program", for the twelve month period July 1, 1993 through June 30, 1994 and waiving indirect cost per the 1993 Federal guidelines. (District Attorney) Government Efficiency and Labor



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File 146-93-56. [Grant Funding] Authorizing the acceptance and expenditure of State Grant Funds by the San Francisco Department of Public Health for 1993/94. (Department of Public Health) Government Efficiency and Labor

File 172-93-40. [Indemnification of PG & E] Authorizing the Purchaser to enter into an agreement with Pacific Gas and Electric Company for refueling City vehicles with compressed natural gas, whereby the City will hold Pacific Gas and Electric Company harmless from damages resulting from the performance of said agreement. (Purchasing Department) Government Efficiency and Labor

File 172-93-41. [Hold Harmless Agreement] Authorizing the Public Utilities Commission to enter into an agreement with Stoner Associates, Inc., for use of the Stoner Workstation Services (SWS) that includes indemnification provisions. (Public Utilities Commission) Government Efficiency and Labor

#### Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Shelley, that City Attorney prepare ordinance to ban the possession of handguns.

By Supervisor Hsieh, that letter be sent to General Manager, Recreation and Park Department, regarding the maintenance, upkeep, and operating hours of the outdoor handball courts located in Golden Gate Park. Additionally, the Supervisor requests information on the accessibility of the upstairs addition to the courts.

By Supervisors Kennedy, Hallinan, Alioto, Migden, Kaufman, Bierman, that letter of appreciation be sent from the Board of Supervisors to Ms. Geraldine Johnson and the Martin Luther King, Jr. Memorial Dedication Committee for ten (10) years of hard work and planning to achieve their goal for a suitable memorial to Dr. Martin Luther King, Jr. which was dedicated on October 11, 1993.

By Supervisor Kennedy, that letters be sent to the Purchasing Director and the Registrar of Voters regarding items the City may have stored in the warehouse that could be considered for donation to South Africa's black majority.

By Supervisor Kennedy, that letters be sent to the Recreation and Park Department and the Water Department inquiring whether the Departments have included community advisors in the process of preparing the Watershed Management Plans for the City and County of San Francisco's watershed lands in Alameda and San Mateo Counties and, if not, to request that they be included.

By Supervisor Conroy, that letter be sent to Bay Area Rapid Transit District urging them to remove graffiti from their property, particularly the graffiti covering the escalator shafts at the Civic Center Station's Market and Grove entrance.

Tuesday, October 12, 1993

By Supervisor Alioto, that letter be sent to the General Manager of the Municipal Railway inquiring about proposed changes in the #30 bus line.

Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Maxine Hall (Entire Board)  
Drew Siegel (Supervisors Kaufman and Leal)  
William B. Mueller (Supervisor Kaufman)  
Sady Machado (Supervisor Leal)

File 2-93- 40

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 3:56 p.m. adjourned.

John L. Taylor, Clerk

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.



Tuesday, October 12, 1993

Approved by the Board of Supervisors on February 7, 1994

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor  
Clerk of the Board of Supervisors

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**Vol. 88**

**No. 42**

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**Monday, October 18, 1993**

# **Journal of Proceedings Board of Supervisors**

**City and County of San Francisco**





JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, October 18, 1993 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Angela Alioto presiding.

CALLING THE ROLL

The meeting was called to order at 2:13 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Bierman, Conroy, Hsieh, Kaufman, Kennedy, Migden, Shelley - 8.

Noted absent at first roll call:

Supervisors Hallinan, Leal, Maher - 3.

Quorum present.

Supervisor Hallinan was noted present at 2:14 p.m.

Supervisor Leal was noted present at 2:15 p.m.

Supervisor Maher was noted present at 2:17 p.m.

APPROVAL OF JOURNAL

There being no errors, corrections or omissions, Supervisor Kennedy, seconded by Supervisor Maher, moved that the Journal of Proceedings for Monday, May 17, 1993, be approved.

Motion carried by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Presentation of Guests

Supervisor Hallinan introduced and welcomed the Honorable Mary Nelis, member, City Council, City of Derry, Ireland.

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There being no objection, on motion by Supervisor Hallinan, seconded by Supervisor Kennedy, the rules were suspended to grant privilege of the floor to Mary Nelis, who spoke briefly about her visit to the city.

CONSENT CALENDAR

Severed from Consent Calendar

At the request of Supervisor Conroy the following measure was severed from the Consent Calendar and considered separately.

Passed for Second Reading

[Government Funding]

Ordinance appropriating \$363,000, Department of Public Works, for temporary salaries, mandatory fringe benefits, department and division overheads, materials and supplies, and equipment, for fiscal year 1993-94. (Supervisors Alioto, Conroy)

File 101-93-13, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

In connection with the above item, Supervisor Conroy requested to be added as co-sponsor.

The Board thereupon resumed its consideration of the following items on the Consent Calendar.

Consent Calendar

Recommendations of Budget Committee

Finally Passed

[Government Funding]

Ordinance appropriating and certifying \$25,835, Department of Public Works, for capital improvement project to cover ten percent overage as per Charter Section 7.203, providing for ratification of action previously taken, for fiscal year 1993-94. (Controller)

File 101-93-10, Ordinance No. 342-93

Finally passed.

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[Government Funding]

Ordinance appropriating and certifying \$123,592, Department of Public Works, for capital improvement project to cover ten percent overage as per Charter Section 7.203, providing for ratification of action previously taken. (Controller)

File 101-93-11, Ordinance No. 343-93

Finally passed.

Passed for Second Reading

[Government Funding]

Ordinance appropriating \$1,040,722, Department of Public Works, for capital improvement projects for the Fire Department, for fiscal year 1993-94. (Controller) (Supervisor Alioto)

File 101-93-14, Ordinance No.

Passed for second reading.

[Government Funding]

Ordinance appropriating \$200,000 Department of Public Health, for permanent salaries, mandatory fringe benefits, other non-personal services and materials and supplies for San Francisco General Hospital for fiscal year 1993-1994. (Controller) (Supervisors Migden, Alioto)

File 101-93-22, Ordinance No.

Passed for second reading.

Adopted

[Grant - State Funds]

Resolution authorizing the Chief Administrative Officer, as local Hazard Mitigation Coordinator or his designate the Director of Public Works, to apply for, accept and expend Hazard Mitigation Grant funds from California's Earthquake Safety and Public Buildings Rehabilitation Bond Act of 1990 in the amount of \$3,948,450 and waiving indirect costs. (Chief Administrative Officer)

File 133-93-3, Resolution No. 793-93

Adopted.

Recommendations of Government Efficiency and Labor Committee

Finally Passed

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Arturo Lopez against the City and County by payment of \$57,500. (City Attorney)

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File 45-93-66, Ordinance No. 335-93

(Superior Court No. 920-242.)

Finally passed.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Donna Ritter against the City and County by payment of \$6,000. (City Attorney)

File 45-93-67, Ordinance No. 336-93

(Municipal Court No. 048-907.)

Finally passed.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Maria and Sergio Tapia against the City and County by payment of \$12,500. (City Attorney)

File 45-93-68, Ordinance No. 337-93

(Superior Court No. 944-161.)

Finally passed.

[Settlement of Lawsuit]

Ordinance authorizing settlement of Thomas Spurlock v. Michael Alexics, et al., upon receipt of the sum of \$5,000 less one-half court costs and dismissal of complaint. (City Attorney)

File 46-93-14, Ordinance No. 338-93

(Superior Court No. 932-427.)

Finally passed.

[Lease Termination Agreement]

Ordinance approving the lease termination agreement terminating a lease agreement by and between the City and County and Space Systems/Loral, Inc.; providing for the execution of the lease termination agreement; authorizing the General Manger of the Public Utilities Commission to make changes to the lease termination agreement; authorizing city officials to execute and deliver any document necessary to implement this ordinance; and ratifying any action previously taken in connection with this ordinance. (Public Utilities Commission)

File 65-93-7, Ordinance No. 339-93

Finally passed.



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[Airport Police Management - Memorandum of Understanding]  
Ordinance implementing the Fiscal Provisions of the Memorandum of Understanding between the Municipal Executive Association and the City and County pursuant to Charter Section 8.590-1 et. seq. for Airport Police Chief and Airport Deputy Police Chief, Classifications. (Employee Relations Division)

File 93-93-12, Ordinance No. 340-93

Finally passed.

[Airport Police - Memorandum of Understanding]  
Ordinance implementing the Fiscal Provisions of two Memorandum of Understanding between the Airport Police Officers Association and the City and County pursuant to Charter Section 8.590-1 et. seq. (Employee Relations Division)

File 93-93-13, Ordinance No. 341-93

Finally passed.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

#### REGULAR CALENDAR

#### UNFINISHED BUSINESS

From Government Efficiency and Labor Committee  
"Without Recommendation"

Refused Adoption

(See Journal of Proceedings of November 1, 1993)

(Supervisor Hallinan dissenting in Committee.)

[Contracting Out City Services]  
Resolution concurring with the Controller's certification that Senior Transportation/Escort Services can be practically performed for the Commission on the Aging by a private contractor for a lower cost than similar services performed by City and County employees. (Commission on the Aging)

File 25-93-26, Resolution No.



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Refused adoption by the following vote:

Ayes: Supervisors Conroy, Kaufman, Leal - 3.

Noes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 8.

From the President

Consideration Continued

Report by Private Industry Council on the number and types of programs funded over the past five years. (Supervisor Kennedy)

File 156-93-2

Supervisor Kennedy, seconded by Supervisor Maher, moved to continue consideration to November 1, 1993.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

NEW BUSINESS

Recommendations of Budget Committee

Passed for Second Reading

[Government Funding]

Ordinance appropriating \$114,167, Department of Public Works, for permanent salaries and mandatory fringe benefits; subject of previous budgetary denial. (Controller) (Supervisor Alioto)

File 101-93-12, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Consideration Continued as Amended

[Cultural Equity Endowment Fund Programs]

Ordinance amending Administrative Code, establishing Cultural Equity Endowment Fund Programs, setting forth guidelines for disbursement of funds and authorizing the Art Commission to administer and implement Cultural Equity Endowment Fund Programs. (Supervisors Hallinan, Alioto)

File 97-93-49, Ordinance No.

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(Adds new Chapter 68.)

Supervisor Hallinan, seconded by Supervisor Migden, moved an amendment of the whole bearing same title as above.

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Supervisor Hallinan, seconded by Supervisor Leal, moved to continue consideration, as amended, to October 25, 1993.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

#### Consideration Continued

[Automatic Sprinkler Systems - Existing High-Rise Buildings]  
Resolution endorsing those changes and providing findings as to the local conditions requiring changes from the California Building Standards Code, as required by the California Health and Safety Code concerning automatic sprinkler systems in existing high-rise buildings. (Supervisors Hsieh, Shelley, Bierman)

File 114-91-2.1, Resolution No.

Supervisor Hsieh, seconded by Supervisor Bierman, moved to continue consideration to November 15, 1993.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 9.

Absent: Supervisors Hallinan, Shelley - 2.

[Automatic Sprinkler Systems - Existing High-Rise Buildings]  
Ordinance amending Building Code to require installation of automatic sprinkler systems in existing high-rise buildings; effective date. (Supervisors Hsieh, Shelley, Bierman)

File 114-91-2, Ordinance No.

(Amends Section 1746.)

Supervisor Hsieh, seconded by Supervisor Bierman, moved to continue consideration to November 15, 1993.

Motion to continue adopted by the following vote:

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Ayes: Supervisors Alioto, Bierman, Conroy, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 9.

Absent: Supervisors Hallinan, Shelley - 2.

Recommendations of Health, Public Safety and Environment Committee

Passed for Second Reading

[On-Street Vehicle Sales; Removal of Vehicles]  
Ordinance amending Police Code, to authorize removal of those vehicles from city streets in violation of the prohibition against parking of vehicles for purpose of displaying such vehicles for sale. (Supervisors Shelley, Alioto, Kaufman, Maher, Bierman, Conroy, Migden, Leal)

File 121-93-15.1, Ordinance No.

(Amends Section 710.2.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

In connection with the above item, Supervisors Alioto, Kaufman, Maher, Bierman, Conroy, Migden, Leal requested to be added as co-sponsors.

[Display of Spray Paint and Markers]  
Ordinance amending Police Code, regulating the sale of aerosol paint and marker pens and making it unlawful to sell aerosol paint or marker pens in violation of these requirements. (Supervisors Conroy, Shelley)

File 121-93-6, Ordinance No.

(Enacts Sections 4200 and 4201.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Adopted

[Graffiti Hotline]  
Resolution urging the Chief Administrative Officer to urge the Director of the Department of Public Works to establish a graffiti hotline and an outreach program for individuals vandalized by graffiti. (Supervisors Shelley, Alioto, Migden)

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File 218-93-1, Resolution No. 874-93

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Noes: Supervisor Conroy - 1.

In connection with the above item, Supervisors Alioto, Maher requested to be added as co-sponsors.

[Graffiti Penalties]

Resolution urging the Municipal Court for the City and County to impose increased penalties for persons who violate State and City laws governing graffiti offenses and possession of graffiti implements. (Supervisors Conroy, Alioto, Shelley)

File 218-93-4, Resolution No. 850-93

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Illegal Dumping Fine]

Resolution urging the Municipal Court of the City and County to increase the bail for illegal dumping of refuse from \$52 to \$300 and directing the Clerk to transmit a copy of this resolution to the Municipal Court. (Supervisors Shelley, Alioto)

File 237-93-1, Resolution No. 851-93

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

In connection with the above item, Supervisor Alioto requested to be added as co-sponsor.

SPECIAL ORDER 3:00 P.M.

Hearing Held

(Board of Supervisors Sitting as a Committee of the Whole.)

[Public Hearing]

Hearing appealing decision of the City Planning Commission by its Resolution No. 13567, dated September 2, 1993, disapproving the designation of the San Francisco Korean United Methodist Church, 1123 Powell Street, Lot 5 within Assessor's Block 191 as a Landmark.



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File 90-93-1.1

The following persons were sworn in and granted privilege of the floor:

Appellants:

Dr. Youn S. Chey, appellant;  
Vincent Marsh, Commission Secretary, Landmarks Preservation Advisory Board; Gee Gee Platt; Ron Dudum; Redmond Kernan; Paek Sung Won; Steven Kim; Dru Kim; Bob, against; Philip Cuddy; Paul Whang; Byung Moon Kim; Doris Kim; Clementine Garcia; Barbara Bundy; Esther Hong; Stephen Hong; Soon Kyung Hong; Warren Tom; Rev. Choi Yong Suk; Melvin Smith; Robert Teets; Susan Kim; Yong Woo Kim; David Yamakawa; Mary Shon; Church secretary; John Doe, representing Yung Ha Lee;

Respondents:

Wendy Nelder, representing San Francisco Korean United Methodist Church; Suk-Chong Yu, Pastor of SFKUMC;  
Robert Passmore, representing City Planning Commission and City Planning Department; Bishop Melvin G. Talbert;  
Rev. Charles Cordes; Rev. Charles Johnston; Jin Suk Yang; Geraldine Earp; Jack Smith; Peter Park; Rev. James McCray; Laura Song; Rev. Charles Ramsden; Peter Chang; Bill Ligovich; Rev. John Song; Rev. Steve Thompson; Yu Song; In Yul Song; Hong S. Pak; against; Rev. Kwang Jin Kim; Rev. Mu Young Kim; John Doe; John; John Jones.

(Only one of the following two motions should be adopted.)

Adopted

[Landmark Appeal]

Motion disapproving decision of the City Planning Commission by its Resolution No. 13567, denying a request for landmark designation of the Korean United Methodist Church, 1123 Powell Street, Lot 5 within Assessor's Block 191 as a landmark site, and approving landmark designation.

File 90-93-1.2

Supervisor Hsieh, seconded by Supervisor Bierman, moved adoption.

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Leal, Migden, Shelley - 7.

Noes: Supervisors Conroy, Kaufman, Kennedy, Maher - 4.



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Tabled

[Landmark Appeal]

Motion approving decision of the City Planning Commission by its Resolution No. 13567, denying a request for landmark designation of the Korean United Methodist Church, 1123 Powell Street, Lot 5 within Assessor's Block 191 as a landmark site.

File 90-93-1.4

Supervisor Maher, seconded by Supervisor Leal, moved to table.

Tabled by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Recommendation of Committee of the Whole to the Board

(Committee of the Whole Adjourns)

Passed for Second Reading

[Landmark]

Ordinance designating the Korean United Methodist Church as a landmark pursuant to Article 10 of the City Planning Code.

File 90-93-1.3, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Leal, Migden, Shelley - 7.

Noes: Supervisors Conroy, Kaufman, Kennedy, Maher - 4.

PUBLIC COMMENT

The President inquired if there was anyone present desiring to speak.

There being no response, the President declared the public comment portion of the meeting closed.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures were introduced at a prior meeting of the Board with action requested at this meeting. Any Supervisor may require these measures to go to committee unless a motion to suspend the rules is adopted by eight votes (or a unanimous vote if only six or seven members are present). An "aye" vote is (a) a vote in favor of suspending the rule requiring reference to committee, and (b) a vote in favor of adoption of the measures. Eight votes (or a unanimous vote if only six or seven members are present) is required.

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Adopted

[State Legislation]

Resolution opposing state legislation that would impact the ability of local government to regulate off-site sales of alcohol through land use controls. (Supervisor Shelley)

File 12-93-30, Resolution No. 848-93

(October 12, 1993 - Introduced in Board for consideration on October 18, 1993.)

Adopted.

[Federal Legislation]

Resolution confirming the City and County of San Francisco's support for turning the Presidio into a National Park and opposing efforts in Congress to eliminate funding for this transition. (Supervisor Shelley)

File 13-93-34, Resolution No. 849-93

(October 12, 1993 - Introduced in Board for consideration on October 18, 1993.)

Adopted.

[Federal Legislation]

Resolution urging the Mayor to urge all departments and citizens of San Francisco to join the Board of Supervisors and the National Association of Counties in urging Congress to enact legislation to reimburse local governments for the cost of complying with existing Federal mandates. (Supervisor Kennedy)

File 13-93-35, Resolution No. 817-93

(October 12, 1993 - Introduced in Board for consideration on October 18, 1993.)

Adopted.

[Managed Care]

Resolution urging the Managed Care Local Initiative Steering Committee for San Francisco to appoint a representative of organized labor to the Steering Committee. (Supervisors Alioto, Leal)

File 30-93-4.1, Resolution No. 873-93

(October 12, 1993 - Introduced in Board for consideration on October 18, 1993.)

Adopted.

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The foregoing items on the For Adoption Without Committee Reference Calendar were adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Kaufman, Leal - 2.

IMMEDIATE ADOPTION CALENDAR

These measures are being introduced at this meeting. An "Aye" vote is (a) a vote to find that the need to take action arose after the agenda was published (if the title is not printed on the agenda) and (b) a vote to adopt the measure. A unanimous vote is required for adoption today. Any Supervisor may require any of these measures to go to committee.

Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-93-42, Resolution No. 815-93

(John A. Ertola, member, Fire Commission, November 13 - 22; Edwin Lee, Director, Human Rights Commission, October 12 - 17; Jim Mayo, member, Human Rights Commission, October 11 - 15; Grant S. Mickins, member, Civil Service Commission, September 28 - October 4; John L. Molinari, President, Parking and Traffic Commission, November 10 - 12; Florence Stroud, Interim Director, Department of Public Health October 18 - 22; Sidney Unobskey, President, City Planning Commission, September 28 - October 17, 1993.)

Adopted.

(The Immediate Adoption Calendar includes the additional measures submitted after preparation of the calendar.)

Adopted

[Street Closing]

Resolution authorizing temporary closing of a portion of Piedmont Street, between Ashbury and Delmar Streets, on Sunday, October 24, 1993, between 12:00 noon and 3:00 p.m., for a block party.

File 42-93-59, Resolution No. 816-93

Supervisor Bierman presented for immediate adoption.

Adopted.

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The foregoing items on the Immediate Adoption Calendar were adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Kaufman, Leal - 2.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS  
NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[Ground Lease]

Ordinance authorizing and approving execution of a ground lease of real property with Boomerang Housing Corporation, for a portion of Assessor's Blocks 5731, 5732, 5733 and 5734 and a portion of Bronte Street, Bradford Street and Ogden Avenue, adjacent to property commonly known as the "Farmers Market". (Supervisor Shelley presented.) Referred to Government Efficiency and Labor Committee with request it be considered at the November 3, 1993 meeting.

File 65-93-8.1

Called from Committee by Supervisor Conroy

[Graffiti Advisory Board]

Ordinance amending Administrative Code by adding Sections 5.170, 5.171, 5.172, 5.173 and 5.174 creating a graffiti advisory board. (Supervisor Conroy)

File 97-93-4

Called from Health, Public Safety and Environment Committee by Supervisor Conroy, with direction to schedule for Board meeting of October 25, 1993.

Referred to Board

[Caltrain Terminal Location Study]

Resolution requesting the Metropolitan Transportation Commission (MTC) to study the Seventh and Market Streets location as an additional alternative for a new Caltrain Terminal. (Supervisor Bierman presented.) Referred to Board October 25, 1993 For Adoption Without Committee Reference Calendar.

File 12-93-32



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[Donation Stations Proceeds]

Resolution designating the San Francisco Recreation and Park Department as the recipient of the proceeds from donation stations in the international terminal of the San Francisco International Airport. (Supervisors Migden, Leal presented.) Referred to Board October 25, 1993 For Adoption Without Committee Reference Calendar.

File 27-93-19.1

Referred to Committee

[Market Heights Negative Declaration]

Resolution adopting Final Negative Declaration, finding and determining that the proposed construction of 46 dwelling units at Putnam Street and Thomkins Avenue, "Market Heights Development" ("The Project"), will have no significant impact on the environment and adopting and incorporating findings of the Final Negative Declaration. (Supervisor Shelley presented.) Referred to Government Efficiency and Labor Committee with request it be considered at the November 3, 1993 meeting.

File 65-93-8

Referred to Board

[Zero Tolerance for Graffiti]

Resolution supporting a citywide effort/program aimed at "Zero Tolerance" of graffiti in San Francisco. (Supervisor Conroy presented.) Referred to Board October 25, 1993 For Adoption Without Committee Reference Calendar.

File 218-93-6

[Enforcement of Existing Graffiti Laws]

Resolution recommitting the City to pursuing violations of existing laws in regard to graffiti, including pursuit of violators in possession of aerosols and markers and vendors who sell aerosols and markers to juveniles. (Supervisor Conroy presented.) Referred to Board October 25, 1993 For Adoption Without Committee Reference Calendar.

File 218-93-7

[Graffiti Model City]

Resolution urging the Mayor to adopt a "Model City" approach in the battle against graffiti. (Supervisor Conroy presented.) Referred to Board October 25, 1993 For Adoption Without Committee Reference Calendar.

File 218-93-8

[Graffiti, Private Contractors]

Resolution urging the Mayor to pursue proposals from private



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contractors to fight graffiti. (Supervisor Conroy presented.) Referred to Board October 25, 1993 For Adoption Without Committee Reference Calendar.

File 218-93-9

[Graffiti, School Participation]

Resolution urging the Mayor to urge the San Francisco Unified School District and the principals of all private middle and high schools in San Francisco to participate in the City's anti-graffiti efforts. (Supervisor Conroy presented.) Referred to Board October 25, 1993 For Adoption Without Committee Reference Calendar.

File 218-93-10

[Graffiti Abatement Program]

Resolution supporting Department of Public Works' pilot graffiti eradication program and support for expansion of the program through public and private partnership in a citywide coordinated effort. (Supervisor Conroy presented.) Referred to Board October 25, 1993 For Adoption Without Committee Reference Calendar.

File 218-93-11

[Test Products and Private Programs]

Resolution urging the Mayor to urge the Department of Public Works to pursue new concepts, machinery, techniques and products in the battle against graffiti and to make regular reports on their efforts. (Supervisor Conroy presented.) Referred to Board October 25, 1993 For Adoption Without Committee Reference Calendar.

File 218-93-12

#### Requests for Hearings:

File 308-93-1, By Supervisors Conroy, Migden: To consider the findings in the report on domestic violence issued by the Commission on the Status of Women and to ascertain police and other city response to the crisis of domestic violence in San Francisco. Referred to Health, Public Safety and Environment Committee.

#### Motions

File 30-93-5.16 [Needle Exchange] Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the Needle Exchange Program. (Supervisor Alioto presented.) Referred to Board October 25, 1993 For Adoption Without Committee Reference Calendar.

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Introduced by the President at the Request of Departments

Ordinances Referred to Committee

File 34-93-7. [Width of Sidewalk] Amending Ordinance No. 1061 entitled "Regulating the Width of Sidewalk" by adding thereto Section 1514 changing the official widths of sidewalk from 11.04 feet to 21.0 feet on the southwesterly side of Fourth Street between Mission and Minna Streets; and making findings pursuant to City Planning Code Section 101.1. (Department of Public Works) Housing and Land Use

File 45-93-76. [Settlement of Lawsuit] Authorizing settlement of litigation of Mary Stubbs against the City and County of San Francisco by payment of \$28,000. (City Attorney) Government Efficiency and Labor

File 93-93-14.1. [Addendum to MOU - Firefighters] Implementing an amendment to the provisions of the agreement between San Francisco Firefighters Union, Local 798 and the City and County of San Francisco pursuant to Charter Section 8.590 et seq., effective July 1, 1993; companion measure to File 93-93-14. (Office of Mayor Employee Relations Division) Government Efficiency and Labor

File 97-93-59. [Library Revenue Expenditures] Amending Administrative Code by amending Section 10.117-13 thereof, to enlarge the types of revenues that may be deposited in the fund and enlarging the purposes for which proceeds in the fund may be expended. (Public Library) Budget

File 101-93-23. [Government Funding] Appropriating \$200,000, Department of Recreation and Park, for permanent salaries-miscellaneous. RO #93076 (Controller) Budget

File 101-93-24. [Government Funding] Appropriating \$2,211,922, Superior and Municipal Courts, for other non-personal services; placing \$328,000 on reserve. RO #93115 (Controller) Budget

File 101-93-25. [Government Funding] Appropriating \$285,000, Department of Parking and Traffic, for capital improvement project. RO #93116 (Controller) Budget

Resolutions Referred to Committee

File 7-93-16. [Municipal Railway Fare Increases] Making a finding concerning proposed revisions of the San Francisco Municipal Railway fare schedule; companion measure to File 7-93-16.1. (Public Utilities Commission) To Budget Committee with direction to report back to the Board on November 1, 1993.

File 7-93-16.1. [Municipal Railway Fare Increases] Approving a revised fare schedule for the San Francisco Municipal Railway; companion measure to File 7-93-16 (Public Utilities Commission). To Budget Committee with direction to report back to the Board on November 1, 1993.

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File 40-93-9. [Parking of Vehicles] Extending the boundaries of Residential Permit Parking Area "H" in the Lakeside; and adding to the list of streets upon which time limitations shall apply. (Department of Parking and Traffic) Housing and Land Use

File 48-93-25. [Settlement of Unlitigated Claim] Authorizing settlement of unlitigated claim of Nina Edgel the sum of \$6,500. (City Attorney) Government Efficiency and Labor

File 64-93-26. [Real Property Lease] Authorizing execution of a lease of real property at 35 Cambon Drive, Parkmerced, for the Police Department. (Real Estate Department) Government Efficiency and Labor

File 82-93-11. [Property Acquisition - Noise Easements] Authorizing the acquisition of ninety-one noise easements in the City of Millbrae as part of the City of Millbrae's Aircraft Noise Insulation Project - Phase III - \$239,986.77. (Real Estate Department) Budget

File 89-93-9. [State Disability Insurance] Authorizing enrollment of Classification 1121 Deputy Director of Animal Care and Control in the State Disability Insurance Program. (Office of the Mayor's Employee Relations Division) Government Efficiency and Labor

File 93-93-14. [MOU - Agreement to Extend] Ratifying addendum to Memorandum of Understanding with the San Francisco Firefighters Union, Local 798; companion measure to File 93-93-14.1. (Office of Mayor Employee Relations Division) Government Efficiency and Labor

File 100-93-13. [Grant Funding] Authorizing the acceptance and expenditure of Federal and State grant funds by various departments of the City and County of San Francisco including the Mayor and District Attorney for 1993/94. (Mayor) Government Efficiency and Labor

File 146-93-57. [Grant - Federal through the State Funds] Authorizing the Department of Public Health, Division of Mental Health and Substance Abuse Services to apply retroactively for a grant up to the amount of \$196,785, which includes indirect costs in the amount of \$3,935, based on two percent of the total award from the United States Department of Health and Human Services/Substance Abuse and Mental Health Services Administration for the development of a comprehensive placement/referral manual and evaluation of treatment services for homeless persons who require combined substance abuse and mental health services; providing for ratification of action previously taken. (Department of Public Health) Government Efficiency and Labor

#### Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Conroy, that City Attorney provide legal opinion on the development of a fund for the mixture of public and private monies to employ a "graffiti czar" to coordinate the citywide effort/campaign for graffiti eradication, education, legislation and implementation.



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By Supervisor Conroy, that City Attorney prepare resolution supporting the concept of graffiti patrols staffed by police and police reserves as part of an ongoing effort to thwart graffiti vandals, whereby police reserves would serve as watchdogs of graffiti hotspots during "graffiti hours" of 11:00 a.m. to 4:00 a.m. and provide opinion on the use of police reserves for such purposes.

By Supervisor Conroy, that City Attorney add provisions to proposed graffiti permit ordinance to require that walls, barricades or other temporary structures used along the perimeter of residential and commercial construction sites must be maintained in a graffiti-free condition if the temporary structure will be in place for more than one month.

By Supervisor Conroy, that City Attorney add provisions to proposed graffiti permit ordinance to include the requirement that dumpsters on or visible to city streets be maintained in a graffiti-free condition.

By Supervisor Conroy, that City Attorney prepare resolution urging the San Francisco Giants and San Francisco Forty-niners, as good citizens, to join in the City's anti-graffiti effort by assisting in a public awareness/public relations campaign designed to turn "peer pressure" against graffiti using present and past sports stars from their respective teams at speaking engagements and for an advertising/awareness/education campaign.

By Supervisor Conroy, that City Attorney prepare resolution urging the Bay Area Rapid Transit District, Gannett Outdoor, Caltrans, Pacific Bell, Pacific Gas and Electric and other businesses within San Francisco to work in a cooperative effort with the Department of Public Works to combat graffiti.

By Supervisor Conroy, that City Attorney prepare resolution setting city policy that graffiti is a major issue and urging it be among the priorities of the police officers at kiosk and district stations to aggressively pursue graffiti vandals.

By Supervisor Conroy, that City Attorney prepare resolution supporting expansion of youth work programs for graffiti offenders, provide stiffer, longer sentences combined with expansion of alternative programs for youth and counseling for youth and parents.

By Supervisor Conroy, that City Attorney prepare resolution urging the State and Federal governments to cooperate with the City on its anti-graffiti efforts by keeping their properties in San Francisco graffiti free and urging San Francisco State and Federal representatives to participate in the City's anti-graffiti efforts by seeking government funds to assist in fighting graffiti.

By Supervisor Conroy, that City Attorney prepare ordinance to impose a requirement that signs be posted wherever aerosol paints or other liquid substances capable of defacing property are sold (similar to Daly City legislation).

By Supervisor Conroy, that City Attorney prepare legislation to amend the regulations governing the awarding of monies from the Neighborhood Beautification Fund.

Monday, October 18, 1993

By Supervisor Migden, that City Attorney prepare ordinance to extend Subdivision Code Section 1396, the annual limitation on the number of condominium conversions, to December 31, 1995.

By Supervisor Shelley, that City Attorney draft charter amendment for the June 1994 ballot which would do the following:

Eliminate fares for Municipal Railway, except cable car service, and create a special pass annually renewable for San Francisco residents to use on cable cars;

Raises the utility users tax to a percentage that would raise enough money equal to the amount raised by Municipal Railway in fares during the 1992-93 fiscal year (estimated at \$40 million; to be determined through discussion with Municipal Railway, Public Utilities Commission and Controller);

Eliminates the total number of employees at Municipal Railway by the number of people estimated to be currently employed in activities related to fare collection;

Requires the percentage of utility tax contribution to the Municipal Railway budget remain constant at the initial (94-95) level.

By Supervisor Maher, that City Attorney prepare resolution requiring the Department of Defense to clean the toxins from the Bayview Hunters Point Shipyard to a level that is in compliance with residential standards before the City takes title of the land.

By Supervisor Conroy that City Attorney prepare resolution urging San Francisco-based media (such as radio and television) to join the anti-graffiti effort by sponsoring public service announcements aimed at graffiti education, awareness and eradication once the City's anti-graffiti program is ready to expand.

#### Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Keith Kamrath (Supervisor Alioto)  
Andrew Zysman (Supervisor Alioto)  
Jan Mary Higgins (Supervisor Bierman)

File 2-93-41

Unanimously adopted by a rising vote.

#### ADJOURNMENT

There being no further business, the Board at the hour of 7:28 p.m. adjourned.



Monday, October 18, 1993

John L. Taylor, Clerk

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

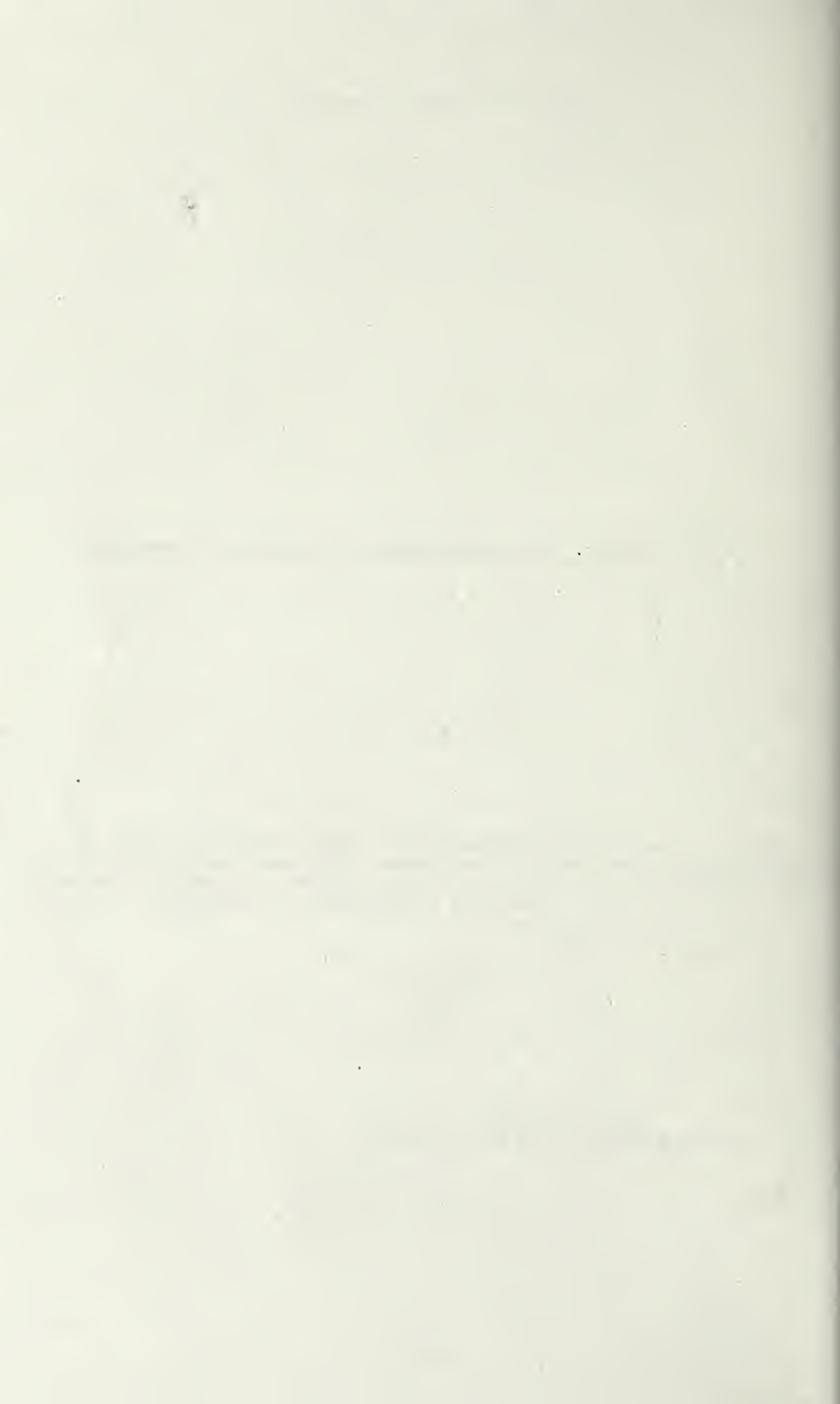
Monday, October 18, 1993

Approved by the Board of Supervisors on February 7, 1994

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor  
Clerk of the Board of Supervisors











Vol. 88

No. 43

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**Monday, October 25, 1993**

# **Journal of Proceedings Board of Supervisors**

**City and County of San Francisco**

ed.





JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, October 25, 1993 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Angela Alioto presiding.

CALLING THE ROLL

The meeting was called to order at 2:14 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Leal, Migden - 7.

Noted absent at first roll call:

Supervisors Hsieh, Kennedy, Maher, Shelley - 4.

Quorum present.

Supervisor Hsieh was noted present at 2:19 p.m.

Supervisor Kennedy was noted present at 2:22 p.m.

Supervisor Maher was noted present at 2:19 p.m.

Supervisor Shelley was noted present at 2:16 p.m.

APPROVAL OF JOURNALS

There being no errors, corrections or omissions, Supervisor Kaufman, seconded by Supervisor Leal, moved that the Journals of Proceedings for Monday, May 24, May 26 and June 1, 1993, be approved.

Motion carried by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Leal, Migden - 7.

Absent: Supervisors Hsieh, Kennedy, Maher, Shelley - 4.

CONSENT CALENDAR

Severed from Consent Calendar

Supervisor Migden requested that the following measure be severed from the Consent Calendar and considered separately.

Monday, October 25, 1993

Recommendation of Health, Public Safety and Environment Committee

Finally Passed

[Display of Spray Paint and Markers]

Ordinance amending Police Code, regulating the sale of aerosol paint and marker pens and making it unlawful to sell aerosol paint or marker pens in violation of these requirements. (Supervisors Conroy, Shelley)

File 121-93-6, Ordinance No. 333-93

(Enacts Sections 4200 and 4201.)

Supervisor Migden, seconded by Supervisor Hallinan, moved to continue consideration to November 1, 1993.

Motion to continue refused adoption by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Migden, Shelley - 5.

Noes: Supervisors Conroy, Hsieh, Kaufman, Kennedy, Leal, Maher - 6.

The roll was then called on the pending legislation and it was finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

The Board thereupon resumed its consideration of the following items on the Consent Calendar.

Consent Calendar

Recommendations of Budget Committee

Finally Passed

[Government Funding]

Ordinance appropriating \$1,040,722, Department of Public Works, for capital improvement projects for the Fire Department, for fiscal year 1993-94. (Controller) (Supervisor Alioto)

File 101-93-14, Ordinance No. 345-93

Finally passed.

Monday, October 25, 1993

[Government Funding]

Ordinance appropriating \$200,000 Department of Public Health, for permanent salaries, mandatory fringe benefits, other non-personal services and materials and supplies for San Francisco General Hospital for fiscal year 1993-1994. (Controller) (Supervisors Migden, Alioto)

File 101-93-22, Ordinance No. 346-93

Finally passed.

Recommendations of Government Efficiency and Labor Committee

Passed for Second Reading

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Nero Robinson against the City and County by payment of \$21,250. (City Attorney)

File 45-93-69, Ordinance No.

(Superior Court No. 934-222.)

Passed for second reading.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Joseph Turturichi against the City and County by payment of \$16,500. (City Attorney)

File 45-93-70, Ordinance No.

(Superior Court No. 930-225.)

Passed for second reading.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Luella Shanahan, et al., against the City and County by payment of \$30,000. (City Attorney)

File 45-93-72, Ordinance No.

(U.S.D.C. No. C92-4067 MHP.)

Passed for second reading.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Rosalee Folger against the City and County by payment of \$25,000. (City Attorney)

File 45-93-73, Ordinance No.

(Superior Court No. 943-461.)

Passed for second reading.

Monday, October 25, 1993

Adopted

[Contracting Out City 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 second half of the year commencing July 1, 1993 than if work were performed by City and County employees. (Airports Commission)

File 25-93-28, Resolution No. 853-93

Adopted.

[Contract]

Resolution concurring with the Controller's certification that employment and vocational services for the Independent Living Skills Project can be practically performed at the Department of Social Services by private contractor for lower cost than similar work services performed by City and County employees. (Department of Social Services)

File 25-93-29, Resolution No. 854-93

Adopted.

[Contract]

Resolution concurring with the Controller's certification that coordinator and mentor services for the Independent Living Skills Project can be practically performed at the Department of Social Services by private contractor for lower cost than similar work services performed by City and County employees. (Department of Social Services)

File 25-93-30, Resolution No. 855-93

Adopted.

[Grant Funding]

Resolution authorizing the District Attorney to apply for, retroactively, accept and expend funds in the amount of \$60,000 made available through the Office of Criminal Justice Planning for a project entitled "Special Emphasis Victim Witness Assistance Program", for the twelve month period July 1, 1993 through June 30, 1994 and waiving indirect cost per the 1993 Federal guidelines. (District Attorney)

File 138-93-6, Resolution No. 867-93

Adopted.



Monday, October 25, 1993

[Grant - State Funds]

Resolution authorizing the acceptance and expenditure of various State grant funds by the Department of Public Health as delineated in the Budget for 1993/94. (Public Health Department)

File 146-93-56, Resolution No. 839-93

Adopted.

[Grant - Federal Funds]

Resolution authorizing the Public Library to accept and expend \$35,000 in grant funds from the U. S. Department of Education Library Services and Construction Act (LSCA) for the purchase of foreign language materials for the fiscal year 1993/94; with indirect costs not included in this budget. (Public Library)

File 147-93-9, Resolution No. 869-93

Adopted.

[Contract Modification]

Resolution authorizing the Municipal Railway to modify an existing contract with Morrison Knudsen Corporation (MK). (Public Utilities Commission)

File 172-93-33, Resolution No. 871-93

Adopted.

[Grant Funds - Airport Administration]

Resolution authorizing the Airports Commission to accept and expend funds from the Bay Area Air Quality Management District for a Caltrain/SFO Shuttle, for a one-year trial operation. (Airports Commission)

File 213-93-3, Resolution No. 876-93

Adopted.

Recommendation of Health, Public Safety and Environment Committee

Finally Passed

[On-Street Vehicle Sales; Removal of Vehicles]

Ordinance amending Police Code, to authorize removal of those vehicles from city streets in violation of the prohibition against parking of vehicles for purpose of displaying such vehicles for sale. (Supervisors Shelley, Alioto, Kaufman, Maher, Bierman, Conroy, Migden, Leal)

File 121-93-15.1, Ordinance No. 347-93

(Amends Section 710.2.)

Finally passed.



Monday, October 25, 1993

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Kennedy - 1.

REGULAR CALENDAR

UNFINISHED BUSINESS

Recommendation of Government Efficiency and Labor Committee

Adopted

[Grand Jury Recommendations]

Motion directing the Clerk of the Board of Supervisors to submit comments on the recommendations of the 1992-93 Civil Grand Jury to the Presiding Judge of the Superior Court pertaining to Residential Conservation Controls (City Planning); San Francisco Small Craft Marina and Yacht Harbor (Recreation and Park); Management Training and Employee evaluation (Civil Service Commission). (Government Efficiency and Labor Committee)

File 39-93-1.7

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Leal, Migden, Shelley - 8.

Absent: Supervisors Hsieh, Kennedy, Maher - 3.

Recommendations of Budget Committee

Finally Passed

[Government Funding]

Ordinance appropriating \$114,167, Department of Public Works, for permanent salaries and mandatory fringe benefits; subject of previous budgetary denial. (Supervisor Alioto)

File 101-93-12, Ordinance No. 344-93

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Government Funding]

Ordinance appropriating \$363,000, Department of Public Works, for temporary salaries, mandatory fringe benefits, department and division overheads, materials and supplies, and equipment, for fiscal year 1993-94. (Supervisors Alioto, Conroy)

File 101-93-13, Ordinance No. 334-93

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Passed for Second Reading

[Cultural Equity Endowment Fund Programs]

Ordinance amending Administrative Code, establishing Cultural Equity Endowment Fund Programs, setting forth guidelines for disbursement of funds and authorizing the Art Commission to administer and implement Cultural Equity Endowment Fund Programs. (Supervisors Hallinan, Alioto)

File 97-93-49, Ordinance No. 354-93

(Adds new Chapter 68.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Recommendation of Committee of the Whole

Finally Passed

(See Journal of Proceedings of November 8, 1993  
for disapproval by Mayor)

[Landmark]

Ordinance designating the Korean United Methodist Church at 1123 Powell Street as a landmark pursuant to Article 10 of the City Planning Code.

File 90-93-1.3, Ordinance No.

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Leal, Migden, Shelley - 7.

Noes: Supervisors Conroy, Kaufman, Kennedy, Maher - 4.

Monday, October 25, 1993

NEW BUSINESS

Recommendation of Budget Committee

Adopted

[Acquisition of Real Property]

Resolution authorizing the City and County to acquire, on behalf of the Department of Public Works, a temporary construction easement and a permanent sewer easement through a portion of the real property identified as Assessor's Parcel No. 4349/4/4A and 5214/1/4 - \$218,300; and to adopt findings pursuant to City Planning Code Section 101.1. (Real Estate Department)

File 82-93-10, Resolution No. 860-93

Adopted by the following vote:

Ayes: Supervisors Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Alioto - 1.

Recommendations of Government Efficiency and Labor Committee

Passed for Second Reading

[Fictitious Business Name Filing Requirement]

Ordinance amending Article 12B of Part III of Municipal Code, to require persons filing a statement of fictitious business name pursuant to Section 17900 et seq. of the California Business and Professions Code to provide proof of compliance with business tax registration requirements. (Supervisor Kennedy)

File 127-92-10, Ordinance No.

(Adds Section 1007.3.)

Passed for second reading by the following vote:

Ayes: Supervisors Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Alioto - 1.

Passed for Second Reading as Amended

Monday, October 25, 1993

[Use of City Vehicles]

Ordinance amending Administrative Code, to delete the requirement that the Purchaser of Supplies assign vehicles to individual officers and employees and instead to authorize the Department Head to assign vehicles upon written justification from the individual officer or employee requesting the vehicle; to allow the Water Department and the Department of Public Works to authorize some of their vehicles to be used by employees for emergency purposes; for forensic pathologists employed by the Office of the Medical Examiner/Coroner using City vehicles for transportation in order to investigate death scenes before and after normal work hours, requiring the Medical Examiner/Coroner to keep records, and requiring said records to be open to inspection by the Mayor and the Board of Supervisors; and to allow employees who reside in San Francisco to garage City vehicles at their places of residence during non-work hours; requiring report from all department heads.  
(Supervisor Hallinan)

File 97-93-28, Ordinance No.

(Amends Section 4.11.)

Supervisor Migden, seconded by Supervisor Hsieh, moved to amend title, line 17 by adding "; requiring report from all Department Heads"; amend page five, line 10, by inserting "Section 2. Each Department Head shall submit a six-month report to the Board of Supervisors by July 1, 1994, indicating the status of all city vehicles which are taken home by city employees for either emergency services duty or garaging."

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 10.

Absent: Supervisor Shelley - 1.

Passed for second reading as amended by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 10.

Absent: Supervisor Shelley - 1.

Passed for Second Reading

[Conflict of Interest Code]

Ordinance amending Administrative Code, to add Legislative Aide and Administrative Assistant to member of the Board of Supervisors as designated positions with disclosure responsibilities under the Conflict of Interest Code of the City and County of San Francisco.  
(Supervisors Hallinan, Shelley, Leal)

File 97-93-33, Ordinance No.

(Amends Section 58.145.)

Passed for second reading by the following vote:



Monday, October 25, 1993

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 10.

Absent: Supervisor Shelley - 1.

Consideration Continued

[Cost Recovery - Parking and Traffic]  
Ordinance amending Administrative Code (Special Law Enforcement and Public Works Services), providing for recovery of costs for additional parking enforcement and traffic control and related services rendered by the Department of Parking and Traffic. (Department of Parking and Traffic)

File 97-93-50, Ordinance No.

(Adds Sections 10B.16 through 10B.19.)

Supervisor Hsieh, seconded by Supervisor Bierman, moved to continue consideration to November 1, 1993.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 10.

Absent: Supervisor Shelley - 1.

Passed for Second Reading

[Citations for Housing Code Violations]  
Ordinance amending Housing Code, to establish citation authority for enforcement of the Housing Code providing that citations, except for those issued for violations of Sections 701 (a), (b) and (c), shall not be issued until the time provided in the initial notice of violation has expired; creating fines for violation of the Housing Code ranging from \$100 for the first violation to \$200 for the second violation of the same section within one year of the first violation, with maximum fines of \$7,500 per building; increasing the maximum fine upon conviction for misdemeanor offenses to \$1,000; increasing civil penalties to \$1,000 and providing that the Director of Public Works shall report to the Board of Supervisors six (6) months from the effective date of this amendment on the implementation of such citation power. (Supervisors Kaufman, Bierman, Hallinan, Shelley, Leal)

File 125-93-1.1, Ordinance No.

(Amends Section 204.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Kaufman, Leal, Maher, Migden - 7.



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Noes: Supervisors Hsieh, Kennedy - 2.

Absent: Supervisors Conroy, Shelley - 2.

Adopted

[Grant - Federal Funds]

Resolution authorizing the Public Utilities Commission to apply for, accept and expend \$352,000 of Federal Enhancement Program Assistance and \$48,000 from various local match sources such as from State Transit Capital Improvement funds, State Urban Rail Bond funds, State Clean Air and Transportation Improvement Act Bond funds, Regional Local Match funds such as State Transit Assistance funds, Transportation Development Act funds, Bridge Toll Net Revenues, Regional Measure One funds, Gas Tax Revenue, Transit Impact Development Fees, San Francisco Municipal Railway Improvement Corporation funds, and/or the San Francisco County Sales Taxes for the 19th Avenue passenger platforms, waiving indirect costs and placing \$352,000 on reserve. (Public Utilities Commission)

File 94-93-8, Resolution No. 865-93

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Leal, Maher, Migden - 8.

Absent: Supervisors Conroy, Kennedy, Shelley - 3.

[Used Oil Recycling Grant]

Resolution authorizing the Chief Administrative Officer to apply for, accept and expend up to \$238,336.71 in Used Oil Recycling Grant Funding from the California Integrated Waste Management Board; waiving indirect costs, placing \$215,274 on reserve. (Chief Administrative Officer)

File 133-93-4, Resolution No. 866-93

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Kaufman, Leal, Maher, Migden - 7.

Absent: Supervisors Conroy, Hsieh, Kennedy, Shelley - 4.

[Grant - Federal Funds]

Resolution authorizing the Executive Director of the Port to apply for, accept and expend \$1.2 million from the Federal Highway Administration's Ferry Boat Discretionary Program for completion of final design of the Ferry Building improvements; and foregoing reimbursement of indirect costs, placing \$1,150,000 on reserve. (Port)

File 144-93-6, Resolution No. 868-93

Adopted by the following vote:

Monday, October 25, 1993

Ayes: Supervisors Alioto, Bierman, Hallinan, Kaufman, Leal, Maher, Migden - 7.

Absent: Supervisors Conroy, Hsieh, Kennedy, Shelley - 4.

[Grant - State Funds]

Resolution authorizing the Department of Public Health to apply for, accept and expend a grant allocation of up to \$10,627,647, for fiscal year 1993-94 funding from State Department of Health Services for California Healthcare for Indigents Program (CHIP) funds, for medical services to indigent persons, professional services, medical services contracts, materials and supplies, facilities rental, personal services, and indirect costs in the amount of \$154,595 based on 1.658646 percent of County Hospital and other Health Services CHIP allocations. (Department of Public Health)

File 146-93-55, Resolution No. 840-93

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Kaufman, Leal, Maher, Migden - 7.

Absent: Supervisors Conroy, Hsieh, Kennedy, Shelley - 4.

[Grant - Federal Funds]

Resolution authorizing the Public Library to apply for, retroactively, accept and expend funds not to exceed \$64,021 available through the California State Library from Title I of the Library Services and Construction Act for Major Urban Resource Libraries for fiscal year 1993-94; waiving indirect costs. (Public Library)

File 147-93-10, Resolution No. 870-93

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Kaufman, Leal, Maher, Migden - 7.

Absent: Supervisors Conroy, Hsieh, Kennedy, Shelley - 4.

[Code Enforcement Reform-Formation of Task Force]

Resolution to urge the Mayor to urge the Chief Administrative Officer to direct the Director of Public Works to appoint a Task Force, consisting of both City employees and members of the public possessing technical expertise regarding Code enforcement processes, to review the current Administrative Code enforcement process and to recommend a restructured process that is fair, efficient and streamlined within one hundred eighty (180) days of the effective date of this resolution. (Supervisor Kaufman)

File 174-93-10, Resolution No. 872-93

Monday, October 25, 1993

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Kaufman, Leal, Maher, Migden - 7.

Absent: Supervisors Conroy, Hsieh, Kennedy, Shelley - 4.

[Grand Jury Reports]

Motion directing the Clerk of the Board of Supervisors to submit comments on the recommendations of the 1992-93 Civil Grand Jury to the Presiding Judge of the Superior Court pertaining to overtime use at San Francisco General Hospital and Laguna Honda Hospital (Public Health); Mayor-overtime in various departments; and Public Utilities Commission/Municipal Railway claims, security, overtime, drug testing and general improvements. (Government Efficiency and Labor Committee)

File 39-93-1

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Kaufman, Leal, Maher, Migden - 7.

Absent: Supervisors Conroy, Hsieh, Kennedy, Shelley - 4.

Appointment of President Pro Tempore

At the request of the President, Supervisor Hallinan assumed the Chair so the President could participate in the debate from the floor.

Recommendations of Health, Public Safety and Environment Committee

Refused Passage for Second Reading

[Amnesty]

Ordinance granting amnesty to those cited for violating various provisions of the Police Code (blocking sidewalks, littering) and Park Code (sleeping), for 180 days commencing on August 1, 1993. (Supervisors Alioto, Bierman, Hallinan)

File 302-93-1, Ordinance No.

Supervisor Alioto, seconded by Supervisor Kennedy, moved an amendment of the whole which would grant amnesty to only those individuals who were cited for sleeping in the parks.

Supervisor Hsieh, seconded by Supervisor Bierman, moved to rerefer the item to committee.



Motion to rerefer to committee refused adoption by the following vote:

Ayes: Supervisors Alioto, Bierman, Hsieh - 3.

Noes: Supervisors Conroy, Hallinan, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 8.

There being no objection, Supervisor Alioto withdrew her motion to amend.

The roll was then called on the pending ordinance and it was refused passage for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan - 3.

Noes: Supervisors Conroy, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 8.

The President resumed the Chair.

Refused Adoption; Rescinded; Amended;  
Adopted as Amended

[Food Distribution]

((Resolution urging the Mayor to urge the Recreation and Park Commission to consider allowing the free distribution of food to the poor, the hungry and the homeless in appropriate and designated City parks, subject to compliance with Health Code Standards of the City, and declaring that it is the policy of the Board that no City resources be used to prevent the public distribution of free food in appropriate and designated City parks served in compliance with appropriate Health Code standards.)) (Supervisors Hallinan, Alioto, Bierman)

Resolution urging the Mayor to urge the Recreation and Park Commission to consider allowing the free distribution of food to the poor, the hungry and the homeless in the Civic Center Park, subject to compliance with Health Code Standards of the City, and declaring that it is the policy of the Board that no City resources be used to prevent the public distribution of free food in the Civic Center Park served in compliance with appropriate Health Code standards.

File 119-93-1, Resolution No.

Refused adoption by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Migden, Shelley - 5.

Noes: Supervisors Conroy, Kaufman, Leal, Maher - 4.

Absent: Supervisors Hsieh, Kennedy - 2.

Monday, October 25, 1993

Supervisor Maher, seconded by Supervisor Hallinan, moved to rescind the previous vote.

Motion to rescind adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Supervisor Maher, seconded by Supervisor Bierman, moved to amend title and text wherever it appears by replacing "appropriate and designated City parks" with "the Civic Center Park"; amend by deleting the second and fourth "Whereas" clauses.

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Leal, Maher, Migden, Shelley - 7.

Noes: Supervisors Conroy, Kaufman - 2.

Absent: Supervisors Hsieh, Kennedy - 2.

Adopted as amended by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Leal, Maher, Migden, Shelley - 7.

Noes: Supervisors Conroy, Kaufman - 2.

Absent: Supervisors Hsieh, Kennedy - 2.

#### Recommendations of Rules Committee

Adopted

#### [Appointment]

Resolution confirming Mayor's appointment to the Redevelopment Agency, for the term ending September 3, 1997. (Mayor)

File 33-93-7, Resolution No. 857-93

(Manuel A. Rosales, vice Sonia Bolanos, term expired).

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Kaufman, Kennedy, Leal, Migden, Shelley - 8.

Noes: Supervisor Hallinan - 1.

Absent: Supervisors Hsieh, Maher - 2.



Monday, October 25, 1993

[Appointments]

Resolution confirming Mayor's appointments to the San Francisco Stadium, Inc., Board of Directors for terms ending March 1, 1994. (Rules Committee)

File 33-93-8, Resolution No. 858-93

(Louise Bea, vacant position;  
George Broder, vice Vince Callan, term expired.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Leal, Maher, Migden, Shelley - 9.

Absent: Supervisors Hsieh, Kennedy - 2.

[Meeting Schedule]

Resolution revising the regular meeting schedule of the Board of Supervisors by cancelling the meetings of November 29, and December 27, 1993. (Clerk of the Board)

File 54-93-2, Resolution No. 859-93

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Leal, Maher, Migden, Shelley - 9.

Absent: Supervisors Hsieh, Kennedy - 2.

[Appointment]

Resolution appointing member to the Advisory Council to the Commission on the Aging, for two-year term ending March 31, 1995. (Rules Committee)

File 92-93-27, Resolution No. 861-93

(Donna Calame, vice herself, term expired.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Leal, Maher, Migden, Shelley - 9.

Absent: Supervisors Hsieh, Kennedy - 2.

[Appointment]

Resolution appointing member to the Park and Open Space Advisory Committee, for two-year term ending July 15, 1995. (Rules Committee)

File 92-93-35, Resolution No. 862-93

(Mauricio Vela, vice Barbara A. Judy, term expired.)

Monday, October 25, 1993

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Leal, Maher, Migden, Shelley - 9.

Absent: Supervisors Hsieh, Kennedy - 2.

[Appointments]

Resolution appointing members to the Drug Abuse Advisory Board, terms expired, for two-year terms ending October 1, 1995. (Rules Committee)

File 92-93-37, Resolution No. 863-93

(Michelle Aldrich, public slot, vice herself;  
Chuck Loudon, provider slot, vice himself;  
Lois Perillo, law enforcement slot, vice herself;  
Donald Sanders, public slot, vice herself.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Leal, Maher, Migden, Shelley - 9.

Absent: Supervisors Hsieh, Kennedy - 2.

[Appointment]

Resolution appointing Supervisor Susan Leal as a member of the Steering Committee for Planning Medi-Cal Managed Care. (Rules Committee)

File 92-93-40, Resolution No. 864-93

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Leal, Maher, Migden, Shelley - 9.

Absent: Supervisors Hsieh, Kennedy - 2.

[Select Committee, Base Closures]

Motion continuing a Select Committee of the Board of Supervisors on the impact on city services and renaming it the Select Committee on the Conversion of the Presidio, Hunters Point and Treasure Island. (Supervisor Shelley)

File 54-93-3

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Leal, Maher, Migden, Shelley - 9.

Absent: Supervisors Hsieh, Kennedy - 2.

Monday, October 25, 1993

Called from Health, Public Safety and Environment Committee  
by Supervisor Conroy

Passed for Second Reading as Amended

[Graffiti Advisory Board]

Ordinance amending Administrative Code, creating a graffiti advisory board. (Supervisors Conroy, Alioto, Shelley)

File 97-93-34, Ordinance No.

(Adds Sections 5.170, 5.171, 5.172, 5.173 and 5.174.)

Supervisor Conroy, seconded by Supervisor Maher, moved an amendment of the whole bearing same title as above.

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Leal, Maher, Migden, Shelley - 9.

Absent: Supervisors Hsieh, Kennedy - 2.

:

Passed for second reading as amended by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Leal, Maher, Migden, Shelley - 9.

Absent: Supervisors Hsieh, Kennedy - 2.

In connection with the above item, Supervisors Alioto and Shelley requested to be added as co-sponsors.

COMMITTEE REPORTS

Recommendation of Housing and Land Use Committee

Adopted

[Interim Controls]

Resolution imposing interim zoning controls to prohibit introduction of additional establishments, or any expansion of existing establishments, selling alcoholic beverages in the area generally bounded by Fourteenth Street, Army Street, Potrero Avenue and Guerrerro Street. (Supervisors Shelley, Bierman, Leal, Maher, Kaufman)

File 111-93-1, Resolution No. 896-93

Pursuant to City Planning Code Section 306.7, Supervisor Bierman presented a report of the substance of the hearing before the Land Use Committee on the above subject legislation (copy of which is contained in the Office of the Clerk of the Board).

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Leal, Migden, Shelley - 8.

Absent: Supervisors Hsieh, Kennedy, Maher - 3.

In connection with the above item, Supervisor Kaufman requested to be added as co-sponsor.

PUBLIC COMMENT

The privilege of the floor was granted to the following persons:

Joseph Braverman;  
Virginia Conroy.

There being no one else present wishing to speak, the President declared the public comment portion of the meeting closed.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

Severed from For Adoption Without Committee Reference Calendar

Supervisor Bierman requested that the following measure be severed from the For Adoption Without Committee Reference Calendar and considered separately.

Adopted as Amended

[Caltrain Terminal Location Study]  
Resolution requesting the Metropolitan Transportation Commission (MTC) to study the Seventh and Market Streets location as an additional alternative for a new Caltrain Terminal. (Supervisor Bierman)

File 12-93-32, Resolution No. 852-93

(October 18, 1993 - Introduced in Board for consideration on October 25, 1993.)

Supervisor Bierman, seconded by Supervisor Hsieh, moved an amendment of the whole bearing same title as above.

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 10.

Absent: Supervisor Maher - 1.



Monday, October 25, 1993

Adopted as amended by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 10.

Absent: Supervisor Maher - 1.

Supervisor Conroy requested that the following measure be severed from the For Adoption Without Committee Reference Calendar and considered separately.

Adopted as Amended

[Graffiti Abatement Program]  
Resolution supporting Department of Public Works' pilot graffiti eradication program and support for expansion of the program through public and private partnership in a citywide coordinated effort.  
(Supervisor Conroy)

File 218-93-11, Resolution No. 846-93

(October 18, 1993 - Introduced in Board for consideration on October 25, 1993.)

Supervisor Conroy, seconded by Supervisor Hallinan, moved an amendment of the whole bearing same title as above.

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 10.

Absent: Supervisor Maher - 1.

Adopted as amended by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 10.

Absent: Supervisor Maher - 1.

The Board thereupon resumed its consideration of the following items on the For Adoption Without Committee Reference Calendar

For Adoption Without Committee Reference Calendar



Monday, October 25, 1993

Adopted

[Donation Stations Proceeds]

Resolution designating the San Francisco Recreation and Park Department as the recipient of the proceeds from donation stations in the international terminal of the San Francisco International Airport. (Supervisors Migden, Leal)

File 27-93-19.1, Resolution No. 856-93

(October 18, 1993 - Introduced in Board for consideration on October 25, 1993.)

Adopted.

[Zero Tolerance for Graffiti]

Resolution supporting a citywide effort/program aimed at "Zero Tolerance" of graffiti in San Francisco. (Supervisor Conroy)

File 218-93-6, Resolution No. 841-93

(October 18, 1993 - Introduced in Board for consideration on October 25, 1993.)

Adopted.

[Enforcement of Existing Graffiti Laws]

Resolution recommitting the City to pursuing violations of existing laws in regard to graffiti, including pursuit of violators in possession of aerosols and markers and vendors who sell aerosols and markers to juveniles. (Supervisor Conroy)

File 218-93-7, Resolution No. 842-93

(October 18, 1993 - Introduced in Board for consideration on October 25, 1993.)

Adopted.

[Graffiti Model City]

Resolution urging the Mayor to adopt a "Model City" approach in the battle against graffiti. (Supervisor Conroy)

File 218-93-8, Resolution No. 843-93

(October 18, 1993 - Introduced in Board for consideration on October 25, 1993.)

Adopted.

[Graffiti, Private Contractors]

Resolution urging the Mayor to pursue proposals from private contractors to fight graffiti. (Supervisor Conroy)

File 218-93-9, Resolution No. 844-93

(October 18, 1993 - Introduced in Board for consideration on October 25, 1993.)

Adopted.

[Graffiti, School Participation]

Resolution urging the Mayor to urge the San Francisco Unified School District and the principals of all private middle and high schools in San Francisco to participate in the City's anti-graffiti efforts. (Supervisor Conroy)

File 218-93-10, Resolution No. 845-93

(October 18, 1993 - Introduced in Board for consideration on October 25, 1993.)

Adopted.

[Test Products and Private Programs]

Resolution urging the Mayor to urge the Department of Public Works to pursue new concepts, machinery, techniques and products in the battle against graffiti and to make regular reports on their efforts. (Supervisor Conroy)

File 218-93-12, Resolution No. 847-93

(October 18, 1993 - Introduced in Board for consideration on October 25, 1993.)

Adopted.

[Needle Exchange]

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the Needle Exchange Program. (Supervisor Alioto)

File 30-93-5.16

(October 18, 1993 - Introduced in Board for consideration on October 25, 1993.)

Adopted.

The foregoing items on the For Adoption Without Committee Reference Calendar were adopted by the following vote:

**Ayes:** Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Kennedy, Leal, Migden, Shelley - 9.

**Absent:** Supervisors Hsieh, Maher - 2.

Monday, October 25, 1993

IMMEDIATE ADOPTION CALENDAR

Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-93-43, Resolution No. 836-93

(Willie B. Kennedy, member, Board of Supervisors, October 26 - 31; Carole Migden, member, Board of Supervisors, November 12 - 15; Anne Halsted, member, Port Commission, October 20 - 21; L. Andrew Jeanpierre, member, Airports Commission, October 23 - 29; J. Stanley Mattison, Vice President, Airports Commission, October 19 - 23; Patrick A. Murphy, President, Airports Commission, October 20 - 30, 1993.)

Adopted.

[Commendation]

Resolution commending local and federal authorities and the community of Petaluma for their tireless search effort of Polly Hannah Klaas. (Supervisor Shelley)

File 6-93-29, Resolution No. 837-93

Adopted.

(The Immediate Adoption Calendar includes the following additional measures submitted after preparation of the calendar.)

Adopted

[Lease]

Resolution authorizing execution of a lease of real property at 35 Cambon Drive, Parkmerced, for the Police Department.

File 64-93-26.1, Resolution No. 838-93

Supervisor Hallinan presented for immediate adoption.

Adopted.

The foregoing items on the Immediate Adoption Calendar were adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 10.

Absent: Supervisor Maher - 1.

Monday, October 25, 1993

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS  
NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[Public Toilet Advertising]

Ordinance amending Planning Code by amending Sections 603, 605 and 608 to permit advertising on public service kiosks associated with public toilets and adopting findings pursuant to City Planning Code Section 101.1. (Supervisor Alioto presented.) Referred to Housing and Land Use Committee.

File 115-93-8

[Street Vacation]

Ordinance ordering vacation of a portion of Bronte Street, Bradford Street and Ogden Avenue (Market Heights Development Project) and adopting findings pursuant to City Planning Code Section 101.1. (Supervisor Shelley presented.) Referred to Government Efficiency and Labor Committee with request it be considered at the November 3, 1993 meeting.

File 164-93-2.1

Referred to Board

[Discrimination]

Resolution urging the State of California Teachers Retirement System and the California Public Employees Retirement System to vote as stockholders in Cracker Barrel Old Country Stores in favor of a policy of non-discrimination against gay men and lesbians. (Supervisor Migden presented.) Referred to Board November 1, 1993 For Adoption Without Committee Reference Calendar.

File 12-93-33

[San Francisco Police Department Lieutenant Exam]

Resolution urging Senator Dianne Feinstein to secure Attorney General Janet Reno's recommendations to ensure Police Department diversity at all levels, including at the crucial lieutenant level and urging San Francisco business leaders, such as, Pacific Gas and Electric Company, Pacific Telesis, Wells Fargo and Levi Strauss, all of which have spoken out and acted on issues of diversity, to help form a "Blue Ribbon Police Diversity Commission" to assist the City and County of San Francisco in its endeavor to ensure diversity at all levels of the Police Department. (Supervisor Kennedy presented.) Referred to Board November 1, 1993 For Adoption Without Committee Reference Calendar.

File 13-93-36



Monday, October 25, 1993

Referred to Committee

[Butyrate Drug]

Resolution urging the Mayor to urge the Federal Government to support the manufacture and further testing of the drug butyrate which encourages the body to manufacture healthy hemoglobin (oxygen carrying pigment of red blood cells) in sickle cell sufferers. (Supervisor Kennedy presented.) Referred to Health, Public Safety and Environment Committee.

File 13-93-37

Referred to Board

[Federal Legislation]

Resolution urging Senator Dianne Feinstein to oppose further weakening of the California Desert Protection Act (S.21) and to restore the entire Mojave National Plan as originally proposed. (Supervisor Alioto presented.) Referred to Board November 1, 1993 For Adoption Without Committee Reference Calendar.

File 13-93-38

Referred to Committee

[Base Closure]

Resolution endorsing the application by the Redevelopment Agency to the Department of Defense for purposes of funding base closure work and urging the creation of an Office of Base Conversion with these funds. (Supervisor Shelley presented.) Referred to Select Committee on the Conversion of the Presidio, Hunters Point and Treasure Island with request it be considered at the November 4, 1993 meeting.

File 161-93-8

[Street Vacation]

Resolution declaring intention of the Board of Supervisors to vacate a portion of Bronte Street, Bradford Street and Ogden Avenue, adjacent to the property commonly known as the "Farmer's Market" (Market Heights Development Project); setting the hearing date for all persons interested in the proposed vacation. (Supervisor Shelley presented.) Referred to Government Efficiency and Labor Committee with request it be considered at the November 3, 1993 meeting.

File 164-93-2

[Mortgage Revenue Bonds]

Resolution authorizing the Director of the Mayor's Office of Housing to submit an application and related documents to the California Debt Limit Allocation Committee to permit the issuance of qualified mortgage bonds in an amount not to exceed \$17,500,000; authorizing the Mayor's Office of Housing to direct Bank of American National Trust and Savings Association, Acting Trustee under an existing trust agreement, to hold and deposit in trust an amount not to exceed \$175,000; authorizing the director to certify that the city has on deposit the required amount; authorizing the Mayor's Office of Housing to pay an amount equal to the deposit to the State of California if the city fails to issue the qualified mortgage bonds; and authorizing and directing the execution of any documents necessary to implement this resolution; ratifying and approving any action heretofore taken in connection with the application. (Supervisor Shelley presented.) Referred to Government Efficiency and Labor Committee with request it be considered at the November 3, 1993 meeting.

File 170-93-9

Requests for Hearings:

File 7-93-18, By Supervisor Kennedy: To consider Municipal Railway's practice of using employee's social security number as the worker identification number. Referred to Economic Vitality and Social Policy Committee.

File 13-93-39, By Supervisor Shelley: To consider the Commission on National Services proposal for national service at the Presidio. Referred to Select Committee on the Conversion of the Presidio, Hunters Point and Treasure Island with request it be considered at the November 4, 1993 meeting.

File 13-93-40, By Supervisor Shelley: To consider the issue of toxic remediation and plans for toxic removal by the Department of Defense at the Presidio. Referred to Select Committee on the Conversion of the Presidio, Hunters Point and Treasure Island with request it be considered at the November 4, 1993 meeting.

File 121-93-16, By Supervisor Alioto: To consider legislation which would ban the sale and possession of handguns, with the exception of law enforcement officials. Referred to Health, Public Safety and Environment Committee.

File 207-93-19, By Supervisor Kennedy: To consider the lieutenant's examination for the San Francisco Police Department. Referred to Economic Vitality and Social Policy Committee.

File 284-93-4, By Supervisor Kennedy: To consider alleged unfair practices toward African-American trucking businesses. Referred to Economic Vitality and Social Policy Committee.

Introduced by the President at the Request of Departments

Ordinances Referred to Committee

File 45-93-77. [Settlement of Lawsuit] Authorizing settlement of litigation of Yolanda Cazessus against the City and County of San Francisco by payment of \$8,000. (City Attorney) Government Efficiency and Labor

Monday, October 25, 1993

File 45-93-78. [Settlement of Lawsuit] Authorizing settlement of litigation of Mary P. Evans against the City and County of San Francisco by payment of \$15,000. (City Attorney) Government Efficiency and Labor

File 45-93-79. [Settlement of Lawsuit] Authorizing settlement of litigation of Robert Anderson against the City and County of San Francisco by payment of \$8,000. (City Attorney) Government Efficiency and Labor

File 46-93-15. [Settlement of Lawsuit] Authorizing settlement of Paul Attard, et al., v. Flyer Corporation, et al., upon receipt of the sum of \$1,000 and compromise and release of lien. (City Attorney) Government Efficiency and Labor

File 90-93-6. [Landmark] Designating the Ellinwood Residence at 2799 Pacific Avenue and 2498 Divisadero Street as a landmark pursuant to Article 10 of the City Planning Code. (Department of City Planning) Housing and Land Use

File 96-93-3. [Sale of Surplus Property] Authorizing the conveyance of real property to George N. Wallace and Irene G. Wallace, as joint tenants - \$3,706; and to adopt findings pursuant to Planning Code Section 101.1. (Real Estate Department) Budget

File 96-93-4. [Sale of Surplus Property] Authorizing the conveyance of real property to Manuel Llama, Jr. and Jeanne Llama, as joint tenants - \$15,410; and to adopt findings pursuant to Planning Code Section 101.1. (Real Estate Department) Budget

File 101-93-26. [Government Funding] Appropriating \$75,000, Treasurer/Tax Collector, for telephone, other non-personal services, materials and supplies, and equipment. RO #93119 (Controller) Budget

File 102-93-10. [Public Employment] Amending Annual Salary Ordinance, 1993-94, Human Rights Commission, reflecting the addition of one position (Classification 2996 Representative, Human Rights Commission); this position is a restoration by the Mayor's Office to Human Rights Commission Fiscal Year 1993-94 Budget; companion measure to File 101-93-20. (Civil Service Commission) Budget

File 124-93-6. [Parking and Traffic] Amending Traffic Code by amending Sections 33.3 and 38.B, and deleting Section 38.B.1 thereof, relating to curb parking regulation at Special Truck Loading and Yellow Zones. (Department of Parking and Traffic) Housing and Land Use

#### Resolutions Referred to Committee

File 7-93-17. [Public Transportation] Approving discontinuance of the inbound 14X-Mission Express on Sixth and outbound 27-Bryant on Fifth Street and rerouting inbound Line 14X onto Fifth Street and outbound Line 27 onto Sixth Street to accommodate conversion of Fifth and Sixth Streets to one-way operation between Howard and Bryant Streets; companion measure to File 7-93-17.1. (Public Utilities Commission) Scheduled for Public Hearing before Board on November 8, 1993 at 3:00 p.m.



File 7-93-17.1. [Public Transportation] Disapproving discontinuance of the inbound 14X-Mission Express on Sixth and outbound 27-Bryant on Fifth Street and rerouting inbound Line 14X onto Fifth Street and outbound Line 27 onto Sixth Street to accommodate conversion of Fifth and Sixth Streets to one-way operation between Howard and Bryant Streets; companion measure to File 7-93-17. (Public Utilities Commission) Scheduled for Public Hearing before Board on November 8, 1993 at 3:00 p.m.

File 25-93-32. [Contracting Out City Services] Concurring with the Controller's certification that janitorial services at the Ferry Building and surrounding areas, the Agricultural Building, the Cruise Ship Terminal and at various Port piers can be practically performed by private contractor for lower cost than similar work services performed by City and County employees. (Port) Government Efficiency and Labor

File 40-93-7. [Parking of Vehicles] Extending the boundaries of Residential Permit Parking Area "G" in the Pacific Heights area; and adding to the list of streets upon which time limitations shall apply. (Department of Parking and Traffic) Housing and Land Use

File 40-93-8. [Parking of Vehicles] Extending the boundaries of Residential Permit Parking Area "O" in the West Portal/St. Francis Wood area; and adding to the list of streets upon which time limitations shall apply. (Department of Parking and Traffic) Housing and Land Use

File 40-93-10. [Parking of Vehicles] Extending the boundaries of Residential Permit Parking Area "U" in the South of Market area; and adding to the list of streets upon which time limitations shall apply. (Department of Parking and Traffic) Housing and Land Use

File 48-93-26. [Settlement of Unlitigated Claim] Authorizing settlement of unlitigated claim of Jean Pierre Quintos the sum of \$6,106.51. (City Attorney) Government Efficiency and Labor

File 94-93-9. [Grant - State Funds] Authorizing the Public Utilities Commission to apply for, accept and expend \$51,545,356 from Propositions 108 and 116 Bond funding for four San Francisco Municipal Railway Capital Projects and an equal amount of Regional and local matching funds. (Public Utilities Commission) Government Efficiency and Labor

File 213-93-1.1. [Grant Funds - Airport Administration] Authorizing the Airports Commission to accept and expend \$60,000 in funds from the Bay Area Air Quality Management District for a Caltrain-SFO Shuttle for a one-year trail. (Airports Commission) Government Efficiency and Labor

#### Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Bierman, that letter be sent to Director of Public Works concerning recent order to vacate or convert the St. Mary's Chinese Day School and Chinese Language School located on Stockton Street by February 14, 1994 and inquiring whether an extension of time is feasible to allow for planning and raising funds.



Monday, October 25, 1993

By Supervisors Hallinan and Alioto, that City Attorney draft resolution urging the District Attorney to scrutinize all citations issued by the Police Department in connection with the Mayor's Matrix Program and urging him to discharge those citations that cannot be proved and to urge the courts to discharge warrants based on citations for which there is no evidentiary basis.

By Supervisor Kennedy, that letter be sent to his Honor, the Mayor; the City Attorney; Chief of Police and Civil Service Commission requesting each addressee to provide the Board of Supervisors with alternatives that would ensure diversity of the Police Department in all levels including the lieutenant class within twenty days.

By Supervisor Kennedy, that letter of inquiry be sent to the Chief of Police to determine the number and percentage of African-Americans at each rank from police departments of the twenty-five largest cities.

By Supervisor Kennedy, that letter be sent to Chief of Police requesting unedited copy of alleged film titled, "Lifestyle of the Poor and Lazy" which was alleged filmed in one of the public housing units by a San Francisco police officer.

By Supervisor Migden, that City Attorney prepare appropriate resolution urging the State Legislature to make domestic partners eligible to receive exemption from the real estate transfer tax consistent with the exemption for married couples and family members.

By Supervisor Shelley, that City Attorney draft proposed firearms dealer permit ordinance to include requirement that any firearm purchased shall have a trigger lock, prohibits the sale of ammunition clips in excess of a number to be defined by Police Commission, limit the purchase of ammunition to people with proof of having purchased a trigger lock and allowing sale of ammunition to people with a valid permit.

By Supervisor Shelley, that City Attorney draft resolution urging the Mayor to set aside money (possibly from Narcotics Forfeiture Fund) for a "Safe Streets Now" program. The program would provide funding for expertise to citizen groups interested in bringing action in small claims court against property owners who are responsible for the ownership, maintenance and operation of drug houses.

By Supervisor Shelley, that City Attorney draft a firearms and weapons violence prevention ordinance which regulates the illegal use of firearms.

By Supervisor Shelley, that City Attorney draft an ordinance that would make it a misdemeanor to loiter with the intent to engage in illegal drug activities. Makes it a misdemeanor to delay, linger or idle about any school or public place without having justification for being there.

By Supervisor Shelley, that City Attorney prepare an ordinance that will allow the Police Department to cite individuals with open containers of liquor within 300 yards of a school or retail liquor establishment.

Monday, October 25, 1993

By Supervisor Shelley, that City Attorney prepare ordinance to create a condition of approval for land use permit applications related to package stores that intend to sell alcoholic beverages for purposes of off-site consumption. These businesses would receive a condition of approval when their permits are issued, related to litter, lighting, developing anti-loitering plans and sidewalk sweeping. Violation of the condition of approve would create the authority to revoke "deemed approved" status.

By Supervisor Conroy, that letter of inquiry be sent to General Manager, Recreation and Park Department, to determine what plans have been implemented to improve traffic safety conditions at Stern Grove.

By Supervisor Conroy, that letter of inquiry be sent to Chief of Police, to determine what plans have been implemented to ensure the safety of those who use Stern Grove.

By Supervisor Kennedy, that letters be sent to Director of Human Rights Commission and Director of Public Works notifying them of a hearing concerning alleged unfair practices toward African-American trucking businesses and requesting their presence when the matter is scheduled for consideration and requesting a list of names of trucking companies awarded contracts within the last five years and how many of these companies are African-American.

#### Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Hattie Blanford (Supervisor Kennedy)  
Justin P. Smith (Supervisor Conroy)

File 2-93- 42

Unanimously adopted by a rising vote.

#### ADJOURNMENT

There being no further business, the Board at the hour of 6:03 p.m. adjourned.

John L. Taylor, Clerk

**N.B.** This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Monday, October 25, 1993

Approved by the Board of Supervisors on February 14, 1994

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor  
Clerk of the Board of Supervisors









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**Vol. 88**

**No. 44**

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**Monday, November 1, 1993**

# **Journal of Proceedings Board of Supervisors**

**City and County of San Francisco**





JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

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Monday, November 1, 1993 - 2:00 p.m.

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The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Angela Alioto presiding.

CALLING THE ROLL

The meeting was called to order at 2:06 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Bierman, Hsieh, Kaufman, Kennedy, Leal, Migden - 7.

Noted absent at first roll call:

Supervisors Conroy, Hallinan, Maher, Shelley - 4.

Quorum present.

Supervisor Conroy was noted present at 2:07 p.m.

Supervisor Hallinan was noted present at 2:07 p.m.

Supervisor Maher was noted present at 2:12 p.m.

Supervisor Shelley was noted present at 2:08 p.m.

APPROVAL OF JOURNAL

There being no errors, corrections or omissions, Supervisor Kennedy, seconded by Supervisor Hsieh, moved that the Journal of Proceedings for Monday, June 7, 1993, be approved.

Motion carried by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden - 9.

Absent: Supervisors Maher, Shelley - 2.

Monday, November 1, 1993

COMMUNICATION

The Clerk presented a communication from his Honor, the Mayor, requesting reconsideration pursuant to Charter Section 2.302 of the following resolution:

Consideration Continued

[Contracting Out, Senior Escort Services]  
Resolution concurring with the Controller's certification that Senior Transportation/Escort Services can be practically performed for the Commission on the Aging by a private contractor for a lower cost than similar services performed by City and County employees. (Commission on the Aging)

File 25-93-26, Resolution No.

(October 18, 1993 - Refused Adoption.

October 28, 1993 - Letter received from the Mayor requesting reconsideration pursuant to Charter Section 2.302.

The Clerk stated that pursuant to Rule 2.9a of the Rules of Order of the Board of Supervisors the Board shall not reconsider the legislation until the first meeting after the message from the Mayor is read to the Board.

Thereupon, Supervisor Bierman, seconded by Supervisor Hsieh, moved to continue consideration to November 8, 1993.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 10.

Absent: Supervisor Maher - 1.

CONSENT CALENDAR

Recommendation of Budget Committee

Finally Passed

[Cultural Equity Endowment Fund Programs]  
Ordinance amending Administrative Code, establishing Cultural Equity Endowment Fund Programs, setting forth guidelines for disbursement of funds and authorizing the Art Commission to administer and implement Cultural Equity Endowment Fund Programs. (Supervisors Hallinan, Alioto)

File 97-93-49, Ordinance No. 354-93

Monday, November 1, 1993

(Adds new Chapter 68.)

Finally passed.

Recommendations of Government Efficiency and Labor Committee

Finally Passed

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Nero Robinson against the City and County by payment of \$21,250. (City Attorney)

File 45-93-69, Ordinance No. 348-93

(Superior Court No. 934-222.)

Finally passed.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Joseph Turturichi against the City and County by payment of \$16,500. (City Attorney)

File 45-93-70, Ordinance No. 349-93

(Superior Court No. 930-225.)

Finally passed.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Luella Shanahan, et al., against the City and County by payment of \$30,000. (City Attorney)

File 45-93-72, Ordinance No. 350-93

(U.S.D.C. No. C92-4067 MHP.)

Finally passed.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Rosalee Folger against the City and County by payment of \$25,000. (City Attorney)

File 45-93-73, Ordinance No. 351-93

(Superior Court No. 943-461.)

Finally passed.

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[Conflict of Interest Code]

Ordinance amending Administrative Code, to add Legislative Aide and Administrative Assistant to member of the Board of Supervisors as designated positions with disclosure responsibilities under the Conflict of Interest Code of the City and County of San Francisco. (Supervisors Hallinan, Shelley, Leal)

File 97-93-33, Ordinance No. 352-93

(Amends Section 58.145.)

Finally passed.

[Fictitious Business Name Filing Requirement]

Ordinance amending Article 12B of Part III of Municipal Code, to require persons filing a statement of fictitious business name pursuant to Section 17900 et seq. of the California Business and Professions Code to provide proof of compliance with business tax registration requirements. (Supervisor Kennedy)

File 127-92-10, Ordinance No. 356-93

(Adds Section 1007.3.)

Finally passed.

Recommendations of Housing and Land Use Committee

Adopted

[Parking of Vehicles]

Resolution establishing new time limitations for certain streets and adding to the list of streets within Residential Permit Parking Area "E" in the Park Merced area. (Department of Parking and Traffic)

File 40-93-5, Resolution No. 889-93

(Bucareli Drive and Rivas Avenue, between Garces and Vidal Drives, both sides; Vidal Drive, between Acevedo Avenue and a point approximately 492 feet northerly, west side.)

Adopted.

[Parking of Vehicles]

Resolution extending the boundaries of Residential Permit Parking Area "P" in the Anza Vista/Beideman area and adding to the list of streets upon which time limitations shall apply. (Department of Parking and Traffic)

File 40-93-6, Resolution No. 890-93



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(Central Avenue, between Fulton and Hayes Street, both sides.)

Adopted.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

REGULAR CALENDAR

UNFINISHED BUSINESS

Recommendations of Government Efficiency and Labor Committee

Finally Passed

[Use of City Vehicles]

Ordinance amending Administrative Code, to delete the requirement that the Purchaser of Supplies assign vehicles to individual officers and employees and instead to authorize the Department Head to assign vehicles upon written justification from the individual officer or employee requesting the vehicle; to allow the Water Department and the Department of Public Works to authorize some of their vehicles to be used by employees for emergency purposes; for forensic pathologists employed by the Office of the Medical Examiner/Coroner using City vehicles for transportation in order to investigate death scenes before and after normal work hours, requiring the Medical Examiner/Coroner to keep records, and requiring said records to be open to inspection by the Mayor and the Board of Supervisors; and to allow employees who reside in San Francisco to garage City vehicles at their places of residence during non-work hours; requiring report from all department heads. (Supervisors Hallinan, Migden)

File 97-93-28, Ordinance No. 358-93

(Amends Section 4.11.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Consideration Continued

[Cost Recovery - Parking and Traffic]

Ordinance amending Administrative Code (Special Law Enforcement and Public Works Services), providing for recovery of costs for

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additional parking enforcement and traffic control and related services rendered by the Department of Parking and Traffic. (Department of Parking and Traffic)

File 97-93-50, Ordinance No.

(Adds Sections 10B.16 through 10B.19.)

Supervisor Hallinan, seconded by Supervisor Migden, moved to continue consideration to November 15, 1993.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Finally Passed

[Citations for Housing Code Violations]

Ordinance amending Housing Code, to establish citation authority for enforcement of the Housing Code providing that citations, except for those issued for violations of Sections 701 (a), (b) and (c), shall not be issued until the time provided in the initial notice of violation has expired; creating fines for violation of the Housing Code ranging from \$100 for the first violation to \$200 for the second violation of the same section within one year of the first violation, with maximum fines of \$7,500 per building; increasing the maximum fine upon conviction for misdemeanor offenses to \$1,000; increasing civil penalties to \$1,000 and providing that the Director of Public Works shall report to the Board of Supervisors six (6) months from the effective date of this amendment on the implementation of such citation power. (Supervisors Kaufman, Bierman, Hallinan, Shelley, Leal)

File 125-93-1.1, Ordinance No. 355-93

(Amends Section 204.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Leal, Maher, Migden, Shelley - 9.

Noes: Supervisors Hsieh, Kennedy - 2.

Recommendation of Health, Public Safety and Environment Committee

Rereferred to Committee

(Supervisor Leal dissenting in Committee.)

[Cabarets]

Ordinance amending Police Code, to permit persons over 18 to enter,

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be, or remain in premises that are permitted and operated as cabarets. (Supervisors Hallinan, Alioto)

File 121-93-7, Ordinance No.

(Amends Section 1070.16.)

Supervisor Hallinan, seconded by Supervisor Maher, moved to rerefer to Health, Public Safety and Environment Committee.

Motion to rerefer to Committee adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Called from Health, Public Safety and Environment Committee  
by Supervisor Conroy

Finally Passed

[Graffiti Advisory Board]

Ordinance amending Administrative Code, creating a graffiti advisory board. (Supervisors Conroy, Alioto, Shelley)

File 97-93-34, Ordinance No. 353-93

(Adds Sections 5.170, 5.171, 5.172, 5.173 and 5.174.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

From Department of Public Works

Tabled

[Assessment Costs - Sidewalk and Curb Repairs]

Resolution confirming report of assessment costs submitted by the Director of Public Works for sidewalk and curb repairs ordered to be performed at 825 Polk Street by said Director pursuant to Sections 707 and 707.1 of the Public Works Code, the costs thereof having been paid for out of a Revolving Fund.

File 41-93-1.1, Resolution No.

Supervisor Maher, seconded by Supervisor Migden, moved to table.

Tabled by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

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From the President

Report Received

Report by Private Industry Council on the number and types of programs funded over the past five years. (Supervisor Kennedy)

File 156-93-2

Ms. Eunice Elton, Executive Director, Private Industry Council, appeared and gave a brief report. A detailed report dated October 29, 1993, entitled "What the Private Industry Council Has Been Doing" is on file in the Office of the Clerk of the Board of Supervisors.

NEW BUSINESS

Recommendations of Budget Committee

Passed for Second Reading

[Courthouse Construction Fund]  
Ordinance amending Administrative Code, to provide that payments made by the City in connection with the construction of a new courthouse may be paid from the Courthouse Construction Fund. (Supervisor Alioto)

File 97-93-56, Ordinance No.

(Amends Section 10.117-35.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

In connection with the above item, Supervisor Alioto requested to be added as sponsor.

Adopted

[Nonprofit Corporation]  
Resolution authorizing the incorporation of the City and County Courthouse Corporation and approving certain actions in connection therewith. (Supervisor Alioto)

File 97-93-56.2, Resolution No. 892-93

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.



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In connection with the above item, Supervisor Alioto requested to be added as sponsor.

Adopted as Amended

[Courthouse Financing]

Resolution approving the form of a site lease between the City and County, as lessor, and the City and County of San Francisco Courthouse Corporation; as lessee, the form of a lease agreement between the City and County of San Francisco Courthouse Corporation, as lessor, and the City and County of San Francisco, as lessee; the form of an assignment agreement by and between the City and County of San Francisco Courthouse Corporation and the trustee to be named therein and the form of a trust agreement by and between the City and County of San Francisco, the City and County of San Francisco Courthouse Corporation and the trustee to be named therein; authorizing the Chief Administrative Officer to develop a plan of finance; authorizing the filing of a validation action; authorizing reimbursement of expenditures and ratifying certain actions, all in connection with the proposed acquisition, construction and installation of courthouse facilities and improvements and the proposed execution and delivery of up to a maximum aggregate principal amount of \$63,000,000 of certificates of participation to finance such project. (Supervisor Alioto)

File 97-93-56.1, Resolution No. 877-93

Supervisor Migden, seconded by Supervisor Leal, moved an amendment of the whole entitled, "Resolution approving the form of a site lease between the City and County, as lessor, and the City and County of San Francisco Courthouse Corporation; as lessee, the form of a lease agreement between the City and County of San Francisco Courthouse Corporation, as lessor, and the City and County of San Francisco, as lessee; the form of an assignment agreement by and between the City and County of San Francisco Courthouse Corporation and the trustee to be named therein and the form of a trust agreement by and between the City and County of San Francisco, the City and County of San Francisco Courthouse Corporation and the trustee to be named therein; authorizing the Chief Administrative Officer to develop a plan of finance; authorizing the filing of a validation action; authorizing reimbursement of expenditures and ratifying certain actions, all in connection with the proposed acquisition, construction and installation of courthouse facilities and improvements and the proposed execution and delivery of up to a maximum aggregate principal amount of \$63,000,000 of certificates of participation to finance such project."

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Adopted as amended by the following vote:

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Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

In connection with the above item, Supervisor Alioto requested to be added as sponsor.

Adopted

[Findings]

Resolution making a finding concerning proposed revisions of the Municipal Railway fare schedule concerning special group rates for youth. (Supervisors Conroy, Bierman)

File 7-93-16.3, Resolution No. 884-93

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

In connection with the above item, Supervisors Conroy and Bierman requested to be added as co-sponsors.

[Municipal Railway Fare Increases]

Resolution approving a revised fare schedule for special group rate for youth for the Municipal Railway; companion measure to File 7-93-16.3. (Supervisors Conroy, Bierman)

File 7-93-16.2, Resolution No. 883-93

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

In connection with the above item, Supervisors Conroy and Bierman requested to be added as co-sponsors.

From Budget Committee Without Recommendation

Consideration Continued

[Municipal Railway Fare Increases]

Resolution making a finding concerning proposed revisions of the Municipal Railway fare schedule relating to senior and disabled discount fares. (Supervisor Bierman)

File 7-93-16, Resolution No.

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(Budget Committee recommends that consideration of this matter be continued to December 20, 1993 pending further hearing to be held by Budget Committee on December 15, 1993.)

Supervisor Migden, seconded by Supervisor Hsieh, moved to continue consideration to December 20, 1993.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Leal - 1.

In connection with the above item, Supervisor Bierman requested to be added as sponsor.

[Municipal Railway Fare Increases]

Resolution approving a revised fare schedule for the Municipal Railway; Senior and Disabled discount fares. (Bierman)

File 7-93-16.1, Resolution No.

(Budget Committee recommends that consideration of this matter be continued to December 20, 1993 pending further hearing to be held by Budget Committee on December 15, 1993.)

Supervisor Migden, seconded by Supervisor Hsieh, moved to continue consideration to December 20, 1993.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Leal - 1.

In connection with the above item, Supervisor Bierman requested to be added as sponsor.

Recommendations of Economic Vitality and Social Policy Committee

Passed for Second Reading

[South Africa Divestment]

Ordinance amending Administrative Code, by repealing sections which now prohibit certain uses of or agreements involving city funds with persons, financial institutions or other businesses having specified relations with either the government of South Africa or certain private entities doing business with or in South Africa. (Supervisors Maher, Conroy, Kennedy, Migden, Bierman)



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File 97-93-53, Ordinance No.

(Repeals Sections 10.210 through 10.220.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

In connection with the above item, Supervisors Migden and Bierman requested to be added as co-sponsors.

[Stalking]

Ordinance amending Police Code, requiring notice to potential victims upon release of a stalker. (Supervisors Alioto, Kaufman, Conroy, Migden, Bierman)

File 121-93-13.1, Ordinance No.

(Adds Section 259.3.)

Appointment of President Pro Tempore

At the request of the President, Supervisor Hallinan assumed the Chair so the President could participate in the debate from the floor.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

In connection with the above item, Supervisors Migden and Bierman requested to be added as co-sponsors.

The President resumed the Chair.

Adopted

[Establishing a Minority Local Business Development Program]  
Resolution urging the Mayor to urge the San Francisco Human Rights Commission to adopt the Minority Local Business Development Program for Native American businesses, and to cooperate with the Mayor and the Board of Supervisors to do all within its authority to assist in the inclusion of the increase of business opportunities for Native American businesses and to assist Native American community in identifying other Bay Area public agencies with similar Minority/Women-owned Business Programs and inform such programs of the Minority Local Business Development Program for Native American businesses. (Supervisors Kennedy, Alioto, Bierman)



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File 284-93-2, Resolution No. 893-93

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Kaufman - 1.

In connection with the above item, Supervisors Alioto and Bierman requested to be added as co-sponsors.

Recommendations of Health, Public Safety and Environment Committee

Passed for Second Reading as Amended

[Smoking Prohibition]

Ordinance amending Health Code, to prohibit smoking in places of employment and certain publicly-owned sports areas. (Supervisors Alioto, Bierman, Leal, Maher, Migden, Shelley)

File 118-93-8, Ordinance No.

(Adds Sections 1009.5 through 1009.10.)

Appointment of President Pro Tempore

At the request of the President, Supervisor Maher assumed the Chair so the President could participate in the debate from the floor.

Supervisor Leal, seconded by Supervisor Alioto, moved the following amendments:

Amend Section 1009.5(b) to read as follows: "(b) No owner, manager, or operator of a sports arena or stadium shall knowingly or intentionally permit, and no person on the premises shall engage in, the smoking of tobacco products in any enclosed or open space at a sports arena or stadium except in (1) concourses and ramps outside seating areas, (2) private suites and corridors to private suites, and (3) areas designated for parking. For purposes of this section a sports arena or stadium means a publicly owned facility which has a seating capacity of at least 30,000 people."

Amend Section 1009.5(c)(2) to read as follows: "Place of employment" means any place, and the premises appurtenant thereto, where employment is carried on. "Places of employment" shall not include: (A) That portion of any hotel or motel lobby designated for smoking, provided that no hotel or motel shall designate more than 25% of any lobby for smoking, and provided further that no hotel or motel shall permit smoking in any room used for exhibit space."

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Amend Section 1009.5(f) to read as follows: "Insofar as this Article applies to actions or omissions involving smoking that are also governed by any other ordinance of the City and County of San Francisco, the provisions of this Article are intended to supersede any other provision; provided, however, that the provisions of this Article supersede such other provision only after the provisions of this Article that apply to such act or omission become operative. The intent of this Section is that the current ordinances regulating smoking continue to be enforced until the applicable provisions of this Article become operative."

Amend Section 1009.10 to read as follows: "OPERATIVE DATE. The provisions of this Article shall not be operative until February 1, 1994; provided, however, that with respect to restaurants, the provisions of this Article shall not be operative until January 1, 1995."

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Supervisor Hallinan, seconded by Supervisor Kennedy, moved to amend to exempt coffeehouses with 70 or less seats.

Motion to amend refused adoption by the following vote:

Ayes: Supervisors Conroy, Hallinan, Kaufman, Kennedy - 4.

Noes: Supervisors Alioto, Bierman, Hsieh, Leal, Maher, Migden, Shelley - 7.

Supervisor Migden, seconded by Supervisor Bierman, moved to amend page two, line 15 by changing "35%" to "50%" hotel and motel guest rooms as non-smoking.

Motion to amend refused adoption by the following vote:

Ayes: Supervisors Bierman, Leal, Maher, Migden - 4.

Noes: Supervisors Alioto, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Shelley - 7.

Supervisor Alioto, seconded by Supervisor Leal, moved to amend Section 1009.5(c)(2) by adding the following: "(F) Private homes."

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Passed for second reading as amended by the following vote:

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Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

In connection with the above item, Supervisors Maher, Migden, Shelley requested to be added as co-sponsors.

The President resumed the Chair.

Adopted

[California for Parks and Wildlife Bond Act of 1994]  
Resolution endorsing the Parks and Wildlife Initiative (CALPAW '94) which will provide nearly \$2 billion to acquire, protect and develop parkland, wildlife habitat, prime agricultural land, coastal areas, river habitat and other resources (which will appear on the June 7, 1994 ballot). (Supervisors Bierman, Shelley, Leal, Hsieh, Alioto, Migden)

File 60-93-12, Resolution No. 891-93

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Conroy - 1.

Recommendations of Housing and Land Use Committee

Consideration Continued

[Width of Sidewalk]  
Ordinance amending Ordinance No. 1061 entitled "Regulating the Width of Sidewalk" by adding Section 1512 changing the official widths of sidewalk on the west side of Nineteenth Avenue between Eucalyptus and Winston Drives as shown on the Department of Public Works Map Numbered Q-20-416, and making findings pursuant to Planning Code Section 101.1. (Department of Public Works)

File 34-93-5, Ordinance No.

Supervisor Conroy, seconded by Supervisor Leal, moved to continue consideration to November 15, 1993.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Leal, Migden, Shelley - 9.

Noes: Supervisors Kennedy, Maher - 2.



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[Width of Sidewalk]

Ordinance amending Ordinance No. 1061 entitled "Regulating the Width of Sidewalk" by adding Section 1513 changing the official widths of sidewalk on the east side of Nineteenth Avenue at Holloway Avenue as shown on the Department of Public Works Map Numbered Q-20-415, and making findings pursuant to City Planning Code Section 101.1. (Department of Public Works)

File 34-93-6, Ordinance No.

Supervisor Conroy, seconded by Supervisor Leal, moved to continue consideration to November 15, 1993.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Leal, Migden, Shelley - 9.

Noes: Supervisors Kennedy, Maher - 2.

Passed for Second Reading

[Street Acceptance]

Ordinance accepting roadways, including curbs, of Progress Street, north of Whitney Young Circle in the City View Subdivision Project Area. (Supervisor Kennedy)

File 35-93-3, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

In connection with the above item, Supervisor Kennedy requested to be added as sponsor.

[Rent Ordinance]

Ordinance amending Administrative Code, to limit the amount of rent overpayments hearing officers may refund to tenants due to null and void rent increases, to limit the amount tenants may recover in civil actions for rent overpayments resulting from null and void increases and the effective date from which such overpayments can be determined. (Supervisor Migden)

File 109-93-6, Ordinance No.

(Amends Sections 37.8 and 37.11A.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.



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Adopted

[Permit]

Resolution granting revocable permission to Anchor Brewing Company to construct an underground telecommunication and process piping connection on Mariposa Street between DeHaro and Carolina Streets (one 24-inch steel conduit and one 4-inch PVC conduit) all fronting the side of 495 and 501 DeHaro Street (Block 4007, Lot 1 and Block 380, Lot 4); and adopting findings pursuant to Planning Code Section 101.1. (Department of Public Works)

File 10-93-5, Resolution No. 885-93

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

(Supervisor Maher dissenting in Committee.)

[Historical Landmarking]

Resolution reaffirming San Francisco's Commitment to preserving and designating unique and historic buildings as landmark structures and opposing any proposed state legislation after SB 1185 becomes ineffective, or after December 31, 1994, that would have the effect of preempting San Francisco's ability to designate landmarks as currently prescribed by local law. (Supervisors Alioto, Shelley, Bierman, Migden)

File 12-93-28, Resolution No. 887-93

Appointment of President Pro Tempore

At the request of the President, Supervisor Kennedy assumed the Chair so the President could participate in the debate from the floor.

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 9.

Noes: Supervisor Maher - 1.

Absent: Supervisor Conroy - 1.

Passed for Second Reading as Amended

[Reopening of Twenty-Sixth Street]

Ordinance approving map showing the opening of Twenty-sixth Street between Treat Avenue and Harrison Street; declaring Twenty-sixth Street to be an open public street dedicated to public use; and making findings pursuant to City Planning Code Section 101.1. (Supervisors Conroy, Maher, Alioto, Leal)

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File 35-93-1.1, Ordinance No.

Supervisor Conroy, seconded by Supervisor Migden, moved an amendment of the whole entitled, "Ordinance approving map showing the opening of Twenty-sixth Street, between Treat Avenue and Harrison Street; declaring Twenty-sixth Street to be an open public street dedicated to public use; and making findings pursuant to City Planning Code Section 101.1."

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Passed for second reading as amended by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

In connection with the above item, Supervisors Conroy, Maher, Alioto, Leal requested to be added as sponsors.

Adopted

[Street Artists]

Resolution designating temporary downtown area selling spaces for street artists certified by the Art Commission, for the Christmas Season, 1993, beginning on November 15, 1993 and ending on January 15, 1994. (Supervisor Hallinan)

File 169-93-3, Resolution No. 875-93

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

PUBLIC COMMENT

The privilege of the floor was granted to the following persons:

John Doe;  
Helen Smith;  
Patricia Vaughey;  
George Williams;  
Joseph Braverman;  
Kathy Perry;  
LeBaria Moore;  
Marie Harrison;  
Louise Vaughn;  
R. J. Hampton;  
Keith McHenry;  
Shelley Salieri;  
Dehnert Queen;  
Virginia Conroy.

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There being no one else present wishing to speak, the President declared the public comment portion of the meeting closed.

EMERGENCY CALENDAR

Referred to Budget Committee

[Government Funding]

Ordinance appropriating \$300,000, Department of Public Works, for capital improvements; an emergency measure. (Emergency Reserve Fund). RO #93133 (Controller).

File 101-93-27, Ordinance No.

Supervisor Migden, seconded by Supervisor Bierman, moved to refer to the Budget Committee.

Motion to refer to Committee adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden - 8.

Absent: Supervisors Conroy, Maher, Shelley - 3.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures were introduced at a prior meeting of the Board with action requested at this meeting. Any Supervisor may require these measures to go to committee unless a motion to suspend the rules is adopted by eight votes (or a unanimous vote if only six or seven members are present). An "aye" vote is (a) a vote in favor of suspending the rule requiring reference to committee, and (b) a vote in favor of adoption of the measures. Eight votes (or a unanimous vote if only six or seven members are present) is required.

Severed from Adoption Without Committee Reference Calendar

Supervisor Kennedy requested that the following measure be severed from the For Adoption Without Committee Reference Calendar and considered separately.

Consideration Continued

[San Francisco Police Department Lieutenant Exam]

Resolution urging Senator Dianne Feinstein to secure Attorney General Janet Reno's recommendations to ensure Police Department diversity at all levels, including at the crucial lieutenant level and urging San Francisco business leaders, such as, PG&E, Pacific Telesis, Wells Fargo and Levi Strauss, all of which have spoken out and acted on issues of diversity, to help form a "Blue Ribbon Police Diversity Commission" to assist the City and County of San Francisco

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in its endeavor to ensure diversity at all levels of the Police Department. (Supervisor Kennedy)

File 13-93-36, Resolution No.

(October 25, 1993 - Introduced in Board for consideration on November 1, 1993.)

Supervisor Kennedy, seconded by Supervisor Hsieh, moved to continue consideration to November 15, 1993.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden - 8.

Absent: Supervisors Conroy, Maher, Shelley - 3.

The Board thereupon resumed its consideration of the following items on the For Adoption Without Committee Reference Calendar.

For Adoption Without Committee Reference

Adopted

[Discrimination]

Resolution urging the State of California Teachers Retirement System and the California Public Employees Retirement System to vote as stockholders in Cracker Barrel Old Country Stores in favor of a policy of non-discrimination against gay men and lesbians. (Supervisor Migden)

File 12-93-33, Resolution No. 888-93

(October 25, 1993 - Introduced in Board for consideration on November 1, 1993.)

Adopted.

[Federal Legislation]

Resolution urging Senator Dianne Feinstein to oppose further weakening of the California Desert Protection Act (S.21) and to restore the entire Mojave National Plan as originally proposed. (Supervisors Alioto, Shelley)

File 13-93-38, Resolution No. 886-93

(October 25, 1993 - Introduced in Board for consideration on November 1, 1993.)

Adopted.



Monday, November 1, 1993

The foregoing items on the For Adoption Without Committee Reference Calendar were adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden - 8.

Absent: Supervisors Conroy, Maher, Shelley - 3.

IMMEDIATE ADOPTION CALENDAR

These measures are being introduced at this meeting. An "Aye" vote is (a) a vote to find that the need to take action arose after the agenda was published (if the title is not printed on the agenda) and (b) a vote to adopt the measure. A unanimous vote is required for adoption today. Any Supervisor may require any of these measures to go to committee.

Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-93-44, Resolution No. 879-93

(Susan Leal, member, Board of Supervisors, October 29, November 4, 5, 17 - 21, 1993.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden - 8.

Absent: Supervisors Conroy, Maher, Shelley - 3.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS  
NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[Marijuana, Medical Use of, Urge State Legislation]

Resolution directing the State Legislative Representative to support the passage of an amendment to State law permitting the cultivation and possession of marijuana for medicinal use. Supervisors Alioto, Hallinan presented. Referred to Health/Public Safety/Environment Committee with request it be considered at the November 9, 1993 meeting.

File 012-93-034.

Monday, November 1, 1993

[Marijuana, Medical Use, Urge Federal Legislation]

Resolution directing the Federal Legislative Representative to urge the Attorney General and the Secretary of Health and Human Services to reclassify marijuana on the schedule of controlled substances so that physicians may prescribe marijuana for medical purposes and, in the event this effort fails, to lobby for the enactment of a change in Federal law to remove marijuana as a Schedule I controlled substance so that physicians may prescribe marijuana for appropriate medicinal use. Supervisors Alioto, Hallinan presented. Referred to Health/Public Safety/Environment Committee with request it be considered at the November 9, 1993 meeting.

File 013-93-041.

Referred to Board

[Unremunerated Work Act of 1993, H.R. 966]

Resolution supporting the Unremunerated Work Act of 1993, H.R. 966. Supervisor Alioto presented. Referred to Board November 8, 1993 For Adoption Without Committee Reference Calendar.

File 013-93-042.

Referred to Committee

[Marijuana, Medical Use, Health Master Plan]

Resolution urging the Mayor to urge the Health Commission to direct Department of Public Health Staff to address the issue of the medical use of marijuana in the master plan to reduce drug and alcohol problems and in other planning activities involving substance abuse and HIV. Supervisors Alioto, Hallinan presented. Referred to Health/Public Safety/Environment Committee with request it be considered at the November 9, 1993 meeting.

File 030-93-017.

Referred to Board

[Proposition C, Sales Tax, Programs To Be Funded]

Resolution declaring the intention of the Board of Supervisors to use revenues generated by the passage of Proposition C to provide for those programs funded for six months in the Budget as approved for Fiscal Year 1993-1994, and urging the Mayor to submit supplemental appropriations honoring this intent. (Supervisor Migden presented.) Referred to Board November 8, 1993 For Adoption Without Committee Reference Calendar.

File 100-93-014.

[Convention Facilities, Waive Rental Fees]

Resolution supporting Testifying for Life: A Night of Gospel to fight AIDS on World AIDS Day and urging the Mayor to urge Director

Monday, November 1, 1993

of Convention Facilities to waive rental fees for this event. Supervisor Alioto presented. Referred to Board November 8, 1993 For Adoption Without Committee Reference Calendar.

File 177-93-001.

[National Service Blue Ribbon Commission]  
Resolution amending Resolution No. 300-93, creating the National Service Blue Ribbon Commission, by adding six additional voting members, and by requiring that some of the members be representatives of certain types of organizations. (Supervisor Bierman presented.) Referred to Board November 8, 1993 For Adoption Without Committee Reference Calendar.

File 221-93-1.1

Requests for Hearings:

[Muni Discount Fares For Seniors And Disabled]  
Hearing to consider joint report by the Budget Analyst Controller and Mayor, analyzing the need for, financial and operational impacts of discount fares for senior and disabled individuals, as well as other possible Muni fare changes that may be necessary, including the views of the Public Utilities Commission on all proposals analyzed in the report. Supervisor Migden presented. Referred to Budget Committee.

File 007-93-016.04.

[Ballot Initiatives, Limit To Eight Per Election]  
Hearing to consider limiting the number of ballot initiatives sponsored by the Mayor and/or Board of Supervisors to no more than eight per election. Supervisor Alioto presented. Referred to Rules Committee.

File 060-93-013.

[Sir Francis Drake Hotel Employees, Status Of]  
Hearing to consider the status of the current employees of the Sir Francis Drake Hotel in light of its pending sale. Supervisors Hallinan, Alioto presented. Referred to Government Efficiency/Labor Committee.

File 176-93-007.

[Mission District Branch Library Renovation Plans]  
Hearing to consider plans to close the Mission District Branch Library for renovations. Supervisor Leal presented. Referred to Economic Vitality and Social Policy Committee.

File 226-93-002.



Monday, November 1, 1993

[Environment Commission, Status Of Work]  
Hearing to consider the status of the work of the Environment Commission. Supervisor Shelley presented. Referred to Health/Public Safety/Environment Committee.

File 309-93-001.

Introduced by the President at the Request of Departments

Ordinances Referred to Committee

File 45-93-80. [Settlement of Lawsuit] Authorizing settlement of litigation of Joseph Cattolica against the City and County of San Francisco by payment of \$35,000. (City Attorney) Government Efficiency and Labor

File 45-93-81. [Settlement of Lawsuit] Authorizing settlement of litigation of Alan Chan and Winnie Chan against the City and County of San Francisco by payment of \$27,896.20. (City Attorney) Government Efficiency and Labor

File 45-93-82. [Settlement of Lawsuit] Authorizing settlement of litigation of Flora Quock, et al., against the City and County of San Francisco by payment of \$40,000 and injunctive relief estimated at \$10,000. (City Attorney) Government Efficiency and Labor

File 45-93-83. [Settlement of Lawsuit] Authorizing settlement of litigation of James and Sharon Ludtke against the City and County of San Francisco by payment of \$150,000. (City Attorney) Government Efficiency and Labor

File 96-93-5. [Sale of Surplus Property] Authorizing and directing the sale of surplus City-owned property known as Assessor's Block 6203, Lot 2; and to adopt findings pursuant to Planning Code Section 101.1. (Real Estate Department) Budget

File 97-93-60. [Weighing and Measuring Devices] Amending the Administrative Code by amending Section 1.15.1 thereto, to make technical changes and to provide for charging reinspection fees, effective December 1, 1993, for testing weighing and measuring devices that fail to pass an initial inspection. (Department of Agriculture and Weights and Measures) Budget

Resolutions Referred to Committee

File 28-93-5. [Emergency Repair] Authorizing the Director of the Department of Public Works to take necessary measures to protect the safety and property of the citizens of San Francisco by performing the necessary work to mitigate rockfall hazard on Telegraph Hill at Kearny and Chestnut Streets - \$300,000. (Department of Public Works) Budget

File 146-93-35.1. [Grant - Federal Funds] Authorizing the Department of Public Health, Bureau of Epidemiology and Disease Control, Division of Tuberculosis Control, to accept and expend a



Monday, November 1, 1993

new grant in the amount of \$2,511,293, which includes indirect costs in the amount of \$80,024, based on twenty percent of salaries and a required match in the amount of \$828,726, which is sixty-seven percent of direct costs, from the existing City and County ad valorem funds for the Division of Tuberculosis Control for Fiscal Year 1993-94, for tuberculosis control services for the residents of San Francisco. (Department of Public Health) Government Efficiency and Labor

File 172-93-42. [Indemnification Agreement] Authorizing the Department of Public Health to enter into an indemnification agreement with Travelers Aid for the purposes of using Travelers Aid Facility in the provision of medical services. (Department of Public Health) Government Efficiency and Labor

#### Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Alioto, that City Attorney prepare legislation which would limit the number of ballot initiatives sponsored by the Mayor and/or the Board of Supervisors to no more than eight per election. File 60-93-13

By Supervisor Kennedy, that letter of inquiry be sent to Director, Department of Parking and Traffic requesting response to feasibility of implementing various proposals submitted by the Concerned Citizens of San Francisco regarding parking and traffic conditions (street cleaning, parking tickets, parking meters, bus zones, etc).

By Supervisor Alioto, that Budget Analyst conduct a fiscal accounting of the Police Department and the District Attorney regarding expenditures on marijuana-related investigations, arrests and prosecutions.

#### Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

George Newkirk (By the entire Board)  
Federico Fellini (Supervisor Alioto)  
Howard Traina (Supervisor Kennedy)  
Louis Addison (Supervisor Kennedy)  
Mother Hattie Blanford (Supervisor Kennedy)

File 2-93-43

Unanimously adopted by a rising vote.

Monday, November 1, 1993

ADJOURNMENT

There being no further business, the Board at the hour of 5:20 p.m. adjourned.

John L. Taylor, Clerk

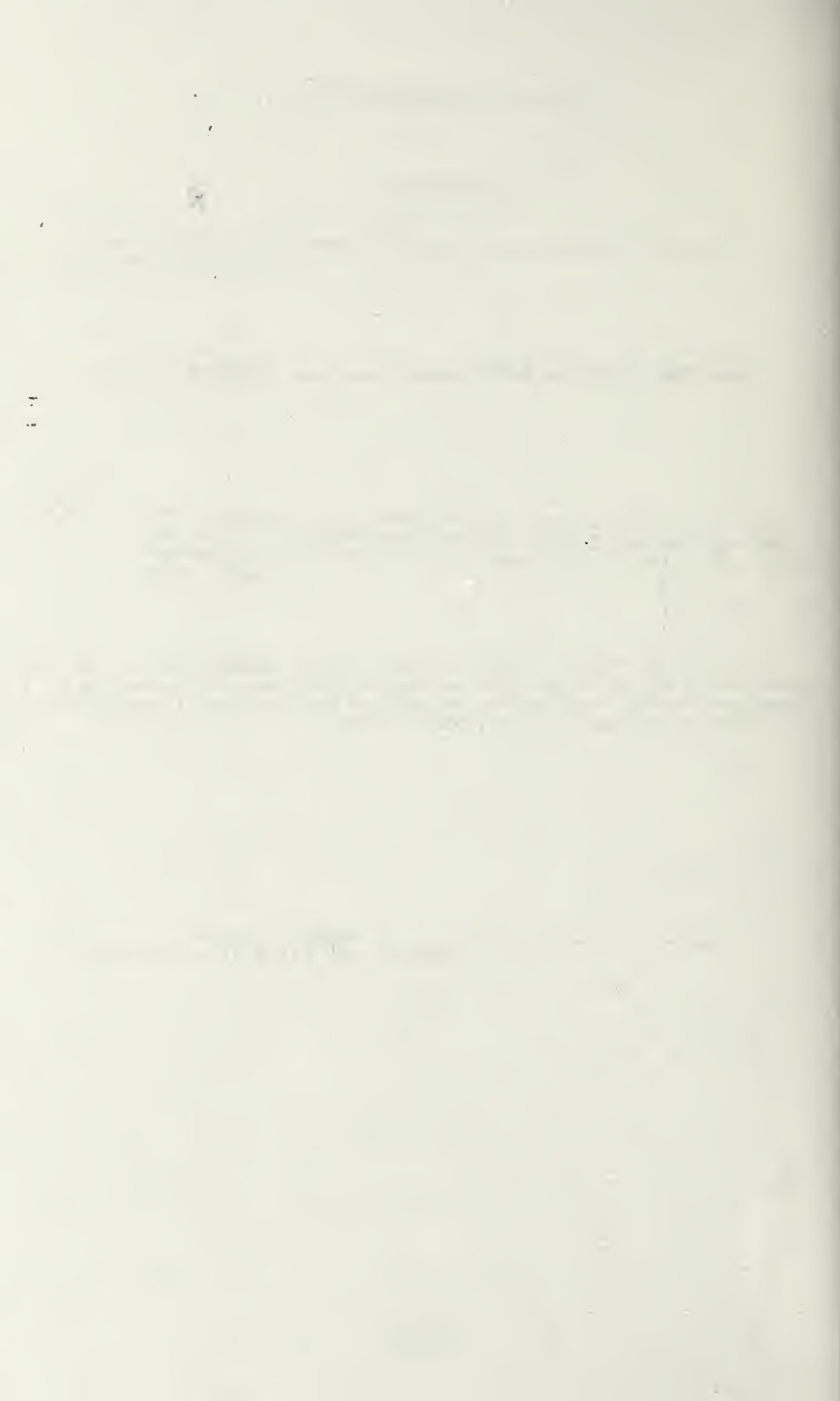
N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Monday, November 1, 1993

Approved by the Board of Supervisors on February 14, 1994

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor  
Clerk of the Board of Supervisors









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**Vol. 88**

**No. 45**

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**Monday, November 8, 1993**

# **Journal of Proceedings Board of Supervisors**

**City and County of San Francisco**





JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

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Monday, November 8, 1993 - 2:00 p.m.

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The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Angela Alioto presiding.

CALLING THE ROLL

The meeting was called to order at 2:06 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Conroy, Hsieh, Kaufman, Kennedy, Leal, Migden - 7.

Noted absent at first roll call:

Supervisors Bierman, Hallinan, Maher, Shelley - 4.

Quorum present.

Supervisor Bierman was noted present at 2:07 p.m.

Supervisor Hallinan was noted present at 2:07 p.m.

Supervisor Maher was noted present at 2:11 p.m.

Supervisor Shelley was noted present at 2:08 p.m.

APPROVAL OF JOURNAL

There being no errors, corrections or omissions, Supervisor Kennedy, seconded by Supervisor Bierman, moved that the Journal of Proceedings for Monday, June 14, 1993, be approved.

Motion carried by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden - 9.

Absent: Supervisors Maher, Shelley - 2.

Monday, November 8, 1993

COMMUNICATION

The Clerk presented a communication from his Honor, the Mayor, returning with his veto the following ordinance:

Consideration Continued

[Korean United Methodist Church Landmark]  
Ordinance designating the San Francisco Korean United Methodist Church as a landmark, pursuant to Article 10 of the City Planning Code.

File 090-93-001.03

The Clerk stated that pursuant to Rule 2.9a of the Rules of Order of the Board of Supervisors the Board shall not reconsider the legislation until the first meeting after the message from the Mayor is read to the Board.

Thereupon, Supervisor Hallinan, seconded by Supervisor Bierman, moved to continue consideration to November 15, 1993.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 10.

Absent: Supervisor Maher - 1.

CONSENT CALENDAR

Recommendations of Budget Committee

Finally Passed

[Courthouse Construction Fund]  
Ordinance amending Administrative Code, to provide that payments made by the City in connection with the construction of a new courthouse may be paid from the Courthouse Construction Fund. (Supervisor Alioto)

File 97-93-56, Ordinance No. 362-93

(Amends Section 10.117-35.)

Finally passed.

Recommendations of Economic Vitality and Social Policy Committee

Finally Passed

Monday, November 8, 1993

[South Africa Divestment]

Ordinance amending Administrative Code, by repealing sections which now prohibit certain uses of/or agreements involving city funds with persons, financial institutions or other businesses having specified relations with either the government of South Africa or certain private entities doing business with/or in South Africa. (Supervisors Maher, Conroy, Kennedy, Migden, Bierman)

File 97-93-53, Ordinance No. 357-93

(Repeals Sections 10.210 through 10.220.)

Finally passed.

[Stalking]

Ordinance amending Police Code, requiring notice to potential victims upon release of a stalker. (Supervisors Alioto, Kaufman, Conroy, Migden, Bierman)

File 121-93-13.1, Ordinance No. 364-93

(Adds Section 259.3.)

Finally passed.

Recommendations of Housing and Land Use Committee

Finally Passed

[Street Acceptance]

Ordinance accepting roadways, including curbs, of Progress Street, north of Whitney Young Circle in the City View Subdivision Project Area. (Supervisor Kennedy)

File 35-93-3, Ordinance No. 360-93

Finally passed.

[Rent Ordinance]

Ordinance amending Administrative Code, to limit the amount of rent overpayments hearing officers may refund to tenants due to null and void rent increases, to limit the amount tenants may recover in civil actions for rent overpayments resulting from null and void increases and the effective date from which such overpayments can be determined. (Supervisor Migden)

File 109-93-6, Ordinance No. 363-93

(Amends Sections 37.8 and 37.11A.)

Finally passed.

Monday, November 8, 1993

Recommendations of Government Efficiency and Labor Committee

Passed for Second Reading

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Esperanza Martinez against the City and County by payment of \$75,000. (City Attorney)

File 45-93-74, Ordinance No.

(United States District Court No. C93-1750 VRW.)

Passed for second reading.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Angel and Amber Webb against the City and County by payment of \$16,500. (City Attorney)

File 45-93-75, Ordinance No.

(Superior Court No. 924-824.)

Passed for second reading.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Mary Stubbs against the City and County by payment of \$28,000. (City Attorney)

File 45-93-76, Ordinance No.

(Superior Court No. 931-306.)

Passed for second reading.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Yolanda Cazessus against the City and County by payment of \$8,000. (City Attorney)

File 45-93-77, Ordinance No.

(Superior Court No. 943-135.)

Passed for second reading.

[Settlement of Lawsuit]

Ordinance authorizing settlement of Paul Attard, et al., v. Flyer



Monday, November 8, 1993

Corporation, et al., upon receipt of the sum of \$1,000 and compromise and release of lien. (City Attorney)

File 46-93-15, Ordinance No.

(Superior Court No. 911904.)

Passed for second reading.

Adopted

[Prop J Contract]

Resolution finding that it is economical for the Public Utilities Commission to contract for paratransit services in accordance with Charter Section 8.300-1. (Public Utilities Commission)

File 25-93-31, Resolution No. 905-93

Adopted.

[Contracting Out City Services]

Resolution concurring with the Controller's certification that janitorial services at the Ferry Building and surrounding areas, the Agricultural Building, the Cruise Ship Terminal and at various Port piers can be practically performed by private contractor for lower cost than similar work services performed by City and County employees. (Port)

File 25-93-32, Resolution No. 906-93

Adopted.

[Acceptance of Gift]

Resolution accepting one gift valued at \$200,000, from the estate of John C. Gilliland, for use by the Recreation and Park Department to be used for the Strybing Arboretum and Botanical Gardens. (Recreation and Park Department)

File 38-93-12, Resolution No. 907-93

Adopted.

[Settlement of Unlitigated Claim]

Resolution authorizing settlement of unlitigated claim of Nina Edgel by the payment of \$6,500. (City Attorney)

File 48-93-25, Resolution No. 908-93

Adopted.

Monday, November 8, 1993

[Settlement of Unlitigated Claim]

Resolution authorizing settlement of unlitigated claim of Jean Pierre Quintos by the payment of \$6,106.51. (City Attorney)

File 48-93-26, Resolution No. 909-93

(Claim No. 92-04791.)

Adopted.

[State Disability Insurance]

Resolution authorizing enrollment of Classification 1121 Deputy Director of Animal Care and Control in the State Disability Insurance Program. (Employee Relations Division)

File 89-93-9, Resolution No. 911-93

Adopted.

[Grant - Federal through the State Funds]

Resolution authorizing the Department of Public Health, Division of Mental Health and Substance Abuse Services to apply, retroactively, for a grant up to the amount of \$196,785, which includes indirect costs in the amount of \$3,935, based on two percent of the total award from the United States Department of Health and Human Services/Substance Abuse and Mental Health Services Administration for the development of a comprehensive placement/referral manual and evaluation of treatment services for homeless persons who require combined substance abuse and mental health services; providing for ratification of action previously taken. (Department of Public Health)

File 146-93-57, Resolution No. 918-93

Adopted.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 10.

Absent: Supervisor Maher - 1.

REGULAR CALENDAR

UNFINISHED BUSINESS

From the Mayor

Monday, November 8, 1993

Consideration Continued

[Contracting Out, Senior Escort Services]  
Resolution concurring with the Controller's certification that Senior Transportation/ Escort Services can be practically performed for the Commission on the Aging by a private contractor for a lower cost than similar services performed by City and County employees. (Commission on the Aging)

File 25-93-26, Resolution No.

(October 18, 1993 - Refused Adoption.  
October 28, 1993 - Letter received from the Mayor requesting reconsideration pursuant to Charter Section 2.302.  
November 1, 1993 - Consideration continued to November 8, 1993.)

Supervisor Hsieh, seconded by Supervisor Maher, moved to continue consideration to November 15, 1993.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Recommendations of Health, Public Safety and Environment Committee

Passed for Second Reading as Amended

[Smoking Prohibition]  
Ordinance amending Health Code, to prohibit smoking in places of employment and certain publicly-owned sports areas. (Supervisors Alioto, Bierman, Leal, Maher, Migden, Shelley)

File 118-93-8, Ordinance No.

(Adds Sections 1009.5 through 1009.10.)

Appointment of President Pro Tempore

At the request of the President, Supervisor Kennedy assumed the Chair so the President could participate in the debate from the floor.

Supervisor Leal, seconded by Supervisor Kennedy, moved to amend Section 1009.5(b), page two, line two, by adding the following sentence: "Any portion of a sports arena or stadium used as a bar or restaurant shall be subject to the provisions of this Article governing bars and restaurants as "places of employment".

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Monday, November 8, 1993

Supervisor Hallinan, seconded by Supervisor Bierman, moved to further amend Section 1009.5(c)(2) by adding subsection (G) at page three, line nine, to read as follows: "(G) Any store that engages exclusively in the sale of tobacco and tobacco related products and any portion of any store devoted exclusively to the sale of tobacco and tobacco related products."

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Passed for second reading as amended by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

The President then resumed the Chair.

Recommendations of Housing and Land Use Committee

Finally Passed

[Reopening of Twenty-Sixth Street]  
Ordinance approving map showing the opening of Twenty-sixth Street between Treat Avenue and Harrison Street; declaring Twenty-sixth Street to be an open public street dedicated to public use; and making findings pursuant to City Planning Code Section 101.1. (Supervisors Conroy, Maher, Alioto, Leal, Shelley)

File 35-93-1.1, Ordinance No. 361-93

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

In connection with the above item, Supervisor Shelley requested to be added as co-sponsor.

NEW BUSINESS

Recommendations of Budget Committee

Passed for Second Reading

[Government Funding]  
Ordinance appropriating \$2,211,922, Superior and Municipal Courts, for other non-personal services; placing \$324,500 on reserve. (Supervisor Alioto)



Monday, November 8, 1993

File 101-93-24, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Adopted

[Property Acquisition - Noise Easements]

Resolution authorizing the acquisition of ninety-one noise easements in the City of Millbrae as part of the City of Millbrae's Aircraft Noise Insulation Project - Phase III. (Real Estate Department)

File 82-93-11, Resolution No. 895-93

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Recommendations of Government Efficiency and Labor Committee

Adopted

[Market Heights Negative Declaration]

Resolution adopting Final Negative Declaration, finding and determining that the proposed construction of 46 dwelling units at Putnam Street and Thomkins Avenue, "Market Heights Development" ("The Project"), will have no significant impact on the environment and adopting and incorporating findings of the Final Negative Declaration. (Supervisors Shelley, Alioto, Migden)

File 65-93-8, Resolution No. 910-93

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 10.

Absent: Supervisor Maher - 1.

Passed for Second Reading

[Ground Lease]

Ordinance authorizing and approving execution of a ground lease of real property with Boomerang Housing Corporation, for a portion of Assessor's Blocks 5731, 5732, 5733 and 5734 and a portion of Bronte Street, Bradford Street and Ogden Avenue, adjacent to property commonly known as the "Farmers Market" (Market Heights Housing Development Project); companion measure to File 65-93-8. (Supervisors Shelley, Alioto, Migden)

Monday, November 8, 1993

File 65-93-8.1, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 10.

Noes: Supervisor Maher - 1.

In connection with the above item, Supervisors Alioto, Migden requested to be added as co-sponsors.

Adopted

[Street Vacation]

Resolution declaring intention of the Board of Supervisors to vacate a portion of Bronte Street, Bradford Street and Ogden Avenue, adjacent to the property commonly known as the "Farmers Market" (Market Heights Development Project); setting December 13, 1993 as the hearing date for all persons interested in the proposed vacation. (Supervisors Shelley, Alioto, Migden)

File 164-93-2, Resolution No. 897-93

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 10.

Noes: Supervisor Maher - 1.

In connection with the above item, Supervisors Alioto, Migden requested to be added as co-sponsors.

Referred to Joint Budget/Government Efficiency and Labor Committee

Referred to Joint Committee

[Memorandum of Understanding - Agreement to Extend]

Resolution ratifying addendum to Memorandum of Understanding with the San Francisco Firefighters Union, Local 798. (Employee Relations Division)

File 93-93-14, Resolution No.

Supervisor Migden, seconded by Supervisor Hsieh, moved to refer the resolution to a Joint Budget/Government Efficiency and Labor Committee.

Motion to refer to Committee adopted by the following vote:

Monday, November 8, 1993

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Addendum to MOU - Firefighters]

Ordinance implementing an amendment to the provisions of the agreement between San Francisco Firefighters Union, Local 798 and the City and County pursuant to Charter Section 8.590 et seq., effective July 1, 1993; companion measure to File 93-93-14. (Employee Relations Division)

File 93-93-14.1, Ordinance No.

Supervisor Migden, seconded by Supervisor Hsieh, moved to refer the ordinance to a Joint Budget/Government Efficiency and Labor Committee.

Motion to refer to Committee adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Passed for Second Reading

[Sidewalk Display of Merchandise]

Ordinance amending Public Works Code, deleting provision such that there is no distinction in permit requirements between food and non-food merchandise; to add provisions to prohibit sidewalk display stands in areas designated C-3 by the Planning Code; to require permit applicants to post notice of intent to display merchandise on business premises; to increase the fees for permits to display merchandise on sidewalks to \$100; to establish a new fee of a minimum of \$4.80 per square foot of sidewalk occupied by a display stand; to make such permits renewable on an annual basis, and to authorize a public hearing when written objections are made; to direct the Director of Public Works to adopt guidelines for conformity with state and federal disability access standards; to authorize investigation fees for violation of this Article; to authorize the Board of Permit Appeals to hear appeals of permit decisions of the Director of Public Works; to authorize seizure of display stands maintained in violation of this Article. (Supervisors Kaufman, Conroy, Shelley)

File 123-93-7, Ordinance No.

(Deletes Section 183;  
Amends Sections 183-1, 183-2, 183-4, 183-5, 183-6, 183-7;  
Adds Section 183-8.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.



Monday, November 8, 1993

Rereferred to Committee

[Parking Rate Change]

Resolution establishing a policy on free parking in City garages.  
(Department of Parking and Traffic)

File 47-93-10, Resolution No.

Supervisor Migden, seconded by Supervisor Hsieh, moved to rerefer to Committee.

Motion to rerefer adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Leal, Migden, Shelley - 9.

Noes: Supervisors Kennedy, Maher - 2.

Adopted

[Grant Funding]

Resolution authorizing the acceptance and expenditure of federal and state grant funds by various departments of the City and County of San Francisco including the Mayor and District Attorney for 1993-94. (Mayor)

File 100-93-13, Resolution No. 916-93

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Kaufman, Kennedy, Migden, Shelley - 7.

Absent: Supervisors Conroy, Hsieh, Leal, Maher - 4.

[Mortgage Revenue Bonds]

Resolution authorizing the Director of the Mayor's Office of Housing to submit an application and related documents to the California Debt Limit Allocation Committee to permit the issuance of qualified mortgage bonds in an amount not to exceed \$17,500,000; authorizing the Mayor's Office of Housing to direct Bank of America National Trust and Savings Association, Acting Trustee under an existing trust agreement, to hold and deposit in trust an amount not to exceed \$175,000; authorizing the Director to certify that the City has on deposit the required amount; authorizing the Mayor's Office of Housing to pay an amount equal to the deposit to the State of California if the city fails to issue the qualified mortgage bonds; and authorizing and directing the execution of any documents necessary to implement this resolution; ratifying and approving any action heretofore taken in connection with the application.  
(Supervisors Shelley, Leal)

File 170-93-9, Resolution No. 919-93



Monday, November 8, 1993

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Kaufman, Kennedy, Migden, Shelley - 7.

Absent: Supervisors Conroy, Hsieh, Leal, Maher - 4.

[Indemnification of Pacific Gas and Electric Company]  
Resolution authorizing the Purchaser to enter into an agreement with Pacific Gas and Electric Company for refueling City vehicles with compressed natural gas, whereby the City will hold Pacific Gas and Electric Company harmless from damages resulting from the performance of said agreement. (Purchasing Department)

File 172-93-40, Resolution No. 920-93

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Kaufman, Kennedy, Migden, Shelley - 7.

Absent: Supervisors Conroy, Hsieh, Leal, Maher - 4.

[Hold Harmless Agreement]  
Resolution authorizing the Public Utilities Commission to enter into an agreement with Stoner Associates, Inc., for use of the Stoner Workstation Services (SWS) that includes indemnification provisions. (Public Utilities Commission)

File 172-93-41, Resolution No. 921-93

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Kaufman, Kennedy, Migden, Shelley - 7.

Absent: Supervisors Conroy, Hsieh, Leal, Maher - 4.

Recommendations of Rules Committee

Adopted

[Appointment]  
Resolution appointing member to Redwood Empire Association, for the one-year term ending December 31, 1994. (Rules Committee)

File 92-90-42, Resolution No. 914-93

(Supervisor Willie B. Kennedy, vice herself, term expired.)

Adopted by the following vote:

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**Ayes:** Supervisors Alioto, Bierman, Hallinan, Kaufman, Kennedy, Migden, Shelley - 7.

**Absent:** Supervisors Conroy, Hsieh, Leal, Maher - 4.

**[Appointments]**

Resolution appointing members to the Advisory Council to the Commission on the Aging, terms expired, for the two-year term ending March 31, 1995. (Rules Committee)

File 92-93-27.2, Resolution No. 912-93

(Roberta E. Carter, vice herself;  
Arthur Hurwith, vice himself.)

Adopted by the following vote:

**Ayes:** Supervisors Alioto, Bierman, Hallinan, Kaufman, Kennedy, Migden, Shelley - 7.

**Absent:** Supervisors Conroy, Hsieh, Leal, Maher - 4.

**[Appointments]**

Resolution appointing members to the Park and Open Space Advisory Committee, terms expired, for two-year terms ending July 15, 1995. (Rules Committee)

File 92-93-35.2, Resolution No. 913-93

(Deana McNamara, vice Mauricio R. Aviles, Friends of Mountain Lake Park;  
Parker A. Maddux, vice Greg Garr, Friends of Mountain Lake Park.)

Adopted by the following vote:

**Ayes:** Supervisors Alioto, Bierman, Hallinan, Kaufman, Kennedy, Migden, Shelley - 7.

**Absent:** Supervisors Conroy, Hsieh, Leal, Maher - 4.

**[Appointment]**

Resolution appointing member to Board of Directors, California State Association of Counties for one-year ending at 1994 annual meeting of the Association. (Rules Committee)

File 92-93-43, Resolution No. 915-93

(Supervisor Willie B. Kennedy, vice herself, term expired.)

Adopted by the following vote:

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Ayes: Supervisors Alioto, Bierman, Hallinan, Kaufman, Kennedy, Leal, Migden, Shelley - 8.

Absent: Supervisors Conroy, Hsieh, Maher - 3.

SPECIAL ORDER - 3:00 P.M.

Hearing Held

[Public Hearing]

Hearing of persons interested in or objecting to the proposed discontinuance of the inbound 14X-Mission Express on Sixth Street and outbound 27-Bryant on Fifth Street and rerouting inbound Line 14X onto Fifth Street and outbound Line 27-Bryant onto Sixth Street to accommodate conversion of Fifth and Sixth Streets to one-way operation between Howard and Bryant Streets.

File 7-93-17

(5th Street will be one-way north toward Market and 6th Street will be one-way south toward I-280.)

The President inquired if there was anyone present desiring to speak.

There being no response, the President declared the hearing closed.

(Only one of the following two resolutions should be adopted.)

Adopted

[Public Transportation]

Resolution approving discontinuance of the inbound 14X-Mission Express on Sixth Street and outbound 27-Bryant on Fifth Street and rerouting inbound Line 14X onto Fifth Street and outbound Line 27-Bryant onto Sixth Street to accommodate conversion of Fifth and Sixth Streets to one-way operation between Howard and Bryant Streets. (Public Utilities Commission)

File 7-93-17, Resolution No. 903-93

Supervisor Kennedy, seconded by Supervisor Hsieh, moved adoption.

Resolution adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Kaufman - 1.

Tabled

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[Public Transportation]

Resolution disapproving discontinuance of the inbound 14X-Mission Express on Sixth Street and outbound 27-Bryant on Fifth Street and rerouting inbound Line 14X onto Fifth Street and outbound Line 27-Bryant onto Sixth Street to accommodate conversion of Fifth and Sixth Streets to one-way operation between Howard and Bryant Streets. (Public Utilities Commission)

File 7-93-17.1, Resolution No.

Supervisor Kennedy, seconded by Supervisor Hsieh, moved to table.

Tabled by the following vote:

Ayes: Supervisors Alioto, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 9.

Absent: Supervisors Bierman, Conroy - 2.

PUBLIC COMMENT

At the hour of 3:11 p.m., Supervisor Kennedy, seconded by Supervisor Hsieh, moved to take Public Comment out of order.

Motion to take Public Comment out of order adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Shelley - 8.

Noes: Supervisors Leal, Migden - 2.

Absent: Supervisor Maher - 1.

The privilege of the floor was granted to the following persons:

Reverend Holliday;  
David Innes, Hamilton Square Baptist Church;  
John Doe;  
David Right;  
Peggy Sue;  
Hap Margold;  
Jim Lewis;  
Donna McIlhenny;  
Pat Reese;  
Reverend Howard Lee;  
Mr. Koskovich;  
Raymond Kwong;  
Lee Wildes;  
Carl Herbster;  
Susan B.;  
Lou Shelton;  
John Doe;  
Reverend Lumpkin;



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Gretchen Brurer;  
Francisco Rojas;  
Bill Bates.

At the hour of 4:26 p.m., Supervisor Hallinan, seconded by Supervisor Migden, moved to close Public Comment.

Motion to close Public Comment adopted by the following vote:

Ayes: Supervisors Conroy, Hallinan, Kaufman, Leal, Migden, Shelley - 6.

Noes: Supervisors Alioto, Bierman, Kennedy - 3.

Absent: Supervisors Hsieh, Maher - 2.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures were introduced at a prior meeting of the Board with action requested at this meeting. Any Supervisor may require these measures to go to committee unless a motion to suspend the rules is adopted by eight votes (or a unanimous vote if only six or seven members are present). An "aye" vote is (a) a vote in favor of suspending the rule requiring reference to committee, and (b) a vote in favor of adoption of the measures. Eight votes (or a unanimous vote if only six or seven members are present) is required.

Severed from Adoption Without Committee Reference Calendar

Supervisor Migden requested that the following measure be severed from the For Adoption Without Committee Reference Calendar and considered separately.

Adopted as Amended

[Proposition C, Sales Tax, Programs To Be Funded]  
((Resolution declaring the intention of the Board of Supervisors to use revenues generated by the passage of Proposition C to provide for those programs funded for six months in the Budget as approved for fiscal year 1993-1994, and urging the Mayor to submit supplemental appropriations honoring this intent.)) (Supervisor Migden)

Resolution urging the Mayor to submit supplemental appropriations honoring the intent of the Board of Supervisors to provide for those programs funded for six months in the Budget as approved for fiscal year 1993-1994.

File 100-93-14, Resolution No. 917-93

(November 1, 1993 - Introduced in Board for consideration on November 8, 1993.)

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Supervisor Migden, seconded by Supervisor Kaufman, moved an amendment of the whole entitled, "Resolution urging the Mayor to submit supplemental appropriations honoring the intent of the Board of Supervisors to provide for those programs funded for six months in the Budget as approved for fiscal year 1993-1994."

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Bierman, Conroy, Hallinan, Kaufman, Kennedy, Leal, Migden, Shelley - 8.

Absent: Supervisors Alioto, Hsieh, Maher - 3.

Adopted as amended by the following vote:

Ayes: Supervisors Bierman, Conroy, Hallinan, Kaufman, Kennedy, Leal, Migden, Shelley - 8.

Absent: Supervisors Alioto, Hsieh, Maher - 3.

The Board thereupon resumed its consideration of the following items on the For Adoption Without Committee Reference Calendar.

For Adoption Without Committee Reference

Adopted

[Unremunerated Work Act of 1993, H.R. 966]  
Resolution supporting the Unremunerated Work Act of 1993, H.R. 966.  
(Supervisor Alioto)

File 13-93-42, Resolution No. 904-93

(November 1, 1993 - Introduced in Board for consideration on November 8, 1993.)

Adopted.

[Convention Facilities, Waive Rental Fees]  
Resolution supporting Testifying for Life: A Night of Gospel to fight AIDS on World AIDS Day and urging the Mayor to urge Director of Convention Facilities to waive rental fees for this event.  
(Supervisor Alioto)

File 177-93-1, Resolution No. 925-93

(November 1, 1993 - Introduced in Board for consideration on November 8, 1993.)

Adopted.

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[National Service Blue Ribbon Commission]  
Resolution amending Resolution No. 300-93, creating the National Service Blue Ribbon Commission, by adding six additional voting members, and by requiring that some of the members be representative of certain types of organizations. (Supervisors Bierman, Shelley)

File 221-93-1.1, Resolution No. 894-93

(November 1, 1993 - Introduced in Board for consideration on November 8, 1993.)

Adopted.

In connection with the above item, Supervisor Shelley requested to be added as co-sponsor.

The foregoing items on the For Adoption Without Committee Reference Calendar were adopted by the following vote:

Ayes: Supervisors Bierman, Conroy, Hallinan, Kaufman, Kennedy, Leal, Migden, Shelley - 8.

Absent: Supervisors Alioto, Hsieh, Maher - 3.

#### IMMEDIATE ADOPTION CALENDAR

These measures are being introduced at this meeting. An "Aye" vote is (a) a vote to find that the need to take action arose after the agenda was published (if the title is not printed on the agenda) and (b) a vote to adopt the measure. A unanimous vote is required for adoption today. Any Supervisor may require any of these measures to go to committee.

Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-93-45, Resolution No. 880-93

(Kevin Shelley, member, Board of Supervisors, November 13 - 20 and December 2 - 12; Thad Brown, Tax Collector, November 15 - 19; Julia Campbell, member, Commission on the Aging, October 14 - 17; Alan Carlson, Chief Executive Officer, Superior and Municipal Courts, October 23 - 30; Michael Coffino, member, Rent Board, October 14 - 21; Steven Coulter, member, Library Commission, October 20 - 21 and 26 - 30; Sharon Gadberry, member, Human Rights Commission, November 2 - 8; Mrs. Walter A. Haas, Jr., member, War Memorial Board of Trustees, October 8 - 15; Terri Hanagan, member, Commission on the Status of Women, October 21 - 31; Michael E. Hardeman, member, Public Utilities Commission, December 5 - 9 and 26 - 31; Ed Harrington,



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Controller, October 27 - 29; James P. Herlihy, President, Library Commission, October 17 - 18; James B. Herman, member, Port Commission, October 20 - 22; Thomas E. Horn, President, War Memorial Board of Trustees, October 20 - 24; L. Andrew Jeanpierre, member, Airports Commission, October 23 - 29; Harry Low, member, Police Commission, October 22 - 31; Keith I. Marton, M.D., member, Health Commission, October 20 - 22 and 27 - 29; J. Stanley Mattison, Vice President, Airports Commission, October 19 - 23 and November 3 - 4; Jim Mayo, member, Human Rights Commission, November 7, 8, 11 and 12; Larry Mazzola, member, Recreation and Park Commission, October 14 - 17; Joseph A. Medina, Chief of Fire Department, November 11 - 16; Anson B. Moran, Acting General Manager, Public Utilities Commission, November 3 - 5; Jane Morrison, member, Social Services Commission, November 19 - 27; Patrick A. Murphy, President, Airports Commission, October 20 - 30; Melinda L. Paras, member, Health Commission, November 10 - 22; Rudy Nothenberg, Chief Administrative Officer, October 8 - 15; Harry S. Parker, III, Director, Fine Arts Museums, November 12 - 14 and 16 - 29; Anthony Rodriguez, member, Police Commission, October 17 - 22; Florence Stroud, M.N., M.P.H., Interim Director of Health, November 15 - 17; Roselyne C. Swig, member, Library Commission, October 11 - 12 and 17 - 22; L.A. Turpen, Director of Airports, October 22 - 27; Joanne Chow Winship, Director of Cultural Affairs, Art Commission, November 18 - 21, 1993.)

Adopted.

[George L. Newkirk]  
Resolution recognizing George L. Newkirk as a dedicated and distinguished leader. (Supervisors Kennedy, Shelley)

File 6-93-30, Resolution No. 881-93

Adopted.

In connection with the above item, Supervisor Shelley requested to be added as co-sponsor.

(The Immediate Adoption Calendar includes the following additional measures submitted after preparation of the calendar.)

Adopted

[Research Space, University of California]  
Resolution urging the Mayor to urge the Health Commission and the Department of Public Health to respond by November 22, 1993 to the University of California, San Francisco, request for information related to the availability of research space in city and county facilities.

File 030-93-018, Resolution No. 882-93



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Supervisor Leal presented for immediate adoption.

Adopted.

The foregoing items on the Immediate Adoption Calendar were adopted by the following vote:

Ayes: Supervisors Bierman, Conroy, Hallinan, Kaufman, Kennedy, Leal, Migden, Shelley - 8.

Absent: Supervisors Alioto, Hsieh, Maher - 3.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS  
NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[Condominium Conversion Limitation Extended]  
Ordinance amending Subdivision Code by amending Section 1396 to extend for four years the limitations on condominium conversions to 200 units per year in buildings of six or fewer units as selected by lottery. Supervisor Migden presented. Referred to Housing and Land Use Committee.

File 126-93-002.

[Impose Telephone Subscribers Fee]  
Ordinance amending Part III, Municipal Code, by enacting a new Article 10A, Sections 750 through 772, to impose a fee on telephone subscribers to finance 911 communication system consolidation and improvements and amending Article 10, Section 720 to place a portion of utility users' tax proceeds in the 911 emergency response fund. Supervisors Maher, Shelley presented. Referred to Budget Committee with request it be considered at the November 17, 1993 meeting.

File 127-93-022.

Referred to Board

[Drunk and Drugged Driver Prevention Month]  
Resolution proclaiming December 1993 as Drunk and Drugged Driver Prevention Month. Supervisor Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar November 15, 1993.

File 004-93-033.

[Proclaim Healthy Cities Week, 1993]  
Resolution supporting the Healthy Cities concept, development and implementation of the San Francisco Healthy Cities Project and

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designating December 5-11, 1993 as Healthy Cities Week in San Francisco and renewing support for the application by the Department of Public Health to the California Healthy Cities Project for designation of San Francisco as a California Healthy City. Supervisor Shelley presented. Referred to Board for Adoption Without Committee Reference Calendar November 15, 1993.

File 004-93-034.

[Dangerous Promises Campaign, Violence on Women]  
Resolution supporting the Dangerous Promises Campaign and urging the Beer Institute, Wine Institute and Distilled Spirits Council to devise advertising that does not promote degrading or violent images against women and minorities. Supervisor Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar November 15, 1993.

File 004-93-035.

[Commending Susan P. Erlich]  
Resolution commending Susan P. Erlich for her outstanding contributions to the Department of Public Health and the City and County of San Francisco and urging the Mayor to declare Thursday, November 18, 1993 as Susan P. Erlich Day. Supervisor Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar November 15, 1993.

File 006-93-031.

[Commending State Senator Nicholas Petris]  
Resolution commending State Senator Nicholas Petris in recognition of the extraordinary vision and courageous legislative leadership in the California State Legislature for the past three decades. Supervisor Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar November 15, 1993.

File 006-93-032.

Referred to Committee

[Ferlinghetti Street, Rename Price Row]  
Resolution urging the Department of Public Works to initiate the process of renaming Price Row to Via Ferlinghetti to honor his continuing contribution to the cultural fabric of San Francisco through his literary sanctuary, City Lights Bookstore. Supervisor Alioto presented. Referred to Housing and Land Use Committee.

File 075-93-003.

[Central Freeway Areawide Traffic Study]  
Resolution requesting that the Mayor urge Caltrans to await the completion of the Department of Parking and Traffic's Central

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Freeway Areawide Traffic Study with specific guidance from the Department of Planning's revised Civic Center Master Plan before beginning the process for retrofit of the Central Freeway and urging the Mayor to report to the Board of Supervisors within 30 days a work plan and time-table to adequately undertake the study of alternatives and findings and to report on the progress of the studies in accordance with Board Resolution 541-92. Supervisors Hallinan, Bierman presented. Referred to Housing and Land Use Committee.

File 085-93-002.

Referred to Board

[Liquor Controls]

Resolution urging the Mayor to urge the City Planning Department to evaluate Interim Zoning Controls for liquor stores in the Mission with the purpose of enacting a permanent moratorium. Supervisor Shelley presented. Referred to Board for Adoption Without Committee Reference Calendar November 15, 1993.

File 111-93-001.01.

Referred to Committee

[Graffiti Policy, Urge Police Commission]

Resolution declaring that the City policy of the City and County of San Francisco is to deter graffiti and urging the San Francisco Police Commission to direct the San Francisco Police Department to make graffiti prevention a top priority of police officers at kiosk and district stations in an effort to pursue aggressively graffiti vandals. Supervisor Conroy presented. Referred to Economic Vitality/Social Policy Committee.

File 218-93-013.

[Graffiti Patrols, Urge Police Commission]

Resolution urging the Mayor to urge the Police Commission to urge the Chief of Police to create graffiti patrols to be staffed by police officers and police officer reserves in order to deter graffiti vandals. Supervisor Conroy presented. Referred to Economic Vitality/Social Policy Committee.

File 218-93-014.

Referred to Board

[Graffiti, Government Funding and Cooperation]

Resolution urging the Mayor to urge the State of California and the President and Congress to cooperate with the City and County of San Francisco in its anti-graffiti campaign by keeping state and federal properties located in San Francisco free of graffiti; urging the



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Mayor to urge State and Federal elected representatives to seek government funds to assist in the City and County of San Francisco's efforts in combatting graffiti. Supervisor Conroy presented. Referred to Board for Adoption Without Committee Reference Calendar November 15, 1993.

File 218-93-015.

[Graffiti Campaign, Media]

Resolution urging all San Francisco-based media, including television, newspaper and radio, to join in the anti-graffiti campaign by sponsoring public service announcements aimed at public education, public awareness and the ultimate eradication of graffiti in the City and County of San Francisco. Supervisor Conroy presented. Referred to Board for Adoption Without Committee Reference Calendar November 15, 1993.

File 218-93-016.

[Graffiti, Business Participation]

Resolution urging the Bay Area Rapid Transit District, Gannett Outdoor, Caltrans, Pacific Bell, Pacific Gas and Electric and other businesses within San Francisco to cooperate with the Department of Public Works in its efforts to combat graffiti. Supervisor Conroy presented. Referred to Board for Adoption Without Committee Reference Calendar November 15, 1993.

File 218-93-017.

[Graffiti, San Francisco Giants and 49ers]

Resolution urging the San Francisco Giants and San Francisco Forty-niners to join in the City's anti-graffiti efforts by assisting in a public awareness and public relations campaign. Supervisor Conroy presented. Referred to Board for Adoption Without Committee Reference Calendar November 15, 1993.

File 218-93-018.

Referred to Committee

[Matrix Citations]

Resolution urging the District Attorney to discharge matrix citations with no evidentiary basis and urging the Municipal Court to recall bench warrants where matrix citations have been discharged by the District Attorney. Supervisors Hallinan, Alioto, Bierman presented. Referred to Health/Public Safety/Environment Committee.

File 310-93-001.

Requests for Hearings:



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[Catastrophic Illness]

Hearing to consider the Catastrophic Illness Ordinance and its administrative application by the Department of Public Health. Supervisor Shelley presented. Referred to Health/Public Safety/Environment Committee with request it be considered at the November 23, 1993 meeting.

File 030-93-019.

[Video Display Terminal Annual Report]

Hearing to consider the findings and recommendations of the Video Display Terminal Worker Safety Advisory Committee's 1993 Annual Report. Supervisor Alioto presented. Referred to Health/Public Safety/Environment Committee.

File 030-93-020.

[Budget Analyst to do Memorandum of Understanding]

Hearing to consider amending the Budget Analyst contract to require independent analyses of memorandum of understandings that the City enters into with City employee unions. Supervisor Kaufman presented. Referred to Budget Committee.

File 098-93-002.

[Summary of Revenues and Expenses Update]

Hearing to consider update of summary of revenues and expenses for fiscal year 1993-94. Supervisor Migden presented. Referred to Budget Committee with request it be considered at the November 10, 1993 meeting.

File 100-93-011.01.

[Status of the Senior Escort Program]

Hearing to consider the status of the Senior Escort Program. Supervisor Hsieh presented. Referred to Budget Committee with request it be considered at the November 10, 1993 meeting.

File 100-93-015.

[Allocation of Funds for Fairs, Parades, Etc.]

Hearing to consider the system used to allocate publicity and advertising funds to community groups to hold fairs, parades, etc. Supervisor Kennedy presented. Referred to Economic Vitality/Social Policy Committee.

File 186-93-3.

Motions:

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Referred to Board

[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. Supervisor Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar November 15, 1993.

File 030-93-005.17.

[Marijuana Related Expenditures]

Motion requesting the Budget Analyst to conduct a fiscal accounting of marijuana related expenditures. Supervisor Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar November 15, 1993.

File 165-93-009.

Introduced by the President at the Request of Departments

Ordinances Referred to Committee

File 045-93-084. [American Telephone/Telegraph Company Settlement] Approving settlement of litigation of American Telephone and Telegraph Company in the sum of \$172,124.72 plus simple interest at the rate of nine percent from April 29, 1992 to date of payment plus the Assessor's stipulation to reduction in values for 1992 and 1993. Superior Court No. 946-970. (City Attorney) Referred to Government Efficiency/Labor Committee

File 045-93-085. [Settlement of Litigation of Myrna and Kim Johnson] Authorizing settlement of litigation of Myrna and Kim Johnson against the City and County by payment of \$55,000, less the amount of general assistance benefits paid as of the date this resolution is passed, plus interest at the rate of seven percent accrued as of September 1, 1993 on sum remaining after outstanding figure in general assistance benefits has been paid. (City Attorney) Referred to Government Efficiency/Labor Committee

File 093-93-015. [MOU Amendment, Transport Workers, Local 250-A] Fixing schedules of compensation, to be paid under the provisions of Charter Section 8.404 to employees occupying classification 9163 Transit Operator and related trainee class, and incorporating by reference amendments to the Memorandum of Understanding, provisions hereof to remain in effect until the adoption of an ordinance establishing different provisions. (Mayor's Office of Employee Relations Division) Referred to Government Efficiency/Labor Committee

File 097-93-061. [City Planning Membership in Various Organizations] Amending Administrative Code by amending Section 16.6-13 to provide for Department of City Planning membership in various organizations and to change names of given organizations to reflect current organizational titles. (Department of City Planning) Referred to Government Efficiency/Labor Committee

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File 101-93-028. [Appropriation, DPH/Mental Health Substance Abuse] Appropriating \$122,793, Department of Public Health - Mental Health for Substance Abuse, for permanent salaries, mandatory fringe benefits and medical services contracts, for the creation of three positions; subject of previous budgetary denial; and providing for ratification of actions previously taken. RO #93127. (Department of Public Health) Referred to Budget Committee

File 101-93-029. [Appropriation, DPH/Laguna Honda Hospital] Appropriating \$9,670,865, Department of Public Health, Laguna Honda Hospital, for salaries, mandatory fringe benefits, other non-personal services, materials and supplies, equipment and services of other departments, for the creation of three hundred fourteen positions and deletion of two positions; subject of previous budgetary denial; and providing for ratification of action previously taken. RO #93121. (Department of Public Health) Referred to Budget Committee

File 101-93-030. [Appropriation, DPH/San Francisco General Hospital] Appropriating \$5,267,018, Department of Public Health, San Francisco General Hospital, for salaries, mandatory fringe benefits, professional services, materials and supplies and capital improvements for the creation of forty-two positions and the deletion of ten positions and rescinding \$261,642 for salaries and services of other departments; providing for ratification of action previously taken; and subject of previous budgetary denial. RO #93122. (Department of Public Health) Referred to Budget Committee

File 101-93-031. [Appropriation, DPH/Community Mental Health] Appropriating \$4,134,768, Department of Public Health, Community Mental Health, for salaries, mandatory fringe benefits, professional and other contractual services, materials and supplies, and services of other departments, for the creation of forty positions and the deletion of five positions and rescinding \$89,002 for salaries; subject of previous budgetary denial; and providing for ratification of actions previously taken. RO #93129 (Department of Public Health) Referred to Budget Committee

File 101-93-032. [DPH/Department of Community Health Services] Appropriating \$1,507,840, Department of Public Health, Department of Community Health Services, for salaries, mandatory fringe benefits, other non-personal services, of other departments for the creation of twenty-seven positions and the deletion of nine positions; and rescinding \$41,675 for salaries and mandatory fringe benefits, General Fund, and \$51,697 for salaries and fringe benefits, work order fund; providing for ratification of action previously taken; and subject of previous budgetary denial. RO #93130 (Department of Public Health) Referred to Budget Committee

File 101-93-033. [Appropriation, Port Capital Improvement Project] Appropriating \$2,325,362, Port, for a capital improvement project from various Port funds. RO #93139 (Controller) Referred to Budget Committee

File 102-93-011. [DPH, Add 426 and delete 26 Positions]



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Amending Annual Salary Ordinance, 1993-94, Department of Public Health, reflecting the addition of 426 positions and the deletion of 26 position. (Civil Service Commission) Referred to Budget Committee

Resolutions Referred to Committee

File 061-93-006. [Contract Award Extension, Treat Avenue] Granting extension of time for awarding San Francisco Water Department Contract No. WD-2100, 8-Inch Ductile Iron Main Installation in Treat Avenue, between 20th and 26th Streets. (Public Utilities Commission) Referred to Government Efficiency/Labor Committee

File 079-93-002. [1994 Community Development Block Grant Funds] Authorizing the Mayor, on behalf of the City and County of San Francisco, to apply for, receive and expend the City's 1994 Community Development Block Grant (CDBG) entitlement from the U.S. Department of Housing and Urban Development, transfer and expend reprogrammed funds from prior year Community Development programs and program income generated by the San Francisco Redevelopment Agency up to \$25,078,244, which include indirect costs of \$80,000; approving expenditure schedules for recipient departments and agencies and for indirect costs, and, determining no environmental evaluation is required, authorizing the receipt and deposit in contingencies of 1994 CDBG entitlement funds in excess of \$25,078,244. ( Mayor's Office of Community Development) Referred to Budget Committee

File 082-93-012. [Easement/Emergency Vehicles Fillmore/Webster] Authorizing acceptance of an easement for emergency vehicle ingress and egress purposes from the Redevelopment Agency of the City and County of San Francisco, Fillmore Marketplace Associates and Safeway Stores, Inc. ( Real Estate Department) Referred to Budget Committee

File 133-93-001.01. [Clean Air, Traffic Signal Patrol/Bicycle Locker] Authorizing the Executive Director of the Department of Parking and Traffic to accept and expend \$163,875, from the Transportation Fund for Clean Air in the Bay Area for a Traffic Signal Patrol Program and a Bicycle Locker Program; waiving indirect costs. (Department of Parking and Traffic) Referred to Government Efficiency/Labor Committee

File 140-93-003. [Computer Software, Arson Early Warning System] Authorizing the San Francisco Fire Department to accept and expend \$7,600 from the United States Fire Administration to develop computer software for the Arson Early Warning System, including \$400 for indirect costs; ratifying action previously taken. (Fire Department) Referred to Government Efficiency/Labor Committee

File 147-93-011. [Online Chinese Language Bibliographic Records] Authorizing the City Librarian to accept and expend \$18,215 in funds available through the California State Library from Title III of the Library Services and Construction Act (LSCA) for the creation of Online Chinese Language Bibliographic Records for the fiscal year 1993-94; indirect costs for five percent are included in the budget of this grant. (Public Library) Referred to Government Efficiency/Labor Committee.



Monday, November 8, 1993

File 172-93-043. [Indemnification Agreement, Wilderness Youth] Authorizing the Police Department to execute an indemnification agreement with the San Francisco Unified School District for the conduct of Wilderness Youth Programs as part of the middle school law enforcement program and the "M-Power" Project. (Police Department) Referred to Government Efficiency/Labor Committee

File 192-93-003.01. [Signage to Delineate Commuter Bicycle Routes] Authorizing the Executive Director of the Department of Parking and Traffic to accept and expend a grant in the amount of \$85,000 of California Clean Air and Transportation Improvement Act of 1990 (State Proposition 116) Funds, which include indirect costs of \$8,500 or ten percent (10%) of project costs, for signage to delineate commuter bicycle routes throughout the City and County of San Francisco. (Department of Parking and Traffic) Referred to Government Efficiency/Labor Committee

File 192-93-006. [Replacement, Traffic Signal/Retiming Equipment] Authorizing the Executive Director of the Department of Parking and Traffic to retroactively apply for, accept, and expend up to \$1,523,800 in federal funds for the replacement of Traffic Signal Control Equipment and Traffic Signal Retiming within Van Ness Avenue-Lombard Street signal system, within the North of Market signal system, within the Market Street signal system, and within the 19th Avenue signal system, foregoing reimbursement of indirect costs. (Department of Parking and Traffic) Referred to Government Efficiency/Labor Committee

#### Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Hallinan, that City Attorney prepare ordinance amending the Planning Code to allow limited food use in the Castro Neighborhood Commercial District pursuant to a conditional use and provided that such use is linked to a community-based, non-profit organization or consortium of organizations.

By Supervisor Kaufman, that Budget Analyst provide an estimate on what additional cost there will be for him to perform independent analyses of memorandums of understandings that the City enters into with city employee unions.

By Supervisor Kennedy, that City Attorney prepare resolution which would permit churches to double park cars on Sundays for church services.

By Supervisor Kennedy, that City Attorney prepare ordinance amending the City Planning Code which would permit awnings and canopies in residential zoning districts which are designed in conformance with the character of the neighborhood.

By Supervisor Kennedy, that letter be sent to his Honor, the Mayor, transmitting copy of proposal from the Ella Hill Hutch Community Center for police protection in the Western Addition.

Monday, November 8, 1993

By Supervisor Migden, that City Attorney prepare ordinance to increase the taxicab drop rate from \$1.60 to \$1.70 with the increase in rate to be used to fund a program of neighborhood crime prevention.

Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Joe Tornabene (Supervisor Hallinan)  
David Shelkrot (Supervisor Bierman)

File 2-93-44

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 4:49 p.m. adjourned.

John L. Taylor, Clerk

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Monday, November 8, 1993

Approved by the Board of Supervisors on February 22, 1994

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor  
Clerk of the Board of Supervisors









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**Vol. 88**

**No. 46**

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**Monday, November 15, 1993**

# **Journal of Proceedings Board of Supervisors**

**City and County of San Francisco**





JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

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Monday, November 15, 1993 - 2:00 p.m.

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The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Angela Alioto presiding.

CALLING THE ROLL

The meeting was called to order at 2:16 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher - 9.

Noted absent at first roll call:

Supervisors Migden, Shelley - 2.

Quorum present.

Supervisor Migden excused, on official leave of absence.

Supervisor Shelley excused on official leave of absence.

COMMUNICATION

The Clerk presented a communication dated November 15, 1993 from the Registrar of Voters certifying the results of the November 2, 1993 Election and Supervisor Alioto presented a resolution declaring the results of the General Municipal Election for Board action on today's Immediate Adoption Calendar (see infra).

The Clerk presented a communication dated November 10, 1993 from the San Francisco Redevelopment Agency requesting joint public hearings between the Board of Supervisors and the Redevelopment Agency Commission to be held on December 13, 1993 to consider proposed amendments to seven existing Redevelopment Plans for the purpose of merging said Projects into a single Merged Redevelopment Project to provide a fiscal mechanism which will enable the Redevelopment Agency to utilize tax increment revenue generated within one project area to fund project area costs incurred anywhere

Monday, November 15, 1993

in the Merged Redevelopment Project for the following Redevelopment Project Areas: Embarcadero-Lower Market (Golden Gateway); Hunters Point; India Basin Industrial Park; Yerba Buena Center; Rincon Point - South Beach; Western Addition A-2 and South of Market Earthquake Recovery Redevelopment Project Areas.

Joint Public Hearings Scheduled

[Redevelopment Project Areas Merger Hearing]

Hearing to consider proposed amendments to the Embarcadero-Lower Market (Golden Gateway) Area E-1, Hunters Point, India Basin Industrial Park, Rincon Point-South Beach, Yerba Buena Center, Western Addition Area A-2 and South of Market Earthquake Recovery Redevelopment Project Areas for purposes of merging said project areas into one Merged Redevelopment Project; companion measure to Files 11-93-1, 67-93-1, 71-93-2, 73-93-1, 73-93-2, 91-93-2 and 151-93-1.

File 161-93-009

Supervisor Maher, seconded by Supervisor Bierman, moved to schedule joint public hearings between the Board of Supervisors/Redevelopment Agency Commission on December 13, 1993 at 3:00 p.m.

Motion to schedule joint public hearings adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher - 9.

Absent: Supervisors Migden, Shelley - 2.

Referred to Joint Public Hearings of the  
Board of Supervisors/San Francisco Redevelopment Agency

[Western Addition Project Area A-2 Merger]

Ordinance amending Ordinance Nos. 273-64, 264-70, 288-76, 491-86, 452-87 and 271-92 by further amending Redevelopment Plan to merge the Western Addition Approved Project Area A-2 into a Merged Redevelopment Project consisting of the Embarcadero-Lower Market (Golden Gateway) Area E-1, Hunters Point, India Basin Industrial Park, Rincon Point-South Beach, Yerba Buena Center, South of Market Earthquake Recovery Area and the Western Addition Approved Project Area A-2 with additional amendments to said Redevelopment Plan necessary for and to implement said merger. Supervisor Alioto presented. Referred to joint public hearing on December 13, 1993 with the Board of Supervisors and the San Francisco Redevelopment Agency.

File 011-93-001

Monday, November 15, 1993

[India Basin Industrial Park Merger]

Ordinance amending Ordinance Nos. 26-69, 474-86 and 141-87 to merge the India Basin Industrial Park Redevelopment Project Area into a Merged Redevelopment Project consisting of the Embarcadero-Lower Market (Golden Gateway) Area E-1, Hunters Point, Rincon Point-South Beach Area, Yerba Buena Center, Western Addition Area A-2, South of Market Earthquake Recovery Redevelopment Project Area and the India Basin Industrial Park Redevelopment Project Area; with additional amendments to said Redevelopment Plan necessary for and to implement said merger. Supervisor Alioto presented. Referred to joint public hearing on December 13, 1993 with the Board of Supervisors and the San Francisco Redevelopment Agency.

File 067-93-001

[Hunters Point Project Area Merger]

Ordinance amending Ordinance Nos. 25-69, 28-70 and 475-86 to merge the Hunters Point Approved Redevelopment Project Area into a Merged Redevelopment Project consisting of the Embarcadero-Lower Market (Golden Gateway) Area E-1, India Basin Industrial Park, Rincon Point-South Beach Area, Yerba Buena Center, Western Addition Area A-2, South of Market Earthquake Recovery Area and the Hunters Point Approved Redevelopment Project Area, with additional amendments to said Redevelopment Plan necessary for and to implement said merger. Supervisor Alioto presented. Referred to joint public hearing on December 13, 1993 with the Board of Supervisors and the San Francisco Redevelopment Agency.

File 071-93-002

[South of Market Earthquake Recovery Merger]

Ordinance amending Ordinance No. 234-90, which approved the Redevelopment Plan for the South of Market Earthquake Recovery Project Area, by amending said Redevelopment Plan to merge the South of Market Earthquake Recovery Project Area into a Merged Redevelopment Project consisting of the Embarcadero-Lower Market (Golden Gateway) Project Area E-1, Hunters Point, India Basin Industrial Park, Yerba Buena Center, Western Addition Project Area A-2, Rincon Point-South Beach, and South of Market Earthquake Recovery Project Area with additional amendments to said Redevelopment Plan necessary for and to implement said merger. Supervisor Alioto presented. Referred to joint public hearing December 13, 1993 with the Board of Supervisors and the San Francisco Redevelopment Agency.

File 073-93-001

[Embarcadero-Lower Market (Golden Gateway) Merger]

Ordinance amending Ordinance Nos. 301-59, 208-61, 194-64, 196-64, 123-67, 204-68, 479-76 and 476-86 to merge the Embarcadero-Lower Market (Golden Gateway) Approved Project Area E-1 into a Merged Redevelopment Project consisting of the Hunters Point Area, India Basin Industrial Park, Rincon Point-South Beach Area, Yerba Buena



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Center, Western Addition Area A-2, South of Market Earthquake Recovery Area and the Embarcadero Lower Market (Golden Gateway) Approved Redevelopment Project Area E-1, with additional amendments to said Redevelopment Plan necessary for and to implement said merger. Supervisor Alioto presented. Referred to joint public hearing on December 13, 1993 with the Board of Supervisors and the San Francisco Redevelopment Agency.

File 073-93-002

[Yerba Buena Center Redevelopment Plan Merger]  
Ordinance amending Ordinance Nos. 98-66, 201-71, 393-73, 386-76, 367-77, 420-79, 538-81 and 477-86 to merge the Yerba Buena Center Approved Redevelopment Project into a Merged Redevelopment Project consisting of the Embarcadero-Lower Market (Golden Gateway) Area E-1, Hunters Point, India Basin Industrial Park, Rincon Point-South Beach, Western Addition Area A-2, South of Market Earthquake Recovery Redevelopment Project Area and the Yerba Buena Center Approved Redevelopment Project Area; with additional amendments to said Redevelopment Plan necessary for and to implement said merger. Supervisor Alioto presented. Referred to joint public hearing on December 13, 1993 with the Board of Supervisors and the San Francisco Redevelopment Agency.

File 091-93-002

[Rincon Point-South Beach Project Area Merger]  
Ordinance amending Ordinance Nos. 14-81, 50-84, 405-91, 137-92 and 270-92 to merge the Rincon Point-South Beach Project Area into a Merged Redevelopment Project consisting of the Embarcadero-Lower Market (Golden Gateway) Area E-1, Hunters Point, India Basin Industrial Park, Rincon Point-South Beach, Yerba Buena Center, Western Addition Area A-2, South of Market Earthquake Recovery Redevelopment Project Area and the Rincon Point-South Beach Project Area; with additional amendments to said Redevelopment Plan necessary for and to implement said merger. Supervisor Alioto presented. Referred to joint public hearing on December 13, 1993 with the Board of Supervisors and the San Francisco Redevelopment Agency.

File 151-93-001

[Final Negative Declaration]  
Resolution adopting Final Negative Declaration of Environmental Impact, finding and determining that the proposed amendments to the Embarcadero-Lower Market (Golden Gateway) Area E-1, Hunters Point, India Basin Industrial Park, Rincon Point-South Beach, Yerba Buena Center, Western Addition Area A-2 and South of Market Earthquake Recovery Redevelopment Project Areas for purposes of merging said project areas into one Merged Redevelopment Project, will not have a significant impact on the environment, and adopting and incorporating findings of Final Negative Declaration of Environmental Impact. Supervisor Alioto presented. Referred to



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joint public hearing on December 13, 1993 with the Board of Supervisors and the San Francisco Redevelopment Agency.

File 161-93-009.01

CONSENT CALENDAR

Recommendations of Government Efficiency and Labor Committee

Finally Passed

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Esperanza Martinez against the City and County by payment of \$75,000. (City Attorney)

File 45-93-74, Ordinance No. 366-93

(United States District Court No. C93-1750 VRW.)

Finally passed.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Angel and Amber Webb against the City and County by payment of \$16,500. (City Attorney)

File 45-93-75, Ordinance No. 367-93

(Superior Court No. 924-824.)

Finally passed.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Mary Stubbs against the City and County by payment of \$28,000. (City Attorney)

File 45-93-76, Ordinance No. 368-93

(Superior Court No. 931-306.)

Finally passed.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Yolanda Cazessus against the City and County by payment of \$8,000. (City Attorney)

File 45-93-77, Ordinance No. 369-93

Monday, November 15, 1993

(Superior Court No. 943-135.)

Finally passed.

[Settlement of Lawsuit]

Ordinance authorizing settlement of Paul Attard, et al., v. Flyer Corporation, et al., upon receipt of the sum of \$1,000 and compromise and release of lien. (City Attorney)

File 46-93-15, Ordinance No. 370-93

(Superior Court No. 911904.)

Finally passed.

Recommendations of Housing and Land Use Committee

Adopted

[Stop Intersection]

Resolution designating establishment of and rescinding Stop signs at various intersections. (Housing and Land Use Committee)

File 18-93-7, Resolution No. 930-93

Stop Signs - Establish

22nd and Ocean Avenues, northwest and southeast corners, stopping 22nd Avenue traffic (makes this an all-way STOP);  
25th and Ocean Avenues, northwest and southeast corners, stopping 25th Avenue traffic (makes this an all-way STOP);  
Kenwood Way and Faxon Avenue, southwest corner, stopping Kenwood Way traffic (presently uncontrolled, stops the stem of this T-intersection);  
19th Street and Pennsylvania Avenue, northeast and southwest corners, stopping 19th Street traffic (presently uncontrolled);  
Broadway and Broderick Street, northwest and southeast corners, stopping Broderick Street traffic (presently uncontrolled);  
19th and Hartford Streets, northeast and southwest corners, stopping 19th Street traffic (makes this an all-way STOP);  
Benton and College Avenues, northeast and southwest corners, stopping Benton Street traffic (presently uncontrolled);  
Natick and Chenery Streets, southeast corner, stopping Natick Street traffic (presently uncontrolled, stops the stem of this T-intersection);

Stop Sign - Rescind

Natick and Wilder Streets, northwest corner, stopping Natick Street traffic.

Adopted.

Monday, November 15, 1993

[Parking Regulations]

Resolution enacting and rescinding traffic regulations on various locations. (Housing and Land Use Committee)

File 19-93-10, Resolution No. 931-93

No Parking Anytime - Rescind

Adair Street, both sides, between Capp Street and South Van Ness Avenue;

No Parking Anytime - Establish

Child Street, both sides, from Telegraph Place to 20 feet south of the north terminus (replaces existing red zones);  
Natick Street, west side, from 20 feet to 40 feet north of Wilder Street (20-foot extension to existing NO PARKING ANYTIME ZONE);

Perpendicular (90-degree angle) parking - Establish

Tennessee Street, east side, between Mariposa and 18th Streets;

Ulloa Street, south side, between 40th and 41st Avenues;

Pennsylvania Street, west side, between 22nd and 23rd Streets;

Vicente Street, both sides, between 42nd and 43rd Avenues;

Diagonal (45-Degree Angle) Parking - Establish

Vermont Street, east side, from 25th Street to 122 feet northerly (122-foot zone);

Parking Meter Area No. 1 (30-Minute Parking Time Limit, Monday through Saturday, 9:00 a.m. - 6 p.m.) - Extend

Clay Street, north side, between Battery and Davis Streets;

Tow-Away, No Parking Anytime - Establish

Adair Street, north side, between Capp Street to South Van Ness Avenue;

Adair Street, south side, from Capp Street to 130 feet easterly (130-foot zone);

Adopted.

[Traffic Regulations]

Resolution enacting and rescinding traffic regulations on various streets. (Housing and Land Use Committee)

File 20-93-11, Resolution No. 932-93

One-Way Street - Establish

Natick Street, northbound, between Wilder and Chenery Streets (The STOP SIGN at Wilder Street will be relocated to Chenery Street in conjunction with this change);

Adair Street, eastbound, between Capp Street and South Van Ness Avenue.

Green Zone Time Extension - Establish

251 Balboa Street, south side, from 4th Avenue to 22 feet easterly (22-foot zone, hours of operation to be extended to include hours from 6:00 p.m. to 9:00 p.m., Monday through Saturday, and 9:00 a.m. to 9:00 p.m., Sunday);

6300 California Street, north side, from 25th Avenue to 43 feet westerly (43-foot zone, hours of operation to be extended to include the hours from 9:00 a.m. to 9:00 p.m., everyday);



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Temporary Street Closure for Placement of Tables and Chairs  
(11:30 a.m. to 2:30 p.m., daily, including holidays - Establish

Harlan Place, between Grant Avenue and Mark Lane;  
Mark Lane, between Bush Street and Harlan Place;

Note: This regulation is required for a one-year trial period.

Truck Weight Restriction (Over 3 Tons) - Establish

Clipper Street, between Diamond Heights Boulevard and Dolores Street.

25th Street, between Sanchez and Dolores Streets;

Note: This regulation is required for a one-year trial period.

Tow-Away, No Stopping Anytime - Establish

17th Street, north side, between Hartford and Castro Streets.

Tow-Away, No Stopping, 7 a.m. - 9 a.m. and 4 p.m. - 6 p.m.,

Monday through Friday - Rescind

Clay Street, north side, between Battery and Davis Streets;

Tow-Away, No Stopping Anytime - Establish

Collins Street, east side, from Geary Boulevard to 25 feet northerly (25-foot zone);

Tow-Away, No Stopping Anytime - Establish

Nueva Avenue, north terminus, north of Blanken Street (dead-end portion adjacent to the freeway).

Right Lane Must Turn Right - Establish

Mission Street, eastbound at 4th Street.

No Left Turn - Establish

3rd Street, northbound at Cargo Way.

No Left Turn After Candlestick Events - Establish

Paul Avenue, westbound at Carr Street;  
Paul Avenue, westbound at Gould Street;  
Paul Avenue, westbound at Exeter Street;  
Hollister Avenue, westbound at 3rd Street;  
Fitzgerald Avenue, westbound at 3rd Street;  
Egbert Avenue, westbound at 3rd Street;  
Carroll Avenue, westbound at 3rd Street;  
Armstrong Avenue, westbound at 3rd Street;  
3rd Street, northbound at Bancroft Avenue;  
3rd Street, northbound at Armstrong Avenue;  
3rd Street, northbound at Wallace Avenue.

No U-Turn After Candlestick Events - Establish

3rd Street, northbound at Gilman Avenue;  
3rd Street, northbound at median break between Egbert and Donner Avenues.

Adopted.

[Parking of Vehicles]

Resolution extending the boundaries of Residential Permit Parking Area "G" in the Pacific Heights area and adding to the list of streets upon which time limitations shall apply. (Department of Parking and Traffic)

File 40-93-7, Resolution No. 933-93

Adopted.



Monday, November 15, 1993

[Parking of Vehicles]

Resolution extending the boundaries of Residential Permit Parking Area "O" in the West Portal/St. Francis Wood area and adding to the list of streets upon which time limitations shall apply. (Department of Parking and Traffic)

File 40-93-8, Resolution No. 934-93

Adopted.

[Parking of Vehicles]

Resolution extending the boundaries of Residential Permit Parking Area "H" in the Lakeside area and adding to the list of streets upon which time limitations shall apply. (Department of Parking and Traffic)

File 40-93-9, Resolution No. 935-93

Adopted.

[Parking of Vehicles]

Resolution extending the boundaries of Residential Permit Parking Area "U" in the South of Market area and adding to the list of streets upon which time limitations shall apply. (Department of Parking and Traffic)

File 40-93-10, Resolution No. 936-93

Adopted.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher - 9.

Absent: Supervisors Migden, Shelley - 2.

REGULAR CALENDAR

UNFINISHED BUSINESS

From the Mayor

Refused Adoption

[Korean United Methodist Church Landmark]

Monday, November 15, 1993

Ordinance designating the San Francisco Korean United Methodist Church as a landmark, pursuant to Article 10 of the City Planning Code.

File 90-93-1.3, Ordinance No.

October 25, 1993 - Finally Passed.

November 4, 1993 - Returned by the Mayor, Disapproved.

November 8, 1993 - Consideration continued to November 15, 1993.

Appointment of President Pro Tempore

At the request of the President, Supervisor Hallinan assumed the Chair so the President could participate in the debate from the floor.

Supervisor Hsieh, seconded by Supervisor Bierman, moved to continue consideration to November 22, 1993.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Leal - 5.

Noes: Supervisors Conroy, Kaufman, Kennedy, Maher - 4.

Absent: Supervisors Migden, Shelley - 2.

Supervisor Leal, seconded by Supervisor Kennedy, moved to rescind the previous vote:

Motion to rescind the previous vote adopted by the following vote:

Ayes: Supervisors Conroy, Hallinan, Kaufman, Kennedy, Leal, Maher - 6.

Noes: Supervisors Alioto, Bierman, Hsieh - 3.

Absent: Supervisors Migden, Shelley - 2.

Motion to continue refused adoption by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh - 4.

Noes: Supervisors Conroy, Kaufman, Kennedy, Leal, Maher - 5.

Absent: Supervisors Migden, Shelley - 2.

The Clerk stated, "Shall the ordinance be adopted notwithstanding the Mayor's veto?":

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Ordinance refused adoption by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh - 4.

Noes: Supervisors Conroy, Kaufman, Kennedy, Leal, Maher - 5.

Absent: Supervisors Migden, Shelley - 2.

#### Refused Adoption

[Contracting Out, Senior Escort Services]

Resolution concurring with the Controller's certification that Senior Transportation/Escort Services can be practically performed for the Commission on the Aging by a private contractor for a lower cost than similar services performed by City and County employees. (Commission on the Aging)

File 25-93-26, Resolution No.

October 18, 1993 - Refused Adoption.

October 28, 1993 - Letter received from the Mayor requesting reconsideration pursuant to Charter Section 2.302.

November 8, 1993 - Consideration continued to November 15, 1993.

After a period of discussion, Supervisor Hsieh, seconded by Supervisors Hallinan and Maher, moved the previous question.

The Clerk then stated "Shall the previous question be now put?"

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kennedy, Maher - 6.

Noes: Supervisors Conroy, Kaufman, Leal - 3.

Absent: Supervisors Migden, Shelley - 2.

The roll was called on adoption of the resolution and it was refused adoption by the following vote:

Ayes: Supervisors Conroy, Kaufman, Leal - 3.

Noes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kennedy, Maher - 6.

Absent: Supervisors Migden, Shelley - 2.

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Request Granted

Supervisor Hsieh requested that letter be sent to his Honor, the Mayor, transmitting copy of Budget Committee recommendations to the Board of Supervisors dated November 12, 1993 concerning the Senior Escort Program, and urging the Mayor to consider implementing these recommendations.

No objection and Clerk directed to comply.

The President resumed the Chair.

Recommendations of Health, Public Safety and Environment Committee

Finally Passed

[Smoking Prohibition]

Ordinance amending Health Code, to prohibit smoking in places of employment and certain publicly-owned sports arenas. (Supervisors Alioto, Bierman, Leal, Maher, Migden, Shelley)

File 118-93-8, Ordinance No. 359-93

(Adds Sections 1009.5 through 1009.10.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher - 9.

Absent: Supervisors Migden, Shelley - 2.

Recommendations of Budget Committee

Finally Passed

[Government Funding]

Ordinance appropriating \$2,211,922, Superior and Municipal Courts, for other non-personal services; placing \$324,500 on reserve. (Supervisor Alioto)

File 101-93-24, Ordinance No. 371-93

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher - 9.

Absent: Supervisors Migden, Shelley - 2.



Monday, November 15, 1993

Adopted

[Automatic Sprinkler Systems - Existing High-Rise Buildings]  
Resolution endorsing those changes and providing findings as to the local conditions requiring changes from the California Building Standards Code, as required by the California Health and Safety Code concerning automatic sprinkler systems in existing high-rise buildings. (Supervisors Hsieh, Shelley, Bierman)

File 114-91-2.1, Resolution No. 938-93

(Amends Section 1746.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hsieh, Kaufman, Kennedy, Leal, Maher - 8.

Noes: Supervisor Hallinan - 1.

Absent: Supervisors Migden, Shelley - 2.

Passed for Second Reading as Amended

[Automatic Sprinkler Systems - Existing High-Rise Buildings]  
((Ordinance amending Building Code to require installation of automatic sprinkler systems in existing high-rise buildings; effective date.)) (Supervisors Hsieh, Shelley, Bierman)

Ordinance amending Building Code to require installation of automatic sprinkler systems in existing high-rise buildings except for apartment buildings, residential hotels and mixed-used buildings containing an R-1 occupancy; effective date.

File 114-91-2, Ordinance No.

(Amends Section 1746.)

Supervisor Hsieh, seconded by Supervisor Kaufman, moved an amendment of the whole entitled "Ordinance amending Building Code to require installation of automatic sprinkler systems in existing high-rise buildings except for apartment buildings, residential hotels and mixed-used buildings containing an R-1 occupancy; effective date."

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher - 9.

Absent: Supervisors Migden, Shelley - 2.

Supervisor Hsieh, seconded by Supervisor Kaufman, moved to amend

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the amendment of the whole on page one, line 24, after "Chapter 38." by adding the following: "Existing high-rise buildings that are also qualified historical buildings as defined in California Health and Safety Code Section 18950 shall be provided with an approved automatic fire sprinkler system when and as required by the State Historical Building Code and need not comply with this section."

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher - 9.

Absent: Supervisors Migden, Shelley - 2.

Passed for second reading as amended by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hsieh, Kaufman, Kennedy, Leal, Maher - 8.

Noes: Supervisor Hallinan - 1.

Absent: Supervisors Migden, Shelley - 2.

Recommendations of Government Efficiency and Labor Committee

Finally Passed

[Ground Lease]

Ordinance authorizing and approving execution of a ground lease of real property with Boomerang Housing Corporation, for a portion of Assessor's Blocks 5731, 5732, 5733 and 5734 and a portion of Bronte Street, Bradford Street and Ogden Avenue, adjacent to property commonly known as the "Farmers Market" (Market Heights Housing Development Project). (Supervisor Shelley, Alioto, Migden)

File 65-93-8.1, Ordinance No. 365-93

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal - 8.

Noes: Supervisor Maher - 1.

Absent: Supervisors Migden, Shelley - 2.

Finally Passed

[Sidewalk Display of Merchandise]

Ordinance amending Public Works Code, deleting provision such that there is no distinction in permit requirements between food and non-food merchandise; to add provisions to prohibit sidewalk display

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stands in areas designated C-3 by the Planning Code; to require permit applicants to post notice of intent to display merchandise on business premises; to increase the fees for permits to display merchandise on sidewalks to \$100, to establish a new fee of a minimum of \$4.80 per square foot of sidewalk occupied by a display stand, to make such permits renewable on an annual basis, and to authorize a public hearing when written objections are made; to direct the Director of Public Works to adopt guidelines for conformity with state and federal disability access standards; to authorize investigation fees for violation of this Article; to authorize the Board of Permit Appeals to hear appeals of permit decisions of the Director of Public Works; to authorize seizure of display stands maintained in violation of this Article.  
(Supervisors Kaufman, Conroy, Shelley)

File 123-93-7, Ordinance No. 372-93

(Deletes Section 183;  
Amends Sections 183-1, 183-2, 183-4, 183-5, 183-6, 183-7;  
Adds Section 183-8.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher - 9.

Absent: Supervisors Migden, Shelley - 2.

#### Consideration Continued

[Cost Recovery - Parking and Traffic]  
Ordinance amending Administrative Code (Special Law Enforcement and Public Works Services), providing for recovery of costs for additional parking enforcement and traffic control and related services rendered by the Department of Parking and Traffic.  
(Department of Parking and Traffic)

File 97-93-50, Ordinance No.

(Adds Sections 10B.16 through 10B.19.)

Supervisor Kennedy, seconded by Supervisor Kaufman, moved to continue consideration to November 22, 1993.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher - 9.

Absent: Supervisors Migden, Shelley - 2.

#### Recommendations of Housing and Land Use Committee



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Passed for Second Reading

[Width of Sidewalk]

Ordinance amending Ordinance No. 1061 entitled "Regulating the Width of Sidewalk" by adding Section 1512 changing the official widths of sidewalk on the west side of Nineteenth Avenue between Eucalyptus and Winston Drives as shown on the Department of Public Works Map Numbered Q-20-416, and making findings pursuant to Planning Code Section 101.1. (Department of Public Works)

File 34-93-5, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher - 9.

Absent: Supervisors Migden, Shelley - 2.

[Width of Sidewalk]

Ordinance amending Ordinance No. 1061 entitled "Regulating the Width of Sidewalk" by adding Section 1513 changing the official widths of sidewalk on the east side of Nineteenth Avenue at Holloway Avenue as shown on the Department of Public Works Map Numbered Q-20-415, and making findings pursuant to City Planning Code Section 101.1. (Department of Public Works)

File 34-93-6, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher - 9.

Absent: Supervisors Migden, Shelley - 2.

NEW BUSINESS

Recommendations of Housing and Land Use Committee

Passed for Second Reading

[Underground District]

Ordinance creating an underground district in the vicinity of Tenth and Harrison Streets. (Supervisor Maher)

File 52-93-2, Ordinance No.

Passed for second reading by the following vote:



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Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher - 9.

Absent: Supervisors Migden, Shelley - 2.

[Signs]

Ordinance amending City Planning Code to prohibit variances from the size or height requirements for signs. (Department of City Planning)

File 115-93-7, Ordinance No.

(Amends Section 305.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher - 9.

Absent: Supervisors Migden, Shelley - 2.

[Parking and Traffic]

Ordinance amending Traffic Code relating to curb parking regulation at special truck loading and yellow zones. (Department of Parking and Traffic)

File 124-93-6, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher - 9.

Absent: Supervisors Migden, Shelley - 2.

Adopted

[Encroachment Permit - UCSF and Mt. Sutro Woods Owners Association] Motion granting to the Regents of the University of California and the Mt. Sutro Woods Owners Association a minor sidewalk encroachment permit allowing the University to remove and relocate existing wooden bulkheads/planter boxes and to landscape the unimproved sidewalk area along Crestmont Drive which fronts property owned by the University of California for the purpose of neighborhood beautification and erosion control. (Housing and Land Use Committee)

File 24-93-2

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher - 9.

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Absent: Supervisors Migden, Shelley - 2.

Recommendations of Health, Public Safety and Environment Committee

Adopted

[Marijuana, Medical Use of, Urge State Legislation]  
Resolution directing the State Legislative Representative to support the passage of an amendment to State law permitting the cultivation and possession of marijuana for medicinal use. (Supervisors Alioto, Hallinan, Kaufman)

File 12-93-34, Resolution No. 637-93

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal - 7.

Noes: Supervisor Conroy - 1.

Absent: Supervisors Maher, Migden, Shelley - 3.

In connection with the above item, Supervisor Kaufman requested to be added as co-sponsor.

[Marijuana, Medical Use, Urge Federal Legislation]  
Resolution directing the Federal Legislative Representative to urge the Attorney General and the Secretary of Health and Human Services to reclassify marijuana on the schedule of controlled substances so that physicians may prescribe marijuana for medical purposes and, in the event this effort fails, to lobby for the enactment of a change in Federal law to remove marijuana as a Schedule I controlled substance so that physicians may prescribe marijuana for appropriate medicinal use. (Supervisors Alioto, Hallinan, Kaufman)

File 13-93-41, Resolution No. 923-93

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal - 7.

Noes: Supervisor Conroy - 1.

Absent: Supervisors Maher, Migden, Shelley - 3.

In connection with the above item, Supervisor Kaufman requested to be added as co-sponsor.

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[Marijuana, Medical Use, Health Master Plan]  
Resolution urging the Mayor to urge the Health Commission to direct Department of Public Health staff to address the issue of the medical use of marijuana in the master plan to reduce drug and alcohol problems and in other planning activities involving substance abuse and HIV. (Supervisor Alioto, Hallinan, Kaufman)

File 30-93-17, Resolution No. 924-93

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal - 7.

Noes: Supervisor Conroy - 1.

Absent: Supervisors Maher, Migden, Shelley - 3.

In connection with the above item, Supervisor Kaufman requested to be added as co-sponsor.

Adopted as Amended

[Task Force on Prostitution]  
Resolution establishing a task force on prostitution to make recommendations to the Board of Supervisors on legislation and policy reform as related to the City's prostitution laws and policies, and shall include representatives from the Mayor's office, business groups, neighborhood groups, law enforcement agencies, public health agencies, social service agencies, City departments, ((and commissions, and)) women's rights advocates and immigrant and prostitute rights groups. (Supervisor Hallinan)

File 174-93-8, Resolution No. 940-93

Supervisor Hallinan, seconded by Supervisor Kennedy, moved an amendment of the whole entitled, "Resolution establishing a task force on prostitution to make recommendations to the Board of Supervisors on legislation and policy reform as related to the City's prostitution laws and policies, and shall include representatives from the Mayor's office, business groups, neighborhood groups, law enforcement agencies, public health agencies, social service agencies, City departments and women's rights advocates and immigrant and prostitute rights groups."

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal - 7.

Noes: Supervisor Conroy - 1.

Absent: Supervisors Maher, Migden, Shelley - 3.



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Supervisor Kennedy, seconded by Supervisor Hallinan, moved to amend page two, line three, by replacing "twenty (20)" with "twenty-one (21)" and line 21 by adding "One (1) member representing an organization with outreach to the African American Community;"

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal - 8.

Absent: Supervisors Maher, Migden, Shelley - 3.

Adopted as amended by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal - 7.

Noes: Supervisor Conroy - 1.

Absent: Supervisors Maher, Migden, Shelley - 3.

Recommendation of  
Select Committee on the Conversion of the Presidio,  
Hunters Point and Treasure Island

Adopted

[Base Closure]

Resolution endorsing the application by the Redevelopment Agency to the Department of Defense for purposes of funding base closure work and urging the creation of an Office of Base Conversion with these funds. (Supervisor Shelley)

File 161-93-8, Resolution No. 939-93

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal - 8.

Absent: Supervisors Maher, Migden, Shelley - 3.

COMMITTEE REPORTS

Recommendations of Budget Committee

Consideration Continued

[Government Funding]

Ordinance appropriating \$300,000 for Department of Public Works, capital improvements (Telegraph Hill rockfall barrier catchment fence) for fiscal year 1993-94; an emergency measure.



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File 101-93-27, Ordinance No.

(Pursuant to Charter Sections 2.300 and 2.301, this measure requires nine votes for passage.)

Supervisor Kaufman Excused From Voting

On advise of the City Attorney, Supervisor Kaufman requested to be excused from voting because of possible conflict of interest.

Thereupon, Supervisor Maher, seconded by Supervisor Hsieh, moved to excuse Supervisor Kaufman from voting.

Motion to excuse Supervisor Kaufman from voting adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher - 9.

Absent: Supervisors Migden, Shelley - 2.

Supervisor Hsieh, seconded by Supervisor Maher, moved to continue consideration to November 22, 1993.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kennedy, Leal, Maher - 8.

Excused: Supervisor Kaufman - 1.

Absent: Supervisors Migden, Shelley - 2.

[Emergency Repair]

Resolution authorizing the Director of the Department of Public Works to take necessary measures to protect the safety and property of the citizens of San Francisco by performing the necessary work to mitigate rockfall hazard on Telegraph Hill at Kearny and Chestnut Streets - \$300,000. (Department of Public Works)

File 28-93-5, Resolution No.

Supervisor Kaufman Excused From Voting

On advise of the City Attorney, Supervisor Kaufman requested to be excused from voting because of possible conflict of interest.

Thereupon, Supervisor Maher, seconded by Supervisor Hsieh, moved to excuse Supervisor Kaufman from voting.

Motion to excuse Supervisor Kaufman from voting adopted by the following vote:

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Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher - 9.

Absent: Supervisors Migden, Shelley - 2.

Supervisor Hsieh, seconded by Supervisor Maher, moved to continue consideration to November 22, 1993.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kennedy, Leal, Maher - 8.

Excused: Supervisor Kaufman - 1.

Absent: Supervisors Migden, Shelley - 2.

PUBLIC COMMENT

The privilege of the floor was granted to the following persons:

Louise Vaughn;  
Shelley Salieri;  
Joseph Braverman;  
Dehnert Queen;  
Damon Vincent;  
Jeff;  
Rodney Talmadge.

There being no one else present wishing to speak, the President declared the public comment portion of the meeting closed.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures were introduced at a prior meeting of the Board with action requested at this meeting. Any Supervisor may require these measures to go to committee unless a motion to suspend the rules is adopted by eight votes (or a unanimous vote if only six or seven members are present). An "aye" vote is (a) a vote in favor of suspending the rule requiring reference to committee, and (b) a vote in favor of adoption of the measures. Eight votes (or a unanimous vote if only six or seven members are present) is required.

Severed from Adoption Without Committee Reference Calendar

At the request of Supervisor Kennedy, following measure was severed from the For Adoption Without Committee Reference Calendar and considered separately.

Consideration Continued

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[San Francisco Police Department Lieutenant Exam]  
Resolution urging Senator Dianne Feinstein to secure Attorney General Janet Reno's recommendations to ensure police department diversity at all levels, including at the crucial lieutenant level and urging San Francisco business leaders, such as Pacific Gas and Electric Company, Pacific Telesis, Wells Fargo and Levi Strauss, all of which have spoken out and acted on issues of diversity, to help from a "Blue Ribbon Police Diversity Commission" to assist the City and County of San Francisco in its endeavor to ensure diversity at all levels of the Police Department. (Supervisor Kennedy)

File 13-93-36, Resolution No.

November 1, 1993 - Consideration continued to November 15, 1993.

Supervisor Kennedy, seconded by Supervisor Maher, moved to continue consideration to November 22, 1993.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher - 9.

Absent: Supervisors Migden, Shelley - 2.

At the request of Supervisor Alioto, the following measure was severed from the For Adoption Without Committee Reference Calendar and considered separately.

#### Referred to Committee

[Graffiti, San Francisco Giants and 49ers]  
Resolution urging the San Francisco Giants and San Francisco Forty-niners to join in the City's anti-graffiti efforts by assisting in a public awareness and public relations campaign. (Supervisor Conroy)

File 218-93-18, Resolution No.

November 8, 1993 - Introduced in Board for consideration November 15, 1993.

Supervisor Conroy, seconded by Supervisor Maher, moved to suspend the rules in order to consider this matter today.

Motion to suspend the rules refused adoption by the following vote:

Ayes: Supervisors Conroy, Kaufman, Kennedy, Leal, Maher - 5.

Noes: Supervisors Alioto, Bierman, Hallinan, Hsieh - 4.

Absent: Supervisors Migden, Shelley - 2.



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At the request of Supervisor Alioto, referred to Economic Vitality and Social Policy Committee.

The Board thereupon resumed its consideration of the following items on the For Adoption Without Committee Reference Calendar.

For Adoption Without Committee Reference

Adopted

[Map Approval]

Motion approving final map of 430 Hayes Street, a condominium project, being a resubdivision of Lot 38 in Assessor's Block 808, and adopting findings pursuant to City Planning Code Section 101.1. (Department of Public Works)

File 58-93-23

Adopted.

[Drunk and Drugged Driver Prevention Month]

Resolution proclaiming December 1993 as Drunk and Drugged Driver Prevention Month. (Supervisor Alioto)

File 4-93-33, Resolution No. 926-93

November 8, 1993 - Introduced in Board for consideration on November 15, 1993.

Adopted.

[Proclaim Healthy Cities Week, 1993]

Resolution supporting the Healthy Cities concept, development and implementation of the San Francisco Healthy Cities Project and designating December 5-11, 1993 as Healthy Cities Week in San Francisco and renewing support for the application by the Department of Public Health to the California Healthy Cities Project for designation of San Francisco as a California Healthy City. (Supervisor Shelley)

File 4-93-34, Resolution No. 898-93

November 8, 1993 - Introduced in Board for consideration on November 15, 1993.

Adopted.

[Dangerous Promises Campaign, Violence on Women]

Resolution supporting the Dangerous Promises Campaign and urging the Beer Institute, Wine Institute and Distilled Spirits Council to devise advertising that does not promote degrading or violent images against women and minorities. (Supervisor Alioto)



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File 4-93-35, Resolution No. 927-93

November 8, 1993 - Introduced in Board for consideration on November 15, 1993.

Adopted.

[Commending Susan P. Erlich]

Resolution commending Susan P. Erlich for her outstanding contributions to the Department of Public Health and the City and County of San Francisco and urging the Mayor to declare Thursday, November 18, 1993 as Susan P. Erlich Day. (Supervisors Alioto, Hsieh, Leal)

File 6-93-31, Resolution No. 928-93

November 8, 1993 - Introduced in Board for consideration on November 15, 1993.

Adopted.

In connection with the above item, Supervisors Hsieh, Leal requested to be added as co-sponsors.

[Commending State Senator Nicholas Petris]

Resolution commending State Senator Nicholas Petris in recognition of the extraordinary vision and courageous legislative leadership in the California State Legislature for the past three decades. (Supervisors Alioto, Hallinan, Leal, Hsieh, Bierman, Maher, Kaufman, Conroy)

File 6-93-32, Resolution No. 929-93

November 8, 1993 - Introduced in Board for consideration on November 15, 1993.

Adopted.

In connection with the above item, Supervisors Hallinan, Leal, Hsieh, Bierman, Maher, Kaufman, Conroy requested to be added as co-sponsors.

[Liquor Controls]

Resolution urging the Mayor to urge the City Planning Department to evaluate Interim Zoning Controls for liquor stores in the Mission with the purpose of enacting a permanent moratorium. (Supervisors Shelley, Leal)

File 111-93-1.1, Resolution No. 937-93

Monday, November 15, 1993

November 8, 1993 - Introduced in Board for consideration on November 15, 1993.

Adopted.

In connection with the above item, Supervisor Leal requested to be added as co-sponsor.

[Graffiti, Government Funding and Cooperation]

Resolution urging the Mayor to urge the State of California and the President and Congress to cooperate with the City and County of San Francisco in its anti-graffiti campaign by keeping state and federal properties located in San Francisco free of graffiti; urging the Mayor to urge State and Federal elected representatives to seek government funds to assist in the City and County of San Francisco's efforts in combatting graffiti. (Supervisor Conroy)

File 218-93-15, Resolution No. 941-93

November 8, 1993 - Introduced in Board for consideration on November 15, 1993.

Adopted.

[Graffiti Campaign, Media]

Resolution urging all San Francisco-based media, including television, newspaper and radio, to join in the anti-graffiti campaign by sponsoring public service announcements aimed at public education, public awareness and the ultimate eradication of graffiti in the City and County of San Francisco. (Supervisor Conroy)

File 218-93-16, Resolution No. 942-93

November 8, 1993 - Introduced in Board for consideration on November 15, 1993.

Adopted.

[Graffiti, Business Participation]

Resolution urging the Bay Area Rapid Transit District, Gannett Outdoor, Caltrans, Pacific Bell, Pacific Gas and Electric and other businesses within San Francisco to cooperate with the Department of Public Works in its efforts to combat graffiti. (Supervisor Conroy)

File 218-93-17, Resolution No. 943-93

November 8, 1993 - Introduced in Board for consideration on November 15, 1993.

Adopted.

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[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. (Supervisor Alioto)

File 30-93-5.17

November 8, 1993 - Introduced in Board for consideration on November 15, 1993.

Adopted.

[Marijuana Related Expenditures]

Motion requesting the Budget Analyst to conduct a fiscal accounting of medicinal marijuana related expenditures. (Supervisor Alioto)

File 165-93-009

November 8, 1993 - Introduced in Board for consideration on November 15, 1993.

Adopted.

The foregoing items on the For Adoption Without Committee Reference Calendar were adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher - 9.

Absent: Supervisors Migden, Shelley - 2.

IMMEDIATE ADOPTION CALENDAR

These measures are being introduced at this meeting. An "Aye" vote is (a) a vote to find that the need to take action arose after the agenda was published (if the title is not printed on the agenda) and (b) a vote to adopt the measure. A unanimous vote is required for adoption today. Any Supervisor may require any of these measures to go to committee.

Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-93-46, Resolution No. 900-93

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(Marie K. Brooks, member, Airports Commission, November 7 - 17; Mary Gomez Daddio, member, Human Rights Commission, November 19 - 29; Sharon Gadberry, member, Human Rights Commission, November 2 - 8; David Ishida, Executive Director, Commission on the Aging, November 5 - 7; J. Stanley Mattison, Vice President, Airports Commission, November 3 - 4; Jim Mayo, member, Human Rights Commission, November 7 - 12; Leslie T. Schilling, member, Redevelopment Agency, November 10 - December 4; Kay Y. Yu, member, Public Utilities Commission, November 15 - 21, 1993.)

Adopted.

[Commendation]

Resolution commending and honoring Vanguard Public Foundation on their twenty-first anniversary. (Supervisor Migden)

File 6-93-33, Resolution No. 901-93

Adopted

(The Immediate Adoption Calendar includes the following additional resolutions submitted after preparation of the calendar.)

Adopted

[Street Closing, Filming]

Resolution authorizing temporary closing of portions of Market Street, Golden Gate Avenue, Sixth Street and Taylor Street, on Sunday, November 28, 1993, from 10:00 p.m. to 5:00 a.m. for filming of movie "Interview With The Vampire".

File 042-93-060, Resolution No. 902-93

Supervisor Alioto presented for immediate adoption.

Adopted.

[Election Results Declaration]

Resolution declaring the results of the General Municipal Election conducted November 2, 1993, in the City and County of San Francisco.

File 060-93-014, Resolution No. 899-93

Supervisor Alioto presented for immediate adoption.

Adopted.

The foregoing items on the Immediate Adoption Calendar were adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher - 9.



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Absent: Supervisors Migden, Shelley - 2.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS  
NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Board

[Street Closing, San Bruno Avenue, Holiday Season]  
Resolution authorizing temporary closing of portions of San Bruno Avenue, between 16th and 17th Streets, from November 29 to December 27, 1993, for United Parcel Service holiday season accommodation. Supervisor Shelley presented. Referred to Board for Adoption Without Committee Reference Calendar November 22, 1993.

File 042-93-061.

Referred to Committee

[Police Department Uniform Staff Increase]  
Resolution establishing the policy of the City and County of San Francisco that the San Francisco Police Department shall be brought to and maintained at its full authorized strength of 1972 officers. Supervisor Maher presented. Referred to Budget Committee.

File 043-93-002.

[Case Management Services]  
Resolution requesting the Mayor to urge the Department of Social Services to enhance existing program with Catholic Charities Family Services to include three additional case manager positions specifically allocated for homeless families thereby joining the existing case managers to form a solid core of support services in-house which would not only expand a concept that is working but also alleviate the problem of waiting for a family to fall through the cracks before we are aware of a potential problem which could very well lead to homelessness for a particular family. Supervisor Kennedy presented. Referred to Economic Vitality and Social Policy Committee.

File 107-93-003.

Referred to Board

[Williams Building]  
Resolution urging the Redevelopment Agency to explore all possible uses to ensure the preservation and retention of the Williams Building; accept FEMA money to seismically upgrade the building and to demonstrate good faith to the 1984 agreement. Supervisors Maher,

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Bierman presented. Referred to Board for Adoption Without Committee Reference Calendar November 22, 1993.

File 161-93-010.

Referred to Committee

[Williams Building]

Resolution urging the Redevelopment Agency to explore all possible uses to ensure the preservation and retention of the Williams Building; accept FEMA money to seismically upgrade the building and to demonstrate good faith to the 1984 agreement. Supervisors Maher, Bierman presented. Referred to Housing and Land Use Committee.

File 161-93-010.01.

[Sale of Tax-Defaulted Property]

Resolution authorizing the sale of certain tax-defaulted property located at 2710A Harrison Street, Assessor's Parcel No. 24 3640 003, to the Mission Housing Development Corporation; and providing for the execution of documents in connection therewith; and ratifying previous actions taken in connection therewith. Supervisor Alioto presented. Referred to Budget Committee.

File 166-93-005.

[Confiscation of Shopping Carts Investigation]

Draft resolution that the District Attorney investigate possible violation of civil, police and various department policy orders in connection with the recent confiscation of shopping carts and that the Police Department issue a statement clarifying its policy regarding cessation of confiscation of shopping carts. Supervisors Alioto, Bierman presented. Referred to Health/Public Safety/Environment Committee.

File 207-93-020.

Referred to Board

[Caltrain-SFO Shuttle, Accept and Expend Funds]

Resolution authorizing the Airports Commission to accept and expend funds from the Bay Area Air Quality Management District for a Caltrain-SFO shuttle for a one-year trial operation; rescinding Resolution No. 876-93. Supervisor Leal presented. Referred to Board for Adoption Without Committee Reference Calendar November 22, 1993.

File 213-93-003.01.

[Property Taxation]

Resolution implementing Section 506 of the Revenue and Taxation Code

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relating to tax rate applicable, interest. Supervisor Kennedy presented. Referred to Board for Adoption Without Committee Reference Calendar November 22, 1993.

File 220-93-001.

Requests for Hearings:

[Landmark of Historic Churches]

Hearing to consider legislation landmarking San Francisco historic churches, specifically, Sacred Heart, All Hallows, St. Paul's, Immaculate Conception and St. Brigid. Supervisor Alioto presented. Referred to Housing and Land Use Committee with request it be considered at the December 2, 1993 meeting.

File 090-93-007.

[Redevelopment Project Areas Merger Hearing]

Hearing to consider proposed amendments to the Embarcadero-Lower Market (Golden Gateway) Area E-1, Hunters Point, India Basin Industrial Park, Rincon Point-South Beach, Yerba Buena Center, Western Addition Area A-2 and South of Market Earthquake Recovery Redevelopment Project Areas for purposes of merging said project areas into one merged Redevelopment Project. (See Files 11-93-1, 67-93-1, 71-93-2, 73-93-1, 73-93-2, 91-93-2, and 151-93-1.) Scheduled for joint public hearing on December 13, 1993 with the Board of Supervisors and the San Francisco Redevelopment Agency.

File 161-93-009.

[Selecting of Brokerage Firms for Bond Sales]

Hearing to consider the City's method of selecting brokerage firms to manage the sales of city bonds. Supervisors Kaufman, Kennedy, Leal presented. Referred to Economic Vitality and Social Policy Committee.

File 170-93-010.

[Ballpark Committee for 7th and Townsend Site]

Hearing to consider formation of a five member ballpark committee to consider the proposed 7th and Townsend site for a period of six months. Supervisor Alioto presented. Referred to Rules Committee.

File 174-93-011.

[Geneva Towers Apartments Management/Tenant]

Hearing to consider the conditions and problems with management and tenants at the Geneva Towers Apartments. Supervisor Kennedy presented. Referred to Economic Vitality/Social Policy Committee with request it be considered at the November 23, 1993 meeting.

File 206-93-007.



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Introduced by the President at the Request of Departments

Ordinances Referred to Committee

File 046-93-016. [Settlement of Litigation of Uriel Jimenez] Authorizing settlement of Uriel Jimenez v. Susie Murnane Dudley, et al., with waiver of credit rights against future medical expenses upon receipt of \$11,000; and dismissal of complaint. (Superior Court No. 944-725) (City Attorney) Referred to Government Efficiency and Labor Committee.

File 047-93-011. [Garage Management Agreement/Bid Documents] Approving forms of management agreement and bidding documents for the 1660 Mission Street Garage and the surface parking lot at the corner of 13th Street and South Van Ness Avenue, and authorizing the Director of Property to request bids for the management of such parking facilities using those documents. Referred to Government Efficiency and Labor Committee.

File 124-93-007. [Trucks in Excess of 6000 Pounds/Chattanooga St.] Amending Traffic Code by adding Section 28.5.45 thereto, prohibiting operation of trucks in excess of 6000 pounds upon a portion of Chattanooga Street. DPT Order No. 496 (Department of Parking and Traffic) Referred to Housing and Land Use Committee.

File 124-93-008. [Vehicles in Excess 6000 Lbs/Everglade Dr.] Amending Traffic Code by adding Section 28.1.94 thereto, prohibiting operation of vehicles in excess of 6000 pounds upon a portion of Everglade Drive. DPT Order No. 513 (Department of Parking and Traffic) Referred to Housing and Land Use Committee.

Resolutions Referred to Committee

File 038-93-013. [Gift Acceptance, 744 Videotapes] Authorizing the San Francisco Public Library to accept a gift of 744 Videotapes valued at \$42,000 from the John D. and Catherine T. MacArthur Foundation. (Public Library) Referred to Government Efficiency and Labor Committee.

File 106-93-009. [Prevailing Wages, Craft Employees] Fixing highest generally prevailing wage rates, private employment on public contracts. (Civil Service Commission) Referred to Government Efficiency and Labor Committee.

File 147-93-012. [Grant, California State Library/LSCA] Authorizing the San Francisco Public Library to accept and expend \$88,090 in grant funds from the California State Library/Library Services and Construction Act (LSCA) to establish the San Francisco African American History Network in collaboration with the San Francisco African American Historical and Cultural Society Research Library and Archives for the fiscal year 1993-94; indirect costs are included in this award. (Public Library) Referred to Government Efficiency and Labor Committee.



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File 156-93-005. [1989 Federal Funds for Services to Refugees] Approving expenditure by the Private Industry Council of San Francisco, Inc., of \$89,356 of 1989 Federal funds for services to refugees. (Private Industry Council) Referred to Government Efficiency and Labor Committee.

Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Hsieh, that City Attorney prepare ordinance to amend Building Code concerning residential high-rise building fire safety.

By Supervisor Hsieh, that City Attorney prepare ordinance to amend Building Code concerning residential hotel building fire safety.

By Supervisor Alioto, that City Attorney prepare resolution which would create a five member ballpark committee to consider the proposed 7th and Townsend site for a period of six months. File 174-93-11.

By Supervisor Conroy, that letter of inquiry be sent to General Managers, Public Utilities and Water Department to determine what is being done to remedy the situation of falling water levels at Lake Merced.

By Supervisor Bierman, that City Attorney prepare ordinance to amend Health Code Section 170 (Ordinance No. 330-93) concerning garbage/litter receptacles to include the words "or close of business" after "6:00 p.m."

By Supervisor Conroy, that City Attorney prepare appropriate measure, whether by ordinance, charter amendment or policy statement, for a "Full Force" initiative requesting that the San Francisco Police Department be brought to maximum, full force staffing levels, such measure to be drafted for submission to the electorate in either June or November, 1994.

By Supervisor Alioto, that City Attorney prepare legislation to return the San Francisco Police Department to full capacity pursuant to the consent decree of the San Francisco Police Department.

By Supervisor Hallinan, that City Attorney prepare ordinance which would amend the Administrative Code to clarify that the 25 percent ownership required for tenancy-in-common eviction under Section 37.9(a)(8)(B) means an actual as well as recorded ownership of 25 percent.

By Supervisor Kennedy, that letters be sent to Executive Manager, Geneva Towers; Housing and Urban Development Agency and Geneva Tenants Association informing them a hearing has been scheduled for November 23, 1993 at 2:00 p.m. before the Economic Vitality and Social Policy Committee to consider the conditions and problems with management and tenants at the Geneva Towers Apartments. It is

Monday, November 15, 1993

requested that the Executive Manager and security personnel at Geneva Towers and members of the Housing and Urban Development Agency and Geneva Towers Tenants Association attend this meeting. File 206-93-7.

Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

V. Z. Rogers (Supervisor Kennedy)  
Julius Engmann (Supervisor Bierman)  
Bill Camillo (Supervisor Kaufman)

File 2-93- 45

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 6:15 p.m. adjourned.

John L. Taylor, Clerk

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Monday, November 15, 1993

Approved by the Board of Supervisors on February 28, 1994

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor  
Clerk of the Board of Supervisors









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**Vol. 88**

**No.47**

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**Monday, November 22, 1993**

# **Journal of Proceedings Board of Supervisors**

**City and County of San Francisco**





JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

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Monday, November 22, 1993 - 2:00 p.m.

---

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Angela Alioto presiding.

CALLING THE ROLL

The meeting was called to order at 2:27 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Bierman, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 9.

Noted absent at first roll call:

Supervisors Conroy, Kaufman - 2.

Quorum present.

Supervisor Conroy was noted present at 2:31 p.m.

Supervisor Kaufman was noted present at 2:29 p.m.

APPROVAL OF JOURNALS

There being no errors, corrections or omissions, Supervisor Kennedy, seconded by Supervisor Kaufman, moved that the Journals of Proceedings for Monday, June 21, and Wednesday, June 23, 1993, be approved.

Motion carried by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Conroy - 1.

Presentation of Guest

Supervisor Kennedy introduced and welcomed the Honorable Randy Johnson, County Commissioner from Indianapolis.

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CONSENT CALENDAR

Recommendations of Budget Committee

Passed for Second Reading

[Government Funding]

Ordinance appropriating \$315,000, District Attorney, for temporary salaries, mandatory fringe benefits, other non-personal services and materials and supplies. (Controller)

File 101-93-21, Ordinance No.

Passed for second reading.

Recommendations of Housing and Land Use Committee

Finally Passed

[Width of Sidewalk]

Ordinance amending Ordinance No. 1061 entitled "Regulating the Width of Sidewalk" by adding Section 1512 changing the official widths of sidewalk on the west side of Nineteenth Avenue between Eucalyptus and Winston Drives as shown on the Department of Public Works Map Numbered Q-20-416, and making findings pursuant to Planning Code Section 101.1. (Department of Public Works)

File 34-93-5, Ordinance No. 374-93

Finally passed.

[Width of Sidewalk]

Ordinance amending Ordinance No. 1061 entitled "Regulating the Width of Sidewalk" by adding Section 1513 changing the official widths of sidewalk on the east side of Nineteenth Avenue at Holloway Avenue as shown on the Department of Public Works Map Numbered Q-20-415, and making findings pursuant to City Planning Code Section 101.1. (Department of Public Works)

File 34-93-6, Ordinance No. 375-93

Finally passed.

[Underground District]

Ordinance creating an underground district in the vicinity of Tenth and Harrison Streets. (Supervisor Maher)

File 52-93-2, Ordinance No. 376-93

Finally passed.

Monday, November 22, 1993

[Signs]

Ordinance amending City Planning Code to prohibit variances from the size or height requirements for signs. (Department of City Planning)

File 115-93-7, Ordinance No. 378-93

(Amends Section 305.)

Finally passed.

[Truck Loading/Yellow Zones]

Ordinance amending Traffic Code relating to curb parking regulation at special truck loading and yellow zones. (Department of Parking and Traffic)

File 124-93-6, Ordinance No. 379-93

Finally passed.

Recommendations of Government Efficiency and Labor Committee

Passed for Second Reading

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Beth Costella against the City and County of San Francisco by payment of \$10,000. (City Attorney)

File 45-93-71, Ordinance No.

(Superior Court No. 942-040)

Passed for second reading.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Mary P. Evans against the City and County of San Francisco by payment of \$15,000. (City Attorney)

File 45-93-78, Ordinance No.

(Superior Court No. 939-248)

Passed for second reading.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Robert Anderson against the City and County of San Francisco by payment of \$8,000. (City Attorney)

Monday, November 22, 1993

File 45-93-79, Ordinance No.

(Superior Court No. 917-933)

Passed for second reading.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Joseph Cattolica against the City and County of San Francisco by payment of \$35,000. (City Attorney)

File 45-93-80, Ordinance No.

(Superior Court No. 938-992)

Passed for second reading.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Alan Chan and Winnie Chan against the City and County of San Francisco by payment of \$27,896.20. (City Attorney)

File 45-93-81, Ordinance No.

(Superior Court No. 940-953)

Passed for second reading.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Flora Quock, et al., against the City and County of San Francisco by payment of \$40,000 and injunctive relief estimated at \$10,000. (City Attorney)

File 45-93-82, Ordinance No.

(Superior Court No. 923-290)

Passed for second reading.

Adopted

[Contract Award Extension, Treat Avenue]

Resolution granting extension of time for awarding San Francisco Water Department Contract No. WD-2100, 8-Inch Ductile Iron Main Installation in Treat Avenue between 20th Street and 26th Street. (Public Utilities Commission)

File 61-93-6, Resolution No. 964-93

Adopted.



Monday, November 22, 1993

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Conroy - 1.

REGULAR CALENDAR

UNFINISHED BUSINESS

Recommendations of Budget Committee

Finally Passed

[Government Funding]

Ordinance appropriating \$300,000 from emergency reserve funds for Department of Public Works, capital improvements (Telegraph Hill rockfall barrier catchment fence) for fiscal year 1993-94; an emergency measure.

File 101-93-27, Ordinance No. 373-93

(Pursuant to Charter Sections 2.300, 2.301 and 6.307, this measure requires nine votes for passage.)

Supervisor Kaufman Excused From Voting

Supervisor Kaufman was previously excused from voting. (See Journal of Proceedings of November 15, 1993.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 10.

Excused: Supervisor Kaufman - 1.

Adopted

[Emergency Repair]

Resolution authorizing the Director of the Department of Public Works to take necessary measures to protect the safety and property of the citizens of San Francisco by performing the necessary work to mitigate rockfall hazard on Telegraph Hill at Kearny and Chestnut Streets - \$300,000. (Department of Public Works)

File 28-93-5, Resolution No. 956-93

Monday, November 22, 1993

Supervisor Kaufman Excused From Voting

Supervisor Kaufman was previously excused from voting. (See Journal of Proceedings of November 15, 1993.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 10.

Excused: Supervisor Kaufman - 1.

Finally Passed

[Automatic Sprinkler Systems - Existing High-Rise Buildings]  
Ordinance amending Building Code to require installation of automatic sprinkler systems in existing high-rise buildings; except for apartment buildings, residential hotels and mixed-use buildings containing an R-1 occupancy; effective date. (Supervisors Hsieh, Shelley, Bierman)

File 114-91-2, Ordinance No. 377-93

(Amends Section 1746.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Noes: Supervisor Hallinan - 1.

Recommendation of Government Efficiency and Labor Committee

Passed for Second Reading

[Cost Recovery - Parking and Traffic]  
Ordinance amending Administrative Code (Special Law Enforcement and Public Works Services), providing for recovery of costs for additional parking enforcement and traffic control and related services rendered by the Department of Parking and Traffic. (Department of Parking and Traffic)

File 97-93-50, Ordinance No.

(Adds Sections 10B.16 through 10B.19.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Monday, November 22, 1993

NEW BUSINESS

Recommendations of Budget Committee

Passed for Second Reading

[Government Funding]

Ordinance appropriating \$140,000, Department of Recreation and Park, for temporary salaries; subject of previous budgetary denial. (Controller).

File 101-93-16, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Government Funding]

Ordinance appropriating \$1,986,885, Municipal Railway, for permanent and temporary salaries, related mandatory fringe benefits, contractual services and facilities maintenance; subject of previous budgetary denial. (Controller)

File 101-93-17, Ordinance No.

Passed for second reading by the following vote:

Ayes:- Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Passed for Second Reading as Amended

[Government Funding]

((Ordinance appropriating \$1,578,144, Municipal Railway, for permanent salaries-platform, and related mandatory fringe benefits; subject of previous budgetary denial; placing \$262,016 on reserve)). (Controller)

Ordinance appropriating \$1,578,144, Municipal Railway, for permanent salaries-platform, and related mandatory fringe benefits; subject of previous budgetary denial; maintain Muni operator staffing level from Salary Standardization Reserve; appropriating \$262,016 in reserve.

File 101-93-18, Ordinance No.

Supervisor Migden, seconded by Supervisor Kennedy, moved an amendment of the whole entitled, "Ordinance appropriating \$1,578,144, Municipal Railway, for permanent salaries-platform, and related mandatory fringe benefits; subject of previous budgetary denial; maintain Muni operator staffing level from Salary Standardization Reserve; appropriating \$262,016 in reserve."



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Amendment of the whole adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Passed for second reading as amended by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Passed for Second Reading

[Appropriation, DPH/Mental Health Substance Abuse]  
Ordinance appropriating \$122,793, Department of Public Health - Mental Health for Substance Abuse, for permanent salaries, mandatory fringe benefits and medical services contracts, for the creation of three positions; subject of previous budgetary denial; and providing for ratification of actions previously taken. (Supervisor Alioto)

File 101-93-28, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Appropriation, DPH/Laguna Honda Hospital]  
Ordinance appropriating \$9,670,865, Department of Public Health, Laguna Honda Hospital, for salaries, mandatory fringe benefits, other non-personal services, materials and supplies, equipment and services of other departments, for the creation of three hundred fourteen positions and deletion of two positions; subject of previous budgetary denial; and providing for ratification of action previously taken. (Department of Public Health)

File 101-93-29, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Appropriation, DPH/San Francisco General Hospital]  
Ordinance appropriating \$5,267,018, Department of Public Health, San Francisco General Hospital, for salaries, mandatory fringe benefits, professional services, materials and supplies and capital improvements for the creation of forty-two positions and the deletion of ten positions and rescinding \$261,642 for salaries and services of other department; providing for ratification of action previously taken; and subject of previous budgetary denial. (Supervisor Alioto)



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File 101-93-30, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Appropriation, DPH/Community Mental Health]  
Ordinance appropriating \$4,134,768, Department of Public Health, Community Mental Health, for salaries, mandatory fringe benefits, professional and other contractual services, materials and supplies, and services of other department, for the creation of forty positions and the deletion of five positions and rescinding \$89,002 for salaries; subject of previous budgetary denial; and providing for ratification of actions previously taken. (Supervisor Alioto)

File 101-93-31, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[DPH/Department of Community Health Services]  
Ordinance appropriating \$1,506,840, Department of Public Health, Department of Community Health Services, for salaries, mandatory fringe benefits, other non-personal services materials and supplies and services of other departments for the creation of twenty-seven positions and the deletion of nine positions; and rescinding \$41,675 for salaries and mandatory fringe benefits, General Fund, and \$51,697 for salaries and fringe benefits, Work Order Fund; providing for ratification of action previously taken and subject of previous budgetary denial. (Supervisor Alioto)

File 101-93-32, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[DPH, Addition of 426 and Deletion of 26 Positions]  
Ordinance amending Annual Salary Ordinance, 1993-94, Department of Public Health, reflecting the addition of 426 positions and the deletion of 26 positions; companion measure to Files 101-93-28, 101-93-29, 101-93-30, 101-93-31 and 101-93-32. (Civil Service Commission)

File 102-93-11, Ordinance No.

Passed for second reading by the following vote:

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Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Library Revenue Expenditures]

Ordinance amending Administrative Code to enlarge the types of revenues that may be deposited in the Library Special Collections and Services Fund and enlarging the purposes for which proceeds in the fund may be expended. (Public Library)

File 97-93-59, Ordinance No.

(Amends Section 10.117-13.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Sale of Real Property]

Ordinance authorizing the conveyance of real property to George N. Wallace and Irene G. Wallace, as joint tenants, for \$3,706 and to adopt findings pursuant to City Planning Code Section 101.1. (Real Estate Department)

File 96-93-3, Ordinance No.

(Lot 1, Block 2044, Department of Public Works surplus property.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Sale of Real Property]

Ordinance authorizing the conveyance of real property to Manuel LLama, Jr. and Jeanee LLama, as joint tenants for \$15,410; and to adopt findings pursuant to City Planning Code Section 101.1. (Real Estate Department)

File 96-93-4, Ordinance No.

(Lot 1, Block 2044, Department of Public Works surplus property.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

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[Sale of Surplus Property]

Ordinance authorizing and directing the sale of surplus City-owned property known as Assessor's Block 6203, Lot 2; and to adopt findings pursuant to Planning Code Section 101.1. (Real Estate Department)

File 96-93-5, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Adopted

[1994 Community Development Block Grant Funds]

Resolution authorizing the Mayor, on behalf of the City and County of San Francisco, to apply for, receive and expend the City's 1994 Community Development Block Grant (CDBG) entitlement from the U.S. Department of Housing and Urban Development, transfer and expend reprogrammed funds from prior year Community Development programs and program income generated by the San Francisco Redevelopment Agency up to \$25,539,971 which include indirect costs of \$90,000; approving expenditure schedules for recipient departments and agencies and for indirect costs, and, determining no environmental evaluation is required, authorizing the receipt and deposit in contingencies of 1994 CDBG entitlement funds in excess of \$25,539,971; placing \$242,708 on reserve. (Supervisor Alioto)

File 79-93-2, Resolution No. 965-93

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

In connection with the above item, Supervisor Alioto requested to be added as sponsor.

Recommendations of Budget and Housing and Land Use Committees

Passed for Second Reading

[Underground District]

Ordinance amending Ordinance No. 367-92 to redefine Underground District No. 318 in the Dolores Heights District by adding certain property thereto. (Department of Public Works)

File 52-93-1, Ordinance No.

(Fiscal Impact)

Passed for second reading by the following vote:



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Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Adopted

[Lighting Assessment District]  
Resolution amending Resolution No. 1020-92 to redefine proposed Assessment District No. 92-2 in the Dolores Heights District by adding certain property thereto; and to designate the Deputy Director of Public Services as engineer for the formation of proceedings. (Department of Public Works)

File 52-93-1.1, Resolution No. 963-93

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Recommendations of Government Efficiency and Labor Committee

Passed for Second Reading

[Professional Membership]  
Ordinance amending the Administrative Code, to authorize the Public Utilities Commission, and departments thereunder, to join various organizations. (Public Utilities Commission)

File 97-93-55, Ordinance No.

(Amends Section 16.6-5.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Tabled

(Supervisor Hallinan Dissenting in Committee.)

[Contracting Out City Services]  
Resolution concurring with Controller's certification that security services at Candlestick Park can be practically performed by private contractor for a lower cost than similar work services performed by City and County employees. (Recreation and Park Department)

File 25-93-25, Resolution No.

Appointment of President Pro Tempore

At the request of the President, Supervisor Hallinan assumed the Chair so the President could participate in the debate from the floor.



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Supervisor Leal, seconded by Supervisor Kennedy, moved to refer to Budget Committee.

Supervisor Shelley, seconded by Supervisor Bierman, moved to table.

Tabled by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

The President resumed the Chair.

Adopted

[Grant - State Funds]

Resolution authorizing the Executive Director of the Department of Parking and Traffic to accept and expend \$163,875, from the Transportation Fund for Clean Air in the Bay Area for a Traffic Signal Patrol Program and a Bicycle Locker Program; waiving indirect costs. (Department of Parking and Traffic)

File 133-93-1.1, Resolution No. 970-93

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Grant - Federal Funds]

Resolution authorizing the San Francisco Fire Department to apply, for, accept and expend \$8,000 from the United States Fire Administration to develop computer software for the Arson Early Warning System, including \$400 for indirect costs; ratifying action previously taken; placing \$7,600 on reserve. (Fire Department)

File 140-93-3, Resolution No. 971-93

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Conroy - 1.

[Grant - California State Library/LSCA]

Resolution authorizing the City Librarian to accept and expend \$18,215 in funds available through the California State Library from Title III of the Library Services and Construction Act (LSCA) for the creation of Online Chinese Language Bibliographic Records for the fiscal year 1993-94; indirect costs for five percent are included in the Budget of this grant. (Public Library)

Monday, November 22, 1993

File 147-93-11, Resolution No. 972-93

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Conroy - 1.

[Grant - State Funds]

Resolution authorizing the Executive Director of the Department of Parking and Traffic to accept and expend a grant in the amount of \$85,000 of California Clean Air and Transportation Improvement Act of 1990 (State Proposition 116) Funds, which include indirect costs of \$8,500 or ten percent (10%) of project costs, for signage to delineate commuter bicycle routes throughout the City and County of San Francisco. (Department of Parking and Traffic)

File 192-93-3.1, Resolution No. 975-93

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Conroy - 1.

[Grant - Federal Funds]

Resolution authorizing the Executive Director of the Department of Parking and Traffic to retroactively apply for, accept and expend up to \$1,523,800 in Federal Funds for the replacement of traffic signal control equipment and traffic signal retiming within Van Ness Avenue-Lombard Street signal system, within the North of Market signal system, within the Market Street signal system, and within the 19th Avenue signal system, foregoing reimbursement of indirect costs; placing \$1,051,868 on reserve. (Department of Parking and Traffic)

File 192-93-6, Resolution No. 976-93

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Conroy - 1.

Passed for Second Reading

[MOU Amendment, Transport Workers, Local 250-A]

Ordinance fixing schedules of compensation, to be paid under the provisions of Charter Section 8.404 to employees occupying classification 9163 Transit Operator and related trainee class, and

Monday, November 22, 1993

incorporating by reference amendments to the Memorandum of Understanding, provisions hereof to remain in effect until the adoption of any ordinance establishing different provisions. (Employee Relations Division)

File 93-93-15, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Conroy - 1.

Adopted

[Employee Claims]

Resolution authorizing reimbursement for cost of personal property of City and County Employees damaged/stolen in the line of duty. (Government Efficiency and Labor Committee)

File 51-93-3, Resolution No. 962-93

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Conroy - 1.

[Indemnification Agreement, Travelers Aid Facility]

Resolution authorizing Department of Public Health to enter into an indemnification agreement with Travelers Aid for the purposes of using Travelers Aid Facility in the provision of medical services. (Department of Public Health)

File 172-93-42, Resolution No. 973-93

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Conroy - 1.

[Indemnification Agreement, SFUSD, Wilderness Youth]

Resolution authorizing the Police Department to execute an indemnification agreement with the San Francisco Unified School District for the conduct of Wilderness Youth Programs as part of the middle school law enforcement program and the "M-Power" Project. (Police Department)



Monday, November 22, 1993

File 172-93-43, Resolution No. 974-93

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Conroy - 1.

Recommendations of Rules Committee

Adopted

[Appointment]

Resolution appointing members to the Advisory Committee on Homelessness; making findings waiving residency. (Rules Committee)

File 92-92-35.1, Resolution No. 966-93

Eleanor Jacobs (Mayor/Designee)  
Willie B. Kennedy (Board of Supervisors)  
Jim Buick (Department of Social Services)  
Nancy Rubin (Department of Public Health)  
Paul Boden (Coalition of Homelessness)  
Phyllis McEwan (Homeless Task Force)  
Kym Valadez (Service Providers Coalition)  
Ray Masterson (Homeless Veterans Action Committee)  
Sharron Treskunoff Bailey (Coalition Homeless Women and Children)  
Orelia Langston (Income Rights Project)  
Kathlyn T. Gaubatz (Family Service Provider Coalition)  
Allen Meyer (Outreach Workers Coalition)  
Stephen Collier (Economic Rights Task Force of National Lawyers Guild)  
Anna J. D'Amato (HIV Housing Task Force)  
Amanda Feinstein (San Francisco Council on Homelessness)  
John E. O'Brien (Department of Social Services Shelter Advisory Committee)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Conroy - 1.

[Appointment]

Resolution appointing members to the Hayes Valley/Western Addition Transportation Task Force. (Rules Committee)

File 92-92-41, Resolution No. 967-93

Edward Spivak (Hayes Valley)  
Bernard Choden (Western Addition)



Monday, November 22, 1993

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Conroy - 1.

[Appointment]

Resolution appointing members to the newly established Lead Hazard Reduction Citizens Advisory Committee; making findings waiving residency requirements. (Rules Committee)

File 92-93-3.2, Resolution No. 957-93

Heather Lea Heppner (affordable housing, non-resident)  
Gen Fujioka (tenant representative, non-resident)  
Michael J. Kosnett, M.D., (physician, non-resident)  
Stephen C. Davis (testing expert, non-resident)  
Robert Y. Nakamura (CalOSHA, non-resident)  
Michael Connor (resident)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Conroy - 1.

[Appointment]

Resolution appointing members to the Lead Poisoning Reduction Citizens Advisory Committee. (Rules Committee)

File 92-93-41, Resolution No. 958-93

Marvelin Rance (construction worker)  
David Tran (environmental matters)  
Silen Nhok (language specialist)  
David Tejada, M.D. (physician)  
Diana Jung (childcare)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Conroy - 1.

[Appointment]

Resolution appointing member to the Bicycle Advisory Committee. (Rules Committee)

Monday, November 22, 1993

File 92-93-46, Resolution No. 968-93

Albert S. Glenn (environmental organization), vice Gail E. Wittwer, resigned, for unexpired portion of three-year term ending December 31, 1994.

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Conroy - 1.

[Appointment]

Resolution appointing member to the San Francisco Emergency Medical Care Committee. (Rules Committee)

File 92-93-51, Resolution No. 969-93

Nathan Nayman (Hospital Council), vice Louis Giancola, term expired, for three-year term ending June 30, 1995.

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Conroy - 1.

Adopted as Amended

[Appointment]

Resolution appointing members to the Lead Poisoning Reduction Citizens Advisory Committee; making findings waiving residency. (Rules Committee)

File 92-93-52, Resolution No. 959-93

Thomas Lewis (painter)  
Lyn Farrugia (parent)

Supervisor Bierman, seconded by Supervisor Shelley, moved an amendment of the whole entitled, "Resolution appointing members to the Lead Poisoning Reduction Citizens Advisory Committee; making findings waiving residency."

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Conroy - 1.

Monday, November 22, 1993

Adopted as amended by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Conroy - 1.

PUBLIC COMMENT

The privilege of the floor was granted to the following persons:

Shelley Salieri;  
Joseph Braverman;  
Rayna Harrison.

There being no one else present wishing to speak, the President declared the public comment portion of the meeting closed.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures were introduced at a prior meeting of the Board with action requested at this meeting. Any Supervisor may require these measures to go to committee unless a motion to suspend the rules is adopted by eight votes (or a unanimous vote if only six or seven members are present). An "aye" vote is (a) a vote in favor of suspending the rule requiring reference to committee, and (b) a vote in favor of adoption of the measures. Eight votes (or a unanimous vote if only six or seven members are present) is required.

Severed from Adoption Without Committee Reference Calendar

At the request of Supervisor Kennedy, the following measure was severed from the For Adoption Without Committee Reference Calendar and considered separately.

Referred to Committee

[San Francisco Police Department Lieutenant Exam]  
Resolution urging Senator Dianne Feinstein to secure Attorney General Janet Reno's recommendations to ensure police department diversity at all levels, including at the crucial lieutenant level and urging San Francisco business leaders, such as PG&E, Pacific Telesis, Wells Fargo and Levi Strauss, all of which have spoken out and acted on issues of diversity, to help from a "Blue Ribbon Police Diversity Commission" to assist the City and County of San Francisco in its endeavor to ensure diversity at all levels of the Police Department. (Supervisor Kennedy)

File 13-93-36, Resolution No.

November 15, 1993 - Consideration continued to November 22, 1993.



Monday, November 22, 1993

At the request of Supervisor Kennedy, referred to Health, Public Safety and Environment Committee.

Severed from Adoption Without Committee Reference Calendar

At the request of Supervisor Maher, the following measure was severed from the For Adoption Without Committee Reference Calendar and considered separately.

Referred to Housing and Land Use Committee

[Williams Building]

Resolution urging the Redevelopment Agency to explore all possible uses to ensure the preservation and retention of the Williams Building; accept FEMA money to seismically upgrade the building and to demonstrate good faith to the 1984 agreement. (Supervisors Maher, Bierman)

File 161-93-10, Resolution No.

November 15, 1993 - Introduced in Board for consideration on November 22, 1993.

Supervisor Maher presented substitute legislation entitled, "Resolution urging the Redevelopment Agency to ensure the preservation and retention of the Williams Building; accept \$6.8 million in FEMA money to seismically upgrade and fully restore the Williams Building; and to demonstrate good faith to the 1984 agreement."

At the request of Supervisor Maher, subject matter was referred to Housing and Land Use Committee.

The Board thereupon resumed its consideration of the following items on the For Adoption Without Committee Reference Calendar.

For Adoption Without Committee Reference

Adopted

[Map Approval]

Motion approving final map of 2301 Harrison Street, being a resubdivision of Lot 7 in Assessor's Block No. 4083; and adopting findings pursuant to City Planning Code Section 101.1.

File 58-93-24

Adopted.

[Street Closing, San Bruno Avenue, Holiday Season]

Resolution authorizing temporary closing of portions of San Bruno Avenue, between 16th and 17th Streets, from November 29 to December 27, 1993, for United Parcel Service holiday season accommodation. (Supervisor Shelley)



Monday, November 22, 1993

File 42-93-61, Resolution No. 961-93

November 15, 1993 - Introduced in Board for consideration on November 22, 1993.

Adopted.

[Caltrain-SFO Shuttle, Accept and Expend Funds]  
Resolution authorizing the Airports Commission to accept and expend funds from the Bay Area Air Quality Management District for a Caltrain-SFO shuttle for a one-year trial operation; rescinding Resolution No. 876-93. (Supervisor Leal)

File 213-93-3.1, Resolution No. 960-93

November 15, 1993 - Introduced in Board for consideration on November 22, 1993.

Adopted.

[Property Taxation]  
Resolution implementing Section 506 of the Revenue and Taxation Code relating to tax rate applicable, interest. (Supervisor Kennedy)

File 220-93-1, Resolution No. 977-93

November 15, 1993 - Introduced in Board for consideration on November 22, 1993.

Adopted.

The foregoing items on the For Adoption Without Committee Reference Calendar were adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 9.

Absent: Supervisors Conroy, Hsieh - 2.

IMMEDIATE ADOPTION CALENDAR

Adopted

These measures are being introduced at this meeting. An "Aye" vote is (a) a vote to find that the need to take action arose after the agenda was published (if the title is not printed on the agenda) and (b) a vote to adopt the measure. A unanimous vote is required for adoption today. Any Supervisor may require any of these measures to go to committee.

Monday, November 22, 1993

Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-93-47, Resolution No. 944-93

(Frank M. Jordan, Mayor, November 14 - 15; Tom Hsieh, member, Board of Supervisors, December 8 - 15; Marie K. Brooks, member, Airports Commission, November 7 - 17; Mary Gomez Daddio, member, Human Rights Commission, November 19 - 29; Kenneth E. Dowlin, City Librarian, SF Public Library, November 18 - 21; L. Andrew Jeanpierre, member, Airports Commission, November 19 - 26; John Kriken, member, The Art Commission; November 4 - 11; Edwin M. Lee, Director, Human Rights Commission, November 24 - 27; Jim Mayo, member, Human Rights Commission, December 8 - 9; J. Stanley Mattison, Vice President, Airports Commission, November 22 - 29; Larry Mazzola, member, Recreation and Park Commission, December 1 - 4; Barbara C. Rosenberg, member, Public Library Commission, November 8 - 11; Roselyn C. Swig, member, Public Library Commission, November 14 - 20 and November 22 - 29; L.A. Turpen, Director of Airports, November 11 - 15, 1993.)

Adopted.

(The Immediate Adoption Calendar includes the following additional measures submitted after preparation of the calendar.)

Adopted

[Proclamation, Polly Klaas Day]

Resolution proclaiming December 1, 1993 as Polly Klaas Day.

File 004-93-036, Resolution No. 945-93

Supervisor Alioto presented for immediate adoption.

Adopted.

[Commending Delinquency Prevention Commission]

Resolution commending the Delinquency Prevention Commission on the occasion of its twenty-fifth anniversary.

File 006-93-034, Resolution No. 946-93

Supervisor Alioto presented for immediate adoption.

Adopted.

[State Legislation for Wrap-up Insurance Programs]

Monday, November 22, 1993

Resolution proposing state legislation to permit the City and County of San Francisco to arrange wrap-up insurance programs for public works projects.

File 012-93-035, Resolution No. 947-93

Supervisors Hsieh and Kennedy presented for immediate adoption.

Adopted.

[HR 3310, The McClintock Project to Cure AIDS]  
Resolution supporting the passage of HR 3310, establishing the McClintock Project to cure AIDS.

File 013-93-043, Resolution No. 948-93

Supervisors Migden and Bierman presented for immediate adoption.

Adopted.

[Airline AIDS/HIV Disease Training]  
Resolution urging Congress to require that all airlines establish a program of mandatory training regarding AIDS and HIV diseases.

File 013-93-044, Resolution No. 949-93

Supervisors Migden, Alioto, Hallinan, Bierman, Shelley presented for immediate adoption.

Adopted.

[Demonstration County Alcohol/Drug Program Plan]  
Resolution approving the San Francisco Demonstration County Alcohol and Drug Program Plan for Fiscal Year 1993-94 for submission to the State of California, Department of Alcohol and Drug Programs; authorizing and directing the President of the Board to sign said plan.

File 030-93-021, Resolution No. 950-93

Supervisor Hallinan presented for immediate adoption.

Adopted.

[Temporary Street Closing of Polk/Castro Streets]  
Resolution authorizing temporary closing of portion of Polk Street, between Grove and McAllister Streets and Castro Street, between 18th and 19th Streets, November 27, 1993, at various times, for 15th Anniversary of Harvey Milk and George Moscone Candlelight March.

File 042-93-062, Resolution No. 951-93

Monday, November 22, 1993

Supervisor Leal presented for immediate adoption.

Adopted.

[Temporary Street Closing of Steiner Street]

Resolution authorizing temporary closing of Steiner Street, between Hayes and Fulton Streets, on December 1, 1993 from 5:30 p.m. until 9:00 p.m. for 1993 victorian "Celebration of the Season".

File 042-93-063, Resolution No. 952-93

Supervisor Hallinan presented for immediate adoption.

Adopted.

[American Airlines AIDS/HIV Disease Training]

Resolution urging the Mayor to urge the Airports Commission to recommend to American Airlines a program of mandatory training regarding AIDS and HIV diseases.

File 108-93-003, Resolution No. 953-93

Supervisors Migden, Alioto, Hallinan, Bierman, Shelley presented for immediate adoption.

Adopted.

[Task Force on Homelessness Membership]

Resolution amending Resolution No. 685-92, establishing Advisory Task Force on Homelessness to advise the Board of Supervisors on issues related to homelessness, by adding five additional members.

File 174-93-006.01, Resolution No. 954-93

Supervisor Kennedy presented for immediate adoption.

Adopted.

[Park and Open Space Advisory Committee]

Resolution adding to the list of qualifying organizations contained in Resolution 667-90 to include additional qualifying organizations able to submit nominations for appointment to the Park and Open Space Advisory Committee pursuant to Charter Section 6.413, g(2) and (3).

File 174-93-012, Resolution No. 955-93

Supervisor Leal presented for immediate adoption.

Adopted.



Monday, November 22, 1993

The foregoing items on the Immediate Adoption Calendar were adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 9.

Absent: Supervisors Conroy, Hsieh - 2.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS  
NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Board

[S. 1607, "Lifer-Three Strikes"]  
Resolution supporting the "Lifer-Three Strikes" provisions of Senate Bill 1607, The Omnibus Crime Bill. Supervisor Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar December 6, 1993.

File 013-93-045.

Referred to Committee

[Indigent Health Care Policy]  
Resolution establishing a policy of the City and County of San Francisco to provide mental health service to indigent victims of violence and urging the Mayor to urge the Department of Public Health to provide services for individuals court-ordered to treatment and individuals who are victims of violence who are indigent. Supervisor Shelley presented. Referred to Health/Public Safety/Environment Committee with request it be considered at the December 14, 1993 meeting.

File 043-93-003.

Requests for Hearings:

[Golden Gate Bridge Trespass Penalties/Signs]  
Hearing to consider increasing the penalties for trespassing on the Golden Gate Bridge and that warning signs be posted in appropriate places clearing stating the penalties for trespassing. Supervisor Alioto presented. Referred to Health/Public Safety/Environment Committee.

File 012-93-036.

[Airline Policy On People With AIDS]  
Hearing to consider the policies of airlines doing business with San

Monday, November 22, 1993

Francisco International Airport regarding passengers who have AIDS and other illnesses that may require IV bags or other medical equipment and examining all federal statutes and regulations dealing with said policies and exploring possible recommendations by the Board of Supervisors to the Federal Government of ways to protect San Francisco residents with AIDS and other illnesses when they chose to travel by air. Supervisor Hallinan presented. Referred to Health/Public Safety/Environment Committee.

File 027-93-020.

[Demolition of Churches]

Hearing to consider temporarily preventing the demolition of all churches for a period of one year. Supervisors Alioto and Bierman presented. Referred to Housing and Land Use Committee with request it be considered at the December 2, 1993 meeting.

File 111-93-002.

[Golden Gate Park Traffic Barrier/Holy Shrine]

Hearing to consider the Recreation and Park Department plans for the traffic barrier-holy shrine in Golden Gate Park. Supervisor Hallinan presented. Referred to Housing and Land Use Committee.

File 193-93-006.

#### Motion

Adopted

[Needle Exchange Declaration of 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. Supervisor Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar December 6, 1993.

File 030-93-005.18.

#### Introduced by the President at the Request of Departments

#### Ordinances Referred to Committee

File 045-93-086. [Settlement of Litigation of Nancy Agatiello] Authorizing settlement of litigation of Nancy Agatiello against the City and County by payment of \$9,500. (City Attorney) Referred to Government Efficiency and Labor Committee.

File 046-93-017. [Settlement of litigation, State of California] Authorizing settlement of City and County of San Francisco v. State

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of California in the sum of \$97,196.00. (Superior Court Nos. 926607, 939690, 930235, 938972, 935548, 934356, 932028, and 937161) (City Attorney) Referred to Government Efficiency and Labor Committee.

File 097-93-062. [Recorder's Filing Fees]  
Amending Administrative Code by amending Section 8.24-1 and adding Section 8.24-4, to authorize the collection of additional filing fees pursuant to State law. (County Clerk-Recorder) Referred to Budget Committee.

File 101-93-034. [Appropriation, Pleasanton Property Development] Appropriating \$675,000, Hetch Hetchy Water and Power, for Programmatic Project (Pleasanton Property Development Plan) for the Water Department and rescinding \$675,000 from other non-personal services (Environmental Mitigation) for Fiscal Year 1993-1994. RO #93127 (Controller) Referred to Budget Committee.

File 124-93-009. [Issuance of Vehicle Press Cards]  
Amending Traffic Code by amending Sections 11.1 and 11.2, to transfer authority for issuance of vehicle press cards from the Chief of Police to the Director of the Department of Parking and Traffic. (Department of Parking and Traffic) Referred to Government Efficiency and Labor Committee.

#### Resolutions Referred to Committee

File 064-93-027. [Lease of Property for DPH, 298 Monterey Blvd.] Authorizing a new lease of real property at 298 Monterey Boulevard, San Francisco, for the Department of Public Health. (Real Estate Department) Referred to Government Efficiency and Labor Committee.

File 082-93-013. [Acquisition of Eighteen Noise Easements, Daly City] Authorizing the acquisition of eighteen noise easements in the City of Daly City as part of the City of Daly City's Aircraft Noise Insulation Project - Phase 1. (Real Estate Department) Referred to Budget Committee.

File 112-93-003. [San Francisco Independent as Official Newspaper] Designating the San Francisco Independent as an official newspaper of the City and County of San Francisco, commencing January 1, 1994, on an interim basis not to exceed three months, for all official advertising of the City and County, which is required by law to be published one time but not more than three times weekly. (Purchasing Department) Referred to Government Efficiency and Labor Committee.

File 133-93-005. [Household Hazardous Waste Grant]  
Authorizing the Chief Administrative Officer of the City and County of San Francisco to apply for up to \$120,000 in Household Hazardous Waste Grant funding from the California Integrated Waste Management Board (CIWMB); waiving indirect costs. (Chief Administrative Officer) Referred to Government Efficiency and Labor Committee.

File 146-93-058. [Target City: Centralized Substance Abuse Treatment] Authorizing the Department of Public Health, Division of Mental Health and Substance Abuse Services, to accept and expend a grant up to the amount of \$11,137,500 which excludes indirect costs



Monday, November 22, 1993

from the United States Department of Health and Human Services Center for Substance Abuse Treatment through the State of California, Department of Alcohol and Drug Programs to provide centralized substance abuse treatment enhancement and placement services in San Francisco as a "Target City"; waiving indirect costs. (Department of Public Health) Referred to Government Efficiency and Labor Committee.

File 148-93-009. [Surface Transportation Program, Curb Ramp] Authorizing the Director of Public Works to retroactively apply for, accept and expend up to \$1,317,000 in Federal Surface Transportation Program funds for curb ramp transportation. (Department of Public Works) Referred to Government Efficiency and Labor Committee.

File 148-93-010. [Bridge Replacement and Rehabilitation Program] Authorizing retroactively the Director of Public Works to apply for, accept and expend \$750,000 in Federal funds for seismic retrofitting, modifications, and rehabilitation of Oakdale Avenue Bridge, foregoing reimbursement of indirect costs. (Department of Public Works) Referred to Government Efficiency and Labor Committee.

File 161-93-011. [Budget Amendment, Two Architectural Positions] Approving an amendment to the fiscal year 1993-94 budget of the Redevelopment Agency of the City and County of San Francisco. (Redevelopment Agency) Referred to Budget Committee.

File 172-93-044. [Agreement with University of California, S.F.] Authorizing the Mayor's Office of Children, Youth and Their Families to enter into an agreement with the University of California, San Francisco, for mental health intervention services, which agreement provides for dual indemnification from claims or other damages which may arise as a result of performance under said agreement. (Mayor's Office of Children, Youth, and Their Families) Referred to Government Efficiency and Labor Committee.

File 199-93-002. [Jurisdictional Transfer of Midtown Park Apartments] Transferring jurisdiction of Lot 31 in Assessor's Block 1099 from the Real Estate Dept. to Mayor's Office of Housing; and adopting findings pursuant to City Planning Code Section 101.1. (Real Estate Department) Referred to Budget Committee.

#### Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Kennedy, that letter be sent to Department of Housing and Urban Development concerning the Geneva Tower Fire, August 14, 1993 Investigative Report prepared by the San Francisco Fire Department and requesting that steps be taken to assure that the recommendations, especially those concerning portable radio equipment, building security personnel training to take appropriate actions and promptly report fires and training on the use of tape recording equipment so that important data is not erased or taped over, are implemented.



Monday, November 22, 1993

By Supervisor Alioto, that City Attorney prepare resolution giving neighborhoods a voice in public safety prioritization through a Matrix Enforcement Waiver.

By Supervisor Alioto, that City Attorney draft resolution which would increase the penalties for trespassing on the Golden Gate Bridge and that warning signs be posed in appropriate places clearly stating the penalties for trespassing.

By Supervisors Alioto and Bierman, that City Attorney draft legislation temporarily preventing the demolition of all churches for a period of one year.

By Supervisor Hsieh, that City Attorney prepare ordinance to amend Administrative Code Section 37 relating to eviction of tenants.

By Supervisor Conroy, that letters of inquiry be sent to General Manager, Recreation and Park Department; Director of Public Works; General Manager, Public Utilities Commission, to determine the feasibility of installing a sidewalk on the residential side of Lake Merced Boulevard from the county line to Stonestown.

By Supervisor Hallinan, that letter be sent to Director of Airports to determine what Airports Commission policies exist, if any, related to airline passengers with AIDS and other illnesses that may require IV bags and other medical equipment and whether provisions exist in contracts and leases with airlines doing business with San Francisco International Airport regarding said policies.

By Supervisor Conroy, that letter of inquiry be sent to General Manager, Public Utilities Commission concerning the severe increase in graffiti on Muni vehicles and property over the last two weeks to determine what plans Municipal Railway has to prevent this occurrence in the future and what is the staffing for security at the car yards.

By Supervisor Maher, that City Attorney provide opinion on whether passage of Proposition M in the November 1993 election requires that the Board transfer the Department of Parking and Traffic to the Department of Transportation.

#### Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

John F. Kennedy (30th Anniversary) (By the entire Board)  
Andrea Diaz (Supervisors Kaufman, Leal)

File 2-93-47

Unanimously adopted by a rising vote.

Monday, November 22, 1993

ADJOURNMENT

There being no further business, the Board at the hour of 4:37 p.m. adjourned.

John L. Taylor, Clerk

**N.B.** This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Monday, November 22, 1993

Approved by the Board of Supervisors on \_\_\_\_\_

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor  
Clerk of the Board of Supervisors

JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

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Wednesday, December 1, 1993 - 1:00 p.m.

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The Board of Supervisors of the City and County of San Francisco met in special session on the above date with President Angela Alioto presiding.

CALLING THE ROLL

The meeting was called to order at 1:15 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Leal, Migden, Shelley - 8.

Noted absent at first roll call:

Supervisors Hsieh, Kennedy, Maher - 3.

Quorum present.

Supervisor Hsieh was noted present at 2:17 p.m.

President Alioto announced that the call for special meeting was for the sole purpose of introduction of the following resolution and no vote will be required:

Referred to Board

[Quality of Life Enforcement Program (Matrix)]  
Resolution urging the Mayor to re-direct police activities from the enforcement of quality of life infraction to serious criminal activity and to develop a comprehensive homeless plan.

File 207-93-021, Resolution No.

Supervisors Alioto, Shelley, Bierman presented.

Referred to Board for Adoption Without Committee Reference  
Calendar December 6, 1993.



Wednesday, December 1, 1993

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS  
NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

File 097-93-064. [New Employee Registry] Ordinance amending Administrative Code, Chapter 18, by adding Section 18.14 requiring the Controller to file with the Employment Development Department information on the hiring of any person by the City and County of San Francisco. Supervisor Maher presented. Referred to Government Efficiency/Labor Committee.

File 207-93-022. [Police Department, Mandatory Time Off] Resolution urging the Mayor to eliminate the policy of mandatory time off for police officers. Supervisor Maher presented. Referred to Budget Committee.

Requests for Hearings:

File 030-93-022. [HIV Antibody Testing Program] Hearing to consider proposed changes to the Department of Public Health's free anonymous HIV Antibody Testing Program. Supervisor Alioto presented. Referred to Health/Public Safety/Environment Committee with request it be considered at the December 28, 1993 meeting.

File 207-93-023. [Matrix Program Costs] Hearing to consider the Budget Analyst's report on the costs of the Matrix Program. Supervisor Alioto presented. Referred to Health/Public Safety/Environment Committee with request it be considered at the December 14, 1993 meeting.

Requests Granted

By Supervisor Maher, that City Attorney prepare charter amendment that would bring the San Francisco Police Department up to its fully authorized strength of 1,972 officers.

By Supervisor Migden, that City Attorney prepare ordinance to increase to ten percent the payroll gross receipts tax on all businesses that sell guns and ammunition.

By Supervisor Migden, that City Attorney prepare ordinance to establish a ten cent surcharge on the taxi flag drop as a revenue source for the General Fund.

By Supervisor Migden, that City Attorney prepare ordinance to remove the small business exemption from the payroll gross receipts tax on all businesses that sell guns and ammunition.

Wednesday, December 1, 1993

Motion Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Cyr Copertini (By the entire Board)

File 2-93- 47

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 1:17 p.m. adjourned.

John L. Taylor, Clerk

N.B. . This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Wednesday, December 1, 1993

Approved by the Board of Supervisors on February 28, 1994

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor  
Clerk of the Board of Supervisors









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**Vol. 88**

**No. 48**

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**Monday, December 6, 1993**

# **Journal of Proceedings Board of Supervisors**

**City and County of San Francisco**





JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, December 6, 1993 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Angela Alioto presiding.

CALLING THE ROLL

The meeting was called to order at 2:13 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Migden - 7.

Noted absent at first roll call:

Supervisors Conroy, Leal, Maher, Shelley - 4.

Quorum present.

Supervisor Conroy was noted present at 2:14 p.m.

Supervisor Leal was noted present at 2:14 p.m.

Supervisor Maher was noted present at 2:17 p.m.

Supervisor Shelley excused, on official leave of absence.

APPROVAL OF JOURNALS

There being no errors, corrections or omissions, Supervisor Kennedy, seconded by Supervisor Kaufman, moved that the Journals of Proceedings for Monday, June 28 and Tuesday, July 6, 1993, be approved.

Motion carried by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden - 9.

Absent: Supervisors Maher, Shelley - 2.

Monday, December 6, 1993

Presentation of Guests

Supervisor Alioto introduced and welcomed Ron Kovic, the subject of the movie, Born on the Fourth of July.

CONSENT CALENDAR

Recommendations of Budget Committee

Finally Passed

[Government Funding]

Ordinance appropriating \$315,000, District Attorney, for temporary salaries, mandatory fringe benefits, other non-personal services and materials and supplies. (Controller)

File 101-93-21, Ordinance No. 400-93

Finally passed.

[Sale of Real Property]

Ordinance authorizing the conveyance of real property to George N. Wallace and Irene G. Wallace, as joint tenants, for \$3,706 and to adopt findings pursuant to City Planning Code Section 101.1. (Real Estate Department)

File 96-93-3, Ordinance No. 392-93

(Lot 1, Block 2044, Department of Public Works surplus property.)

Finally passed.

Ordinance authorizing the conveyance of real property to Manuel LLama, Jr. and Jeanee LLama, as joint tenants for \$15,410; and to adopt findings pursuant to City Planning Code Section 101.1. (Real Estate Department)

File 96-93-4, Ordinance No. 393-93

(Lot 1, Block 2044, Department of Public Works surplus property.)

Finally passed.

[Sale of Surplus Property]

Ordinance authorizing and directing the sale of surplus City-owned property known as Assessor's Block 6203, Lot 2; and to adopt findings pursuant to Planning Code Section 101.1. (Real Estate Department)

Monday, December 6, 1993

File 96-93-5, Ordinance No. 394-93

Finally passed.

[Library Revenue Expenditures]

Ordinance amending Administrative Code to enlarge the types of revenues that may be deposited in the Library Special Collections and Services Fund and enlarging the purposes for which proceeds in the fund may be expended. (Public Library)

File 97-93-59, Ordinance No. 396-93

(Amends Section 10.117-13.)

Finally passed.

Recommendation of Budget and Housing and Land Use Committees

Finally Passed

[Underground District]

Ordinance amending Ordinance No. 367-92 to redefine Underground District No. 318 in the Dolores Heights District by adding certain property thereto. (Department of Public Works)

File 52-93-1, Ordinance No. 390-93

(Fiscal Impact.)

Finally passed.

Recommendations of Government Efficiency and Labor Committee

Finally Passed

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Beth Costella against the City and County of San Francisco by payment of \$10,000. (City Attorney)

File 45-93-71, Ordinance No. 384-93

(Superior Court No. 942-040)

Finally passed.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Mary P. Evans against the City and County of San Francisco by payment of \$15,000. (City Attorney)

Monday, December 6, 1993

File 45-93-78, Ordinance No. 385-93

(Superior Court No. 939-248)

Finally passed.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Robert Anderson against the City and County of San Francisco by payment of \$8,000. (City Attorney)

File 45-93-79, Ordinance No. 386-93

(Superior Court No. 917-933)

Finally passed.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Joseph Cattolica against the City and County of San Francisco by payment of \$35,000. (City Attorney)

File 45-93-80, Ordinance No. 387-93

(Superior Court No. 938-992)

Finally passed.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Alan Chan and Winnie Chan against the City and County of San Francisco by payment of \$27,896.20. (City Attorney)

File 45-93-81, Ordinance No. 388-93

(Superior Court No. 940-953)

Finally passed.

[Settlement of Lawsuit]

Ordinance authorizing settlement of litigation of Flora Quock, et al., against the City and County of San Francisco by payment of \$40,000 and injunctive relief estimated at \$10,000. (City Attorney)

File 45-93-82, Ordinance No. 389-93

(Superior Court No. 923-290)

Finally passed.



Monday, December 6, 1993

[MOU Amendment, Transport Workers, Local 250-A]  
Ordinance fixing schedules of compensation, to be paid under the provisions of Charter Section 8.404 to employees occupying classification 9163 Transit Operator and related trainee class, and incorporating by reference amendments to the Memorandum of Understanding, provisions hereof to remain in effect until the adoption of any ordinance establishing different provisions.  
(Employee Relations Division)

File 93-93-15, Ordinance No. 391-93

Finally passed.

[Cost Recovery - Parking and Traffic]  
Ordinance amending Administrative Code (Special Law Enforcement and Public Works Services), providing for recovery of costs for additional parking enforcement and traffic control and related services rendered by the Department of Parking and Traffic.  
(Department of Parking and Traffic)

File 97-93-50, Ordinance No. 414-93

(Adds Sections 10B.16 through 10B.19.)

Finally passed.

[Professional Membership]  
Ordinance amending the Administrative Code, to authorize the Public Utilities Commission, and departments thereunder, to join various organizations. (Public Utilities Commission)

File 97-93-55, Ordinance No. 395-93

(Amends Section 16.6-5.)

Finally passed.

Passed for Second Reading

[Settlement of Litigation]  
Ordinance authorizing settlement of litigation of James and Sharon Ludtke against the City and County by payment of \$150,000. (City Attorney)

File 45-93-83, Ordinance No.

(Superior Court No. 947-622.)

Passed for second reading.

[American Telephone and Telegraph Company Settlement]

Ordinance approving the settlement of litigation of American Telephone and Telegraph Company in the sum of \$172,124.72 plus simple interest at the rate of nine percent from April 29, 1992 to date of payment plus the Assessor's stipulation to reduction in values for 1992 and 1993. (City Attorney)

File 45-93-84, Ordinance No.

(Superior Court No. 946-970.)

Passed for second reading.

[Settlement of Litigation of Myrna and Kim Johnson]

Ordinance authorizing settlement of litigation of Myrna and Kim Johnson against the City and County by payment of \$55,000, less the amount of General Assistance benefits paid as of the date this resolution is passed, plus interest at the rate of seven percent accrued as of September 1, 1993 on sum remaining after outstanding figure in General Assistance benefits has been paid. (City Attorney)

File 45-93-85, Ordinance No.

(Superior Court No. 944-804.)

Passed for second reading.

[Settlement of Litigation of Nancy Agatiello]

Ordinance authorizing settlement of litigation of Nancy Agatiello against the City and County by payment of \$9,500. (City Attorney)

File 45-93-86, Ordinance No.

(Superior Court No. 950-095.)

Passed for second reading.

[Settlement of Litigation of Uriel Jimenez]

Ordinance authorizing settlement of Uriel Jimenez v. Susie Murnane Dudley, et al., with waiver of credit rights against future medical expenses upon receipt of \$11,000; and dismissal of complaint. (City Attorney)

File 46-93-16, Ordinance No.

(Superior Court No. 944-725.)

Passed for second reading.

Monday, December 6, 1993

[Garage Management Agreement and Bid Documents]

Ordinance approving forms of management agreement and bidding documents for the 1660 Mission Street Garage and the surface parking lot at the corner of 13th Street and South Van Ness Avenue, and authorizing the Director of Property to request bids for the management of such parking facilities using those documents. (Department of Parking and Traffic)

File 47-93-11, Ordinance No.

Passed for second reading.

Adopted

[Acceptance of Gift]

Resolution authorizing the Public Library to accept a gift of 744 videotapes valued at \$42,000 from the John D. and Catherine T. MacArthur Foundation. (Public Library)

File 38-93-13, Resolution No. 985-93

Adopted.

[Lease of Property for DPH, 298 Monterey Blvd.]

Resolution authorizing a new lease of real property at 298 Monterey Boulevard, San Francisco, for the Department of Public Health. (Real Estate Department)

File 64-93-27, Resolution No. 979-93

Adopted.

[Household Hazardous Waste Grant]

Resolution authorizing the Chief Administrative Officer of the City and County to apply for up to \$120,000 in Household Hazardous Waste Grant funding from the California Integrated Waste Management Board (CIWMB); waiving indirect costs. (Chief Administrative Officer)

File 133-93-5, Resolution No. 991-93

Adopted.

[Grant, California State Library/LSCA]

Resolution authorizing the Public Library to accept and expend \$88,090 in grant funds from the California State Library/Library Services and Construction Act (LSCA) to establish the San Francisco African American History Network in collaboration with the San Francisco African American Historical and Cultural Society Research Library and Archives for the fiscal year 1993/94; indirect costs are included in this award. (Public Library)

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File 147-93-12, Resolution No. 993-93

Adopted.

[1989 Federal Funds for Services to Refugees]  
Resolution approving expenditure by the Private Industry Council of San Francisco, Inc., of \$89,356 of 1989 Federal funds for services to refugees. (Private Industry Council)

File 156-93-5, Resolution No. 995-93

Adopted.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden - 9.

Absent: Supervisors Maher, Shelley - 2.

REGULAR CALENDAR

UNFINISHED BUSINESS

Recommendations of Budget Committee

Finally Passed

[Government Funding]  
Ordinance appropriating \$140,000, Department of Recreation and Park, for temporary salaries; subject of previous budgetary denial. (Controller).

File 101-93-16, Ordinance No. 397-93

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden - 9.

Absent: Supervisors Maher, Shelley - 2.

[Government Funding]  
Ordinance appropriating \$1,986,885, Municipal Railway, for permanent and temporary salaries, related mandatory fringe benefits, contractual services and facilities maintenance; subject of previous budgetary denial. (Controller)



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File 101-93-17, Ordinance No. 398-93

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden - 9.

Absent: Supervisors Maher, Shelley - 2.

[Government Funding]

Ordinance appropriating \$1,578,144, Municipal Railway, for permanent salaries-platform, and related mandatory fringe benefits; subject of previous budgetary denial; maintain Muni operator staffing level from Salary Standardization Reserve; appropriating \$262,016 in reserve. (Controller)

File 101-93-18, Ordinance No. 399-93

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden - 9.

Absent: Supervisors Maher, Shelley - 2.

[Appropriation, DPH/Mental Health Substance Abuse]

Ordinance appropriating \$122,793, Department of Public Health - Mental Health for Substance Abuse, for permanent salaries, mandatory fringe benefits and medical services contracts, for the creation of three positions; subject of previous budgetary denial; and providing for ratification of actions previously taken. (Supervisor Alioto)

File 101-93-28, Ordinance No. 401-93

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden - 9.

Absent: Supervisors Maher, Shelley - 2.

[Appropriation, DPH/Laguna Honda Hospital]

Ordinance appropriating \$9,670,865, Department of Public Health, Laguna Honda Hospital, for salaries, mandatory fringe benefits, other non-personal services, materials and supplies, equipment and services of other departments, for the creation of three hundred fourteen positions and deletion of two positions; subject of previous budgetary denial; and providing for ratification of action previously taken. (Department of Public Health)

File 101-93-29, Ordinance No. 380-93

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Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 10.

Absent: Supervisor Shelley - 1.

[Appropriation, DPH/San Francisco General Hospital]  
Ordinance appropriating \$5,267,018, Department of Public Health, San Francisco General Hospital, for salaries, mandatory fringe benefits, professional services, materials and supplies and capital improvements for the creation of forty-two positions and the deletion of ten positions and rescinding \$261,642 for salaries and services of other department; providing for ratification of action previously taken; and subject of previous budgetary denial. (Supervisor Alioto)

File 101-93-30, Ordinance No. 381-93

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 10.

Absent: Supervisor Shelley - 1.

[Appropriation, DPH/Community Mental Health]  
Ordinance appropriating \$4,134,768, Department of Public Health, Community Mental Health, for salaries, mandatory fringe benefits, professional and other contractual services, materials and supplies, and services of other department, for the creation of forty positions and the deletion of five positions and rescinding \$89,002 for salaries; subject of previous budgetary denial; and providing for ratification of actions previously taken. (Supervisor Alioto)

File 101-93-31, Ordinance No. 382-93

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 10.

Absent: Supervisor Shelley - 1.

[DPH/Department of Community Health Services]  
Ordinance appropriating \$1,507,840, Department of Public Health, Department of Community Health Services, for salaries, mandatory fringe benefits, other non-personal services materials and supplies and services of other departments for the creation of twenty-seven positions and the deletion of nine positions; and rescinding \$41,675

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for salaries and mandatory fringe benefits, General Fund, and \$51,697 for salaries and fringe benefits, work order fund; providing for ratification of action previously taken and subject of previous budgetary denial. (Supervisor Alioto)

File 101-93-32, Ordinance No. 383-93

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 10.

Absent: Supervisor Shelley - 1.

[DPH, Addition of 426 and Deletion of 26 Positions]  
Ordinance amending Annual Salary Ordinance, 1993-94, Department of Public Health, reflecting the addition of 426 positions and the deletion of 26 positions; companion measure to Files 101-93-28, 101-93-29, 101-93-30, 101-93-31 and 101-93-32. (Civil Service Commission)

File 102-93-11, Ordinance No. 402-93

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 10.

Absent: Supervisor Shelley - 1.

#### NEW BUSINESS

#### Recommendations of Budget Committee

Passed for Second Reading

[Government Funding]  
Ordinance appropriating \$2,325,362, Port, for a capital improvement project from various Port funds; fiscal year 1993-94; placing \$2,149,974 on reserve. (Controller)

File 101-93-33, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 10.

Absent: Supervisor Shelley - 1.

(Supervisor Alioto dissenting in Committee.)

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[Appropriation, Pleasanton Property Development]  
Ordinance appropriating \$675,000, Water Department, for programmatic project (Pleasanton Property Development Plan) and rescinding \$675,000 from other non-personal services (environmental mitigation) for Hetch Hetchy for fiscal year 1993-94; placing \$100,000 on reserve. (Controller)

File 101-93-34, Ordinance No.

Appointment of President Pro Tempore

At the request of the President, Supervisor Hallinan assumed the Chair so the President could participate in the debate from the floor.

Passed for second reading by the following vote:

Ayes: Supervisors Bierman, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 7.

Noes: Supervisors Alioto, Conroy - 2.

Absent: Supervisors Hallinan, Shelley - 2.

The President resumed the Chair.

[Width of Sidewalks]  
Ordinance amending Ordinance No. 1061 entitled "Regulating the Width of Sidewalks" by adding Section 1514 changing the official width of sidewalk from 11.04 feet to 21.0 feet on the southwesterly side of Fourth Street, between Mission and Minna Streets, and making findings pursuant to City Planning Code Section 101.1. (Department of Public Works)

File 34-93-7, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 9.

Absent: Supervisors Hallinan, Shelley - 2.

[911 Emergency Response Fund]  
Ordinance amending Administrative Code by adding Section 10.204 thereof to establish a "911 Emergency Response Fund." (Supervisors Shelley, Maher, Alioto)

File 97-93-58, Ordinance No.



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Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 9.

Absent: Supervisors Hallinan, Shelley - 2.

[Emergency Response Fee]

Ordinance amending Administrative Code, to authorize the Director of Emergency Services to supervise the functions of dispatching emergency police, fire, and medical services, to place a portion of Utility Users' Tax proceeds in the 911 Emergency Response Fund, and to impose a fee on telephone subscribers to finance 911 communication system consolidation and improvements. (Supervisors Maher, Shelley, Alioto)

File 127-93-22, Ordinance No.

(Amends Administrative Code Section 7.7;  
Amends Part III, Municipal Code Section 720 and  
Enacts a New Article 10A adding Sections 750 through 772.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 9.

Absent: Supervisors Hallinan, Shelley - 2.

Adopted

[911 Communication Center]

Resolution urging the Chief Administrative Officer to take all steps necessary to construct and equip a 911 communications facility in consultation with the Mayor's Office of Emergency Services and urging that the Mayor take all necessary steps to implement city policy to consolidate dispatch functions, to the maximum extent consistent with the charter, under the supervision of the Office of Emergency Services; companion measure to Files 97-93-58 and 127-93-22. (Supervisors Maher, Shelley, Alioto)

File 307-93-1, Resolution No. 1000-93

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 9.

Absent: Supervisors Hallinan, Shelley - 2.

[911 Funding]

Resolution requesting the Chief Administrative Officer, Controller, and Budget Analyst to provide the Board of Supervisors with a

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schedule of the costs that will be incurred for the 911 facility project and the demands that will be placed on all revenue sources over the course of the project; urging the Mayor to identify all possible sources, other than the general fund, to finance 911 facility costs which cannot be recovered from the Emergency Response Fee, and urging the Mayor to urge the City's lobbyist to work with the City's legislative representatives to make all possible revenue sources available to the City. (Budget Committee)

File 307-93-1.1, Resolution No. 1001-93

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 9.

Absent: Supervisors Hallinan, Shelley - 2.

Passed for Second Reading

[Weighing and Measuring Devices]

Ordinance amending Administrative Code, to make technical changes and to provide for charging reinspection fees, effective February 1, 1994 for testing weighing and measuring devices that fail to pass an initial inspection. (Department of Agriculture and Weights and Measures)

File 97-93-60, Ordinance No.

(Fiscal Impact.)

(Amends Section 1.15.1.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 9.

Absent: Supervisors Hallinan, Shelley - 2.

Adopted

[Acceptance of Easement Deed]

Resolution authorizing acceptance of an easement deed for emergency vehicle ingress and egress purposes from the Redevelopment Agency, Fillmore Marketplace Associates and Safeway Stores, Inc. (Real Estate Department)

File 82-93-12, Resolution No. 987-93

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 9.

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Absent: Supervisors Hallinan, Shelley - 2.

[Jurisdictional Transfer of Midtown Park Apartments]  
Resolution transferring jurisdiction of Lot 31 in Assessor's Block 1099 from the Real Estate Department to Mayor's Office of Housing; and adopting findings pursuant to City Planning Code Section 101.1. (Real Estate Department)

File 199-93-2, Resolution No. 996-93

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 9.

Absent: Supervisors Hallinan, Shelley - 2.

Recommendations of Economic Vitality and Social Policy Committee

Passed for Second Reading

[Graffiti Abatement]  
Ordinance amending Public Works Code, prohibiting graffiti on public and private property, declaring the existence of graffiti on public or private property to be a nuisance, authorizing the Director of the Department of Public Works to order the removal of graffiti and to impose a lien on private property in order to recover the cost of graffiti abatement; amending Chapter 10 of the Administrative Code by establishing a Graffiti Abatement Fund. (Supervisor Conroy)

File 123-93-2, Ordinance No.

(Adds Public Works Code Article 23, Sections 1300 through 1309; Adds Administrative Code Section 10.117-111.)

Passed for second reading by the following vote:

Ayes: Supervisors Conroy, Hsieh, Kaufman, Kennedy, Leal, Maher - 6.

Noes: Supervisors Alioto, Bierman, Migden - 3.

Absent: Supervisors Hallinan, Shelley - 2.

Adopted as Amended

[Graffiti Policy, Urge Police Commission]  
Resolution declaring that the City policy of the City and County is to deter graffiti and urging the Police Commission to direct the Police Department to make graffiti prevention a ((top)) priority of police officers at kiosk and district stations in an effort to pursue aggressively graffiti vandals. (Supervisor Conroy)

File 218-93-13, Resolution No. 997-93

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Appointment of President Pro Tempore

At the request of the President, Supervisor Hallinan assumed the Chair so the President could participate in the debate from the floor.

Supervisor Conroy, seconded by Supervisor Bierman, moved to amend title, line 5 and page two, line 3, by deleting "top". New title: "Resolution declaring that the City policy of the City and County is to deter graffiti and urging the Police Commission to direct the Police Department to make graffiti prevention a priority of police officers at kiosk and district stations in an effort to pursue aggressively graffiti vandals."

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 9.

Absent: Supervisors Hallinan, Shelley - 2.

Adopted as amended by the following vote:

Ayes: Supervisors Bierman, Conroy, Hsieh, Kaufman, Kennedy, Leal, Maher - 7.

Noes: Supervisors Alioto, Migden - 2.

Absent: Supervisors Hallinan, Shelley - 2.

The President resumed the Chair.

[Graffiti Patrols, Urge Police Commission]  
((Resolution urging the Mayor to urge the Police Commission to urge the Chief of Police to create graffiti patrols to be staffed by police officers and police officer reserves in order to deter graffiti vandals.)) (Supervisor Conroy)

Resolution urging the Mayor to urge the Police Commission to urge the Chief of Police to stress graffiti awareness on their regular patrols and to use police officer reserves in order to deter graffiti vandals.

File 218-93-14, Resolution No. 998-93

Supervisor Conroy, seconded by Supervisor Maher, moved to amend page one, line 15 by deleting "Graffiti patrols which are staffed by" and change "p" to "P"olice; amend line 18 by deleting "; and" and inserting "by stressing awareness of graffiti on their regular patrols"; amend lines 24 and 25 by deleting "create graffiti patrols which are staffed by" and inserting "stress awareness of graffiti in the regular patrols of police officers and to use"; amend title to



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read: "Resolution urging the Mayor to urge the Police Commission to urge the Chief of Police to stress graffiti awareness on their regular patrols and to use police officer reserves in order to deter graffiti vandals."

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 9.

Absent: Supervisors Hallinan, Shelley - 2.

Adopted as amended by the following vote:

Ayes: Supervisors Bierman, Conroy, Hsieh, Kaufman, Kennedy, Leal, Maher - 7.

Noes: Supervisors Alioto, Migden - 2.

Absent: Supervisors Hallinan, Shelley - 2.

Adopted

[Anti-graffiti Campaign]

Resolution urging the San Francisco Giants and the San Francisco Forty-niners to join in the City's anti-graffiti efforts by assisting in a public awareness and public relations campaign. (Supervisor Conroy)

File 218-93-18, Resolution No. 999-93

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 9.

Absent: Supervisors Hallinan, Shelley - 2.

Recommendations of Government Efficiency and Labor Committee

Adopted

[Employee Claim]

Resolution authorizing reimbursement for cost of personal property of City and County employees damaged/stolen in the line of duty. (Budget Committee)

File 51-93-3.1, Resolution No. 986-93

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 9.

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Absent: Supervisors Hallinan, Shelley - 2.

[Grant-State Funds]

Resolution authorizing the Public Utilities Commission to apply for, accept and expend \$50,500,356 from Proposition 108 and Proposition 116 Bond funding for four Municipal Railway capital projects and an equal amount of regional and local matching funds; placing \$13,538,394 on reserve. (Public Utilities Commission)

File 94-93-9, Resolution No. 988-93

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 9.

Absent: Supervisors Hallinan, Shelley - 2.

[Prevailing Wages, Craft Employees]

Resolution fixing highest generally prevailing wage rates, private employment on public contracts. (Civil Service Commission)

File 106-93-9, Resolution No. 989-93

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 9.

Absent: Supervisors Hallinan, Shelley - 2.

[San Francisco Independent as Official Newspaper]

Resolution designating the San Francisco Independent as an official newspaper of the City and County, commencing January 1, 1994, on an interim basis not to exceed three months, for all official advertising of the City and County, which is required by law to be published one time but not more than three times weekly. (Purchasing Department)

File 112-93-3, Resolution No. 990-93

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 9.

Absent: Supervisors Hallinan, Shelley - 2.

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[Federal Grant]

Resolution authorizing the Department of Public Health, Bureau of Epidemiology and Disease Control, Division of Tuberculosis Control, to accept and expend a new grant in the amount of \$2,511,293, which includes indirect costs in the amount of \$80,024, based on 20% of salaries and a required match in the amount of \$828,726, which is 59.8% direct costs, from the existing City and County Ad Valorem funds for the Division of Tuberculosis Control for Fiscal Year 1993/94, for Tuberculosis Control Services for the residents of San Francisco. (Supervisors Alioto, Bierman, Migden)

File 146-93-35.1, Resolution No. 978-93

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 9.

Absent: Supervisors Hallinan, Shelley - 2.

In connection with the above item, Supervisors Alioto, Bierman, Migden requested to be added as sponsors.

[Grant - Federal through the State]

Resolution authorizing the Department of Public Health, Division of Mental Health and Substance Abuse Services, to accept and expend a grant up to the amount of \$1,600,000 which excludes indirect costs from the United States Department of Health and Human Services Center for Substance Abuse Treatment through the State of California, Department of Alcohol and Drug Programs to provide centralized substance abuse treatment enhancement and placement services in San Francisco as a "Target City"; waiving indirect costs; placing \$1,529,680 on reserve. (Supervisors Alioto, Bierman)

File 146-93-58, Resolution No. 992-93

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 9.

Absent: Supervisors Hallinan, Shelley - 2.

In connection with the above item, Supervisors Alioto, Bierman requested to be added as sponsors.

[Surface Transportation Program, Curb Ramp]

Resolution authorizing the Director of Public Works to retroactively apply for, accept and expend up to \$1,317,000 in Federal Surface Transportation Program funds for curb ramp construction; placing \$1,091,547 on reserve. (Department of Public Works)

Monday, December 6, 1993

File 148-93-9, Resolution No. 994-93

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 9.

Absent: Supervisors Hallinan, Shelley - 2.

Recommendation of Health, Public Safety and Environment Committee

Passed for Second Reading

[Commission on San Francisco's Environment]  
Ordinance amending Administrative Code to include an ex-officio member from the Health Department on the Commission on San Francisco's Environment. (Supervisor Shelley)

File 97-93-54, Ordinance No.

(Amends Section 5.150.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 9.

Absent: Supervisors Hallinan, Shelley - 2.

Recommendations of Housing and Land Use Committee

Passed for Second Reading

[Landmarks]  
Ordinance designating the Howard/26th Street Cottages as a landmark pursuant to Article 10 of the City Planning Code. (Supervisors Alioto, Bierman)

File 90-93-5, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 9.

Absent: Supervisors Hallinan, Shelley - 2.

[Landmarks]  
Ordinance designating the Ellinwood Residence as a landmark pursuant to Article 10 of the City Planning Code. (Supervisors Alioto, Bierman)



Monday, December 6, 1993

File 90-93-6, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 9.

Absent: Supervisors Hallinan, Shelley - 2.

From Housing and Land Use Committee Without Recommendation

Consideration Continued

[Residential Energy Conservation]

Resolution endorsing those changes and providing findings as to the local conditions requiring changes from the California Building Standards Code, as required by the California Health and Safety Code. (Supervisor Alioto)

File 125-93-3.1, Resolution No.

At the request of Supervisor Alioto, Supervisor Bierman, seconded by Supervisor Maher, moved to continue consideration to December 13, 1993.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 9.

Absent: Supervisors Hallinan, Shelley - 2.

[Residential Energy Conservation]

Ordinance amending Housing Code to change the definition of accessible attic space, and to increase the limit of expenditure for compliance with requirements; companion measure to File 125-93-3.1. (Supervisor Alioto)

File 125-93-3, Ordinance No.

(Amends Sections 1204, 1209.)

At the request of Supervisor Alioto, Supervisor Bierman, seconded by Supervisor Maher, moved to continue consideration to December 13, 1993.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 9.

Absent: Supervisors Hallinan, Shelley - 2.

Monday, December 6, 1993

COMMITTEE REPORTS

Recommendation of Housing and Land Use Committee

Passed for Second Reading

[Condominium Conversion Limitation Extended]  
Ordinance amending Subdivision Code, to extend for four years the limitations on condominium conversions to 200 units per year in buildings of six or fewer units as selected by lottery.  
(Supervisors Migden, Bierman, Alioto)

File 126-93-2, Ordinance No.

(Amends Section 1396.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hsieh, Kennedy, Leal, Maher, Migden - 8.

Absent: Supervisors Hallinan, Kaufman, Shelley - 3.

Supervisor Hallinan Excused

At the hour of 2:30 p.m., President Alioto excused Supervisor Hallinan from the remainder of the meeting.

PUBLIC COMMENT

Suspension of the Rules

At the hour of 2:20 p.m., Supervisor Conroy, seconded by Supervisor Maher, moved to suspend the rules and take "Public Comment" out of order.

Motion refused adoption by the following vote:

Ayes: Supervisors Conroy, Kaufman, Kennedy, Leal, Maher - 5.

Noes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Migden - 5.

Absent: Supervisor Shelley - 1.

At the hour of 4:06 p.m., the privilege of the floor was granted to the following persons:

Speaking in favor of matrix program:

Mr. Jones; Anita Harris; Harold Hoogasian; Resident, Mission District; Yvette; John; Larry Ott; Michael Kramer; Mrs. Hui; Elizabeth Mae Rogers; Jose Dejay, Jr.

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Speaking in opposition of matrix program:

Susan Sundance; Morris Sanders; Keith McHenry; Ron Kovic;  
Joseph Braverman; Phil LaSalle; Richard; Greg Rice;  
Mathew Dobbs; Lynn Carter; Andrew Rose; Father Louis Vitaly;  
Chris Rolfmayer; Angela; Ted; Alexandria; Ann; Shelley Salieri;  
Louise Vaughey; Margaret Vergus; Thomas Nice; Rodney Talmadge.

There being no one else present wishing to speak, the President declared the public comment portion of the meeting closed.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures were introduced at a prior meeting of the Board with action requested at this meeting. Any Supervisor may require these measures to go to committee unless a motion to suspend the rules is adopted by eight votes (or a unanimous vote if only six or seven members are present). An "aye" vote is (a) a vote in favor of suspending the rule requiring reference to committee, and (b) a vote in favor of adoption of the measures. Eight votes (or a unanimous vote if only six or seven members are present) is required.

Severed from Adoption Without Committee Reference Calendar

Supervisor Alioto requested that the following measure be severed from the For Adoption Without Committee Reference Calendar and considered separately.

Referred to Committee

[Quality of Life Enforcement Program (Matrix)]  
Resolution urging the Mayor to re-direct police activities from the enforcement of quality of life infraction to serious criminal activity and to develop a comprehensive homeless plan. (Supervisors Alioto, Shelley, Bierman)

File 207-93-21, Resolution No.

(December 1, 1993 - Introduced in Board for consideration on December 6, 1993.)

At the request of Supervisor Alioto, referred to Health, Public Safety and Environment Committee with request it be considered at the December 14, 1993 meeting.

The Board thereupon resumed its consideration of the following items on the For Adoption Without Committee Reference Calendar.

For Adoption Without Committee Reference

Adopted

Monday, December 6, 1993

[S. 1607, "Lifer-Three Strikes"]  
Resolution supporting the "Lifer-Three Strikes" provisions of Senate Bill 1607, The Omnibus Crime Bill. (Supervisor Alioto)

File 13-93-45, Resolution No. 984-93

(November 22, 1993 - Introduced in Board for consideration on December 6, 1993.)

Adopted.

[Needle Exchange Declaration of 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. (Supervisor Alioto)

File 30-93-5.18

(November 22, 1993 - Introduced in Board for consideration on December 6, 1993.)

Adopted.

The foregoing items on the For Adoption Without Committee Reference Calendar were adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hsieh, Kaufman, Leal, Migden - 7.

Absent: Supervisors Hallinan, Kennedy, Maher, Shelley - 4.

#### IMMEDIATE ADOPTION CALENDAR

These measures are being introduced at this meeting. An "Aye" vote is (a) a vote to find that the need to take action arose after the agenda was published (if the title is not printed on the agenda) and (b) a vote to adopt the measure. A unanimous vote is required for adoption today. Any Supervisor may require any of these measures to go to committee.

#### Severed from Immediate Adoption Calendar

Supervisor Migden requested that the following measure be severed from the Immediate Adoption Calendar and considered separately.

Referred to Committee

[Supplemental Appropriations]  
Motion directing the Clerk of the Board of Supervisors to submit to the Mayor a request for a supplemental appropriation to cover the



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cost of Budget Analyst review of Memorandums of Understanding.  
(Supervisor Kaufman)

File 69-93-2

At the request of Supervisor Migden, referred to Budget Committee.

The Board thereupon resumed its consideration of the following items on the Immediate Adoption Calendar.

Immediate Adoption Calendar

Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-93-48, Resolution No. 980-93

(Mayor Frank Jordan, November 29 - 30; Terence Hallinan, member, Board of Supervisors, December 6 - 7; Willie B. Kennedy, member, Board of Supervisors, December 8 - 12; William Breall, member, Retirement Board, December 14 - 15; Rand Castile, Director, Asian Art Museum, November 22 - 29; L. Andrew Jeanpierre, member, Airports Commission, November 19 - 26; Edwin M. Lee, Director, Human Rights Commission, November 24 - 27; Toby Levine, member, City Planning Commission, November 21 - 30; J. Stanley Mattison, Vice President, Airports Commission, November 22 - 29; Jim Mayo, member, Human Rights Commission, December 8 - 9; Jane Morrison, Vice President, Social Services Commission, December 3 - 15; Cynthia Choy Ong, President, Redevelopment Agency, November 18 - 23; Manuel A. Rosales, member, Redevelopment Agency, November 15 - 20, November 28 - December 2, December 13 - 15; Paul Rosenstiel, member, Health Commission, November 16 - 18; Michael S. Strunsky, member, Airports Commission, November 24 - 28; Sidney Unobskey, President, City Planning Commission, November 19 - 30; Anthony J. Zanze, member, War Memorial Board of Trustees, November 16 - 27, 1993.)

Adopted.

(The Immediate Adoption Calendar includes the following additional measures submitted after preparation of the calendar.)

Adopted

[Sophia Chang, Commendation]

Resolution commending Doctor Sophia Chang for her outstanding contributions to the Department of Public Health and the City and County of San Francisco.

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File 6-93-35, Resolution No. 981-93

Supervisor Alioto presented for immediate adoption.

Adopted.

[Street Closing of DeBoom Alley]

Resolution authorizing temporary closing of portion of DeBoom Alley, between Bryant and Brannan Streets from 7:00 p.m., December 31, 1993 through January 1, 1993, 2:00 a.m., with conditions.

File 42-93-64, Resolution No. 982-93

Supervisor Conroy presented for immediate adoption.

Adopted.

The foregoing items on the Immediate Adoption Calendar were adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hsieh, Kaufman, Leal, Migden - 7.

Absent: Supervisors Hallinan, Kennedy, Maher, Shelley - 4.

#### OFF-CALENDAR LEGISLATION

#### ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[Official Newspaper Home Delivery Requirement]

Ordinance amending Administrative Code Section 2.81 to clarify home delivery requirements for bidders for the City's official advertising contract. Supervisor Hallinan presented. Referred to Government Efficiency/Labor Committee.

File 97-93-46.1

[Castro Street Neighborhood Commercial District]

Ordinance amending City Planning Code by amending Section 715.43 to amend the Castro Street Neighborhood Commercial District Zoning Control Table and to add text to end of table to allow for large fast food restaurants as a conditional use; adopting findings pursuant to City Planning Code Section 101.1. Supervisors Hallinan, Migden, Bierman, Alioto presented. Referred to Housing and Land Use Committee.

File 115-93-9

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[Sale of Firearms Regulations]

Draft ordinance amending Police Code by amending Sections 613 through 613.7 and adding Sections 613.8 through 613.17 relating to the sale, lease or other transfer of firearms, firearm ammunition or firearm ammunition components. Supervisors Shelley, Alioto presented. Referred to Health/Public Safety/Environment Committee.

File 121-93-18

Referred to Board

[Joseph E. Surdyka, Commendation]

Resolution commending Joseph E. Surdyka for his outstanding service to the Office of the Chief Medical Examiner-Coroner and the City and County of San Francisco. Supervisor Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar December 13, 1993.

File 6-93-36

Referred to Committee

[Video Display Terminal Advisory Committee Report]

Resolution urging the Mayor to support the recommendations of the San Francisco Video Display Terminal Advisory Committee 1993 Annual Report. Supervisor Alioto presented. Referred to Health/Public Safety/Environment Committee.

File 30-93-20

Referred to Board

[Renaming 5th and Mission Parking Garage]

Resolution urging the Mayor to urge the Department of Parking and Traffic to redesignate the Fifth and Mission Parking Garage as the David Thomson Parking Garage. Supervisor Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar December 13, 1993.

File 47-93-12

[Federal Funds to Assist the Homeless]

Resolution urging the Mayor to apply for Federal Funds to assist the homeless in Winter 1993. Supervisors Bierman, Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar December 13, 1993.

File 68-93-9

[S.F. Housing Authority Management Audit]

Resolution urging the U.S. Department of Housing and Urban Development to review and consider the management audit of the San

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Francisco Housing Authority and urging them to take all steps necessary to insure the implementation of the audit recommendations and directing the Clerk of the Board of Supervisors to forward copies of the management audit and the resolution to the National and Regional HUD offices and to the Offices of Senator Feinstein, Senator Boxer and Congresswoman Pelosi. Supervisor Kennedy presented. Referred to Board for Adoption Without Committee Reference Calendar December 13, 1993.

File 206-93-8

[Golden State Warriors Relocation]

Resolution welcoming the possible return of the Golden State Warriors to San Francisco and urging the Mayor to work with the team to identify a site for construction of a new Warriors arena. Supervisors Migden, Hsieh presented. Referred to Board for Adoption Without Committee Reference Calendar December 13, 1993.

File 311-93-1

Referred to Committee

[Gun Control]

Resolution urging the Legislature to remove restrictions on the ability of municipalities to enact appropriate gun control regulations to ensure the safety of its citizens. Supervisors Shelley, Alioto presented. Referred to Health, Public Safety and Environment Committee.

File 312-93-1

[Gun Control, Zero Tolerance Policy]

Resolution declaring a zero tolerance policy for illegal gun possession within San Francisco. Supervisors Shelley, Alioto presented. Referred to Health, Public Safety and Environment Committee.

File 312-93-2

Referred to Board

[Gun Turn In Program]

Resolution commending Bass Tickets for a gun turn in program in the East and requesting that Bass extend that program in San Francisco. Supervisors Shelley, Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar December 13, 1993.

File 312-93-3

Requests for Hearings:



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[Stop Intersections, 17th and Pacheco and Ortega]

Hearing to consider installation of four-way Stop signs at 17th Avenue and Pacheco Street and 17th Avenue and Ortega Street. Supervisors Maher, Kennedy presented. Referred to Housing and Land Use Committee.

File 18-93-8

[Children's Fund, Youth Health Programs]

Hearing to consider the disposition of \$1.6 million of the 1993-1994 Children's Fund that were appropriated by the Board of Supervisors for youth health programs operated by the Department of Public Health. Supervisor Migden presented. Referred to Budget Committee.

File 100-93-16

[Taxicab Gate Control]

Hearing to consider amending Police Code to establish taxicab gate control in San Francisco. Supervisor Hallinan presented. Referred to Government Efficiency and Labor Committee.

File 121-93-19

[Bonding Authority]

Hearing to consider the status of the City's Bonding Authority. Supervisors Shelley, Migden presented. Referred to Joint Health, Public Safety and Environment and Budget Committee with request it be considered on December 14, 1993.

File 170-93-12

[African-American Community, Unemployment Impact]

Hearing to consider unemployment in the African-American Community and how it impacts the community and individuals. Supervisor Kennedy presented. Referred to Economic Vitality and Social Policy Committee with request it be considered at the December 14, 1993 meeting.

File 176-93-8

[Pine and Bush Streets Traffic Proposals]

Hearing to consider whether Pine and Bush Streets should no longer be thoroughfares for people to drive into and out of the City. Supervisor Kennedy presented. Referred to Housing and Land Use Committee.

File 190-93-11

[Parking Tickets]

Hearing to consider the feasibility of lowering the values of

Monday, December 6, 1993

parking tickets to between five (\$5) and ten (\$10) dollars or adopt a warning system of three violations before a dollar fine is actually given. Supervisor Kennedy presented. Referred to Economic Vitality and Social Policy Committee.

File 190-93-11.1

[Parking Meter Duration]

Hearing to consider whether parking meter duration should be at least an hour and whether twenty-five (\$.25) should be the cost for 30 minutes. Supervisor Kennedy presented. Referred to Economic Vitality and Social Policy Committee.

File 190-93-11.2

[Street Cleaning]

Hearing to consider feasibility of ending arbitrary street cleaning on major streets, let individual street sweepers do the job and change street cleaning times to 9:00 a.m. instead of 6:00 a.m. in some areas. Supervisor Kennedy presented. Referred to Housing and Land Use Committee.

File 190-93-11.3

[Bus Zone Size]

Hearing to consider feasibility of shortening the bus zones. Supervisor Kennedy presented. Referred to Economic Vitality and Social Policy Committee.

File 190-93-11.4

[Meter Collection Personnel]

Hearing to consider reducing the meter maid force by seventy-five (75%) percent and add policemen to handle dangerous situations all over the City and whether meter collection personnel should adopt a "no-harm, no-foul" approach to meting out parking tickets. Supervisor Kennedy presented. Referred to Government Efficiency and Labor Committee.

File 190-93-11.5

[Yellow Commercial Zone Ticket Procedure]

Hearing to consider whether parking tickets should not be issued for cars parked in a yellow commercial zone when the business establishment is not yet opened for business. Supervisor Kennedy presented. Referred to Economic Vitality and Social Policy Committee.

File 190-93-11.6

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[Towing Contractors]

Hearing to consider whether citizens should be informed that his/her car has been towed within a few hours after it has been towed and whether towing contractors should be required to resolve a situation should a driver return prior to the car in question being towed. Supervisor Kennedy presented. Referred to Housing and Land Use Committee.

File 190-93-11.7

[Golden Gate Park Traffic Closure on Saturdays]

Hearing to consider the impact of Saturday closures of Golden Gate Park on traffic and the surrounding neighborhoods. Supervisor Maher presented. Referred to Housing and Land Use Committee.

File 193-93-7

[Housing Authority Management Audit, PILOT Monies]

Hearing to consider the San Francisco Housing Authority management audit relating to the PILOT \$1.9 million which the audit indicated is owed by the Housing Authority to the City and County of San Francisco. Supervisor Kennedy presented. Referred to Budget Committee.

File 206-93-9

[Housing Authority Management Audit]

Hearing to consider overall recommendations of the 1993 Housing Authority Management Audit, specifically the payment of PILOT assessments due and owing to the General Fund and the review of overpayments of rent made and recovery of such monies to provide additional housing for qualifying candidates. Supervisor Conroy presented. Referred to Budget Committee.

File 206-93-10

[Library Fuhrman Trust]

Hearing to consider the Library Commission's petition to change the terms of the Fuhrman Trust. Supervisor Hallinan presented. Referred to Government Efficiency and Labor Committee.

File 226-93-3

[Youth, Weapons, Crime in Schools and on Muni]

Hearing on youth, weapons and crime in schools and on Municipal Railway vehicles. Supervisor Conroy presented. Referred to Health, Public Safety and Environment Committee.

File 274-93-3.1



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[Senior Escort Layoffs Impact]

Hearing to consider the impact of employee layoffs of the Senior Escort Program on the health and safety of seniors in San Francisco. Supervisors Hallinan, Alioto presented. Referred to Health, Public Safety and Environment Committee.

File 313-93-1

Introduced by the President at the Request of Departments

Ordinances Referred to Committee

File 45-93-87. [Settlement of Litigation of Jonathan Pesner] Authorizing settlement of litigation of Jonathan Pesner against the City and County of San Francisco by payment of \$60,000. (Superior Court No. 946-980) (City Attorney) Referred to Government Efficiency and Labor Committee.

File 45-93-88. [Settlement of Litigation of Jean Ingersoll] Authorizing settlement of litigation of Jean Ingersoll against the City and County of San Francisco by payment of \$22,500. (Superior Court No. 938-285) (City Attorney) Referred to Government Efficiency and Labor Committee.

File 045-93-89. [Settlement of Litigation of Paul A. Cortes Jr.] Authorizing settlement of litigation of Paul A. Cortes, Jr. against the City and County of San Francisco by payment of \$62,500. (Superior Court No. 936-158) (City Attorney) Referred to Government Efficiency and Labor Committee.

File 62-93-3. [South Terminal Boarding Areas B and C Concessions] Approving the "South Terminal Boarding Areas "B" and "C" Principal Retail Concession Lease" between Host International, Inc., and the City and County of San Francisco, acting by and through its Airports Commission. (Airports Commission) Referred to Government Efficiency and Labor Committee.

File 97-93-63. [Hold Harmless Agreements] Amending Administrative Code by adding Section 1.43 thereto, to authorize the Juvenile Probation Department to enter into hold harmless agreements with community service agencies supervising youth performing community service under an order of the Juvenile Court or under the supervision of the Juvenile Probation Department. (Juvenile Probation Department) Referred to Government Efficiency and Labor.

File 101-93-35. [Capital Improvement Project, DPW] Appropriating and certifying \$170,341, Department of Public Works, for capital improvement project to cover ten percent overage as per Charter Section 7.203; providing for ratification of action previously taken. (Controller) Referred to Budget Committee.

File 101-93-36. [Appropriation, Audit of Viacom Cablevision] Appropriating \$39,858, Board of Supervisors, for non-personal services (audit of Viacom Cablevision), funded from Cable Television Access and Development Fund balance; providing for ratification of action previously taken. RO #93146 (Controller) Referred to Budget Committee.



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File 172-93-46. [Alameda County Solid Waste Agreement Amendment] Authorizing Chief Administrative Officer to execute amendment to Intercounty Agreement with Alameda County Waste Management Authority. (Chief Administrative Officer) Referred to Government Efficiency and Labor Committee.

Resolutions Referred to Committee

File 38-93-14. [Gifts, \$112,000 for Recreation and Park] Accepting two gifts valued at \$112,000, for use by the Recreation and Park Department. (Recreation and Park Department) Referred to Government Efficiency and Labor Committee.

File 40-93-11. [Extend Residential Parking Area "N", Richmond] Extending the boundaries of Residential Permit Parking Area "N" in the north inner Richmond and adding to the list of streets upon which time limitations shall apply. (Department of Parking and Traffic) Referred to Housing and Land Use Committee.

File 40-93-12. [Extend Residential Parking Area "T", Forest Hill] Extending the boundaries of Residential Permit Parking Area "T" in the Forest Hill Area and adding to the list of streets upon which time limitations shall apply. (Department of Parking and Traffic) Referred to Housing and Land Use Committee.

File 48-93-27. [Unlitigated Claim of Colleen Garvey] Approving the settlement of the unlitigated claim of Colleen Garvey in the sum of \$26,309.62. (City Attorney) Referred to Government Efficiency and Labor Committee.

File 64-93-28. [Lease Renewal at Fox Plaza, 130 Market St.] Authorizing a lease renewal at Fox Plaza, 1390 Market Street, for the City Attorney. (Real Estate Department) Referred to Government Efficiency and Labor Committee.

File 64-93-29. [Lease, 450 Seventh Street, Police Department] Authorizing a revocable license at 450 Seventh Street for the Police Department. (Real Estate Department) Referred to Government Efficiency and Labor Committee.

File 143-93-6. [Live Scan Terminal Project] Authorizing the Chief of Police of the City and County of San Francisco to apply for retroactively, accept and expend funds in the amount of Forty-Four Thousand Six Hundred Eighty-Two (\$44,682) Dollars based on seventy percent of the total grant award, for new funding for the Live Scan Terminal Project plus cash match of Nineteen Thousand One Hundred Forty-Nine (\$19,149) Dollars. (Police Department) Referred to Government Efficiency and Labor Committee.

File 146-92-45.2. [Revised 1992-94 Comprehensive Tobacco Control Plan] Adopting the revised 1992-94 Comprehensive Control Plan and Budget and revised Supplemental Perinatal Outreach Plan. (Department of Public Health) Referred to Government Efficiency and Labor Committee.

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File 146-92-46.13. [AB99 Reduced Allocation] Authorizing the Department of Public Health, Community Public Health, Bureau of Health Promotion and Education, to reduce its expenditure of the AB99 State Allocation by \$121,290, pursuant to the revised 1992-94 Comprehensive Tobacco Control Plan and Budget, and the revised supplemental Perinatal Outreach Plan and Budget, which amount includes indirect costs of \$257,146. (Department of Public Health) Referred to Government Efficiency and Labor Committee.

File 148-93-11. [Transportation Enhancement Activities Grant] Authorizing the Department of Public Works to apply for, accept and expend, State grant funds in the amount of \$769,000 from the Transportation Enhancement and Activities Program for pedestrian improvements in the Union Square Area. (Department of Public Works) Referred to Government Efficiency and Labor Committee.

File 170-93-11. [City Wide Radio System] Declaring the intent of the City and County of San Francisco to reimburse certain expenditures from proceeds of future indebtedness; and approving and ratifying previous actions. (Also see File 282-93-2) (Department of Electricity and Telecommunications) Referred to Budget Committee.

File 172-93-45. [Contract with California Youth Authority] Authorizing the Chief Probation Officer of the Juvenile Probation Department to enter into a contract with California Youth Authority for emergency custody of a juvenile ward of the court from the City and County of San Francisco; providing for ratification of action previously taken. (Juvenile Probation Department) Referred to Government Efficiency and Labor Committee.

#### Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Kennedy, that letters be sent to Mayor's Office of Community Development, Mayor's Office of Children, Youth and Their Families, Human Rights Commission and Private Industry Council informing them a hearing to consider unemployment in the African-American Community and how it impacts the community and individuals has been scheduled before the Economic Vitality and Social Policy Committee at its December 14, 1993 meeting and would appreciate receiving comments from each addressee on this matter.

By Supervisor Kennedy, that City Attorney provide written opinion as to whether the Brown Act and the Sunshine Ordinance apply to the Juvenile Justice Commission.

By Supervisor Kennedy, that letter be sent to the Archdiocese requesting they take another look at alternatives before displacing the regular parishioners that currently occupy the St. Michael's Church.

By Supervisor Kennedy, that letter be sent to Director, Department of Parking and Traffic, inquiring whether it is feasible to install a four-way Stop sign at the intersections of 17th Avenue and Pacheco Streets and 17th Avenue and Ortega Street.

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By Supervisor Alioto, that City Attorney draft resolution urging the California Legislature to increase the penalties for persons who violate state and local laws prohibiting child abductions and to require local registration of convicted child abductors.

By Supervisor Alioto, that Budget Analyst conduct an audit of programs administered by the Mayor's Homeless Coordinator.

By Supervisor Bierman, that City Attorney prepare ordinance which would be more restrictive than existing state laws regulating elevators and to require that elevators be in working order at all times.

By Supervisor Kaufman, that letter be sent to the Director of Public Works inquiring whether Park Street in Bernal Heights meets City grade and code requirements in order to qualify for the City's scheduled street maintenance program.

By Supervisor Conroy, that City Attorney advise of existing laws concerning minors with concealed weapons, particularly students with guns at school; the City's policy of dispensation of youth who bring weapons to school; minors with guns and other weapons on the Municipal Railway and the punishment for violation of such laws.

By Supervisor Conroy, that letter be sent to Director of Public Works concerning the Pemberton Steps to inquire about the danger produced by the crumbling rock at the wide steps (below the Villa) as well as the hazards presented by the conditions of the steps where the Pemberton Steps meet Clayton Street.

By Supervisor Conroy, that letter of inquiry be sent to General Manager, Recreation and Park Department, concerning recent problems which have occurred at the handball courts at Golden Gate Park causing a hazard for those individuals who wish to use these courts for recreation.

By Supervisor Maher, that City Attorney prepare ordinance appropriating \$3 million for San Francisco jail improvements.

By Supervisor Migden, that City Attorney prepare charter amendment which would permit the city to rehire on a limited basis its retired employees.

#### Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Polly Klaas (By the entire Board)  
Yuk Fung Chan Lam (Supervisor Alioto)  
Mabel Vivian Simmons (Supervisor Kennedy)  
Glenda Marie Skiffer (Supervisor Bierman)

File 2-93-48

Unanimously adopted by a rising vote.



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ADJOURNMENT

There being no further business, the Board at the hour of 5:53 p.m. adjourned.

John L. Taylor, Clerk

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.



Monday, December 6, 1993

Approved by the Board of Supervisors on March 7, 1994

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor  
Clerk of the Board of Supervisors













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**Vol. 88**

**No. 49**

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**Monday, December 13, 1993**

# **Journal of Proceedings Board of Supervisors**

**City and County of San Francisco**

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Vol. 1, No. 1  
1917

Published by the American Psychological Association

# Journal of Psychology Board of Supervisors

1917



JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, December 13, 1993 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Angela Alioto presiding.

CALLING THE ROLL

The meeting was called to order at 2:14 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Kennedy, Leal, Migden - 8.

Noted absent at first roll call:

Supervisors Hsieh, Maher, Shelley - 3.

Quorum present.

Supervisor Hsieh excused, on official leave of absence.

Supervisor Maher was noted present at 2:19 p.m.

Supervisor Shelley excused. (See infra).

Supervisor Shelley Excused

The Clerk announced that Supervisor Shelley is ill and requested to be excused from attending today's meeting.

Supervisor Kennedy, seconded by Supervisor Kaufman, moved to excuse Supervisor Shelley from attendance today.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Kennedy, Leal, Migden - 8.

Absent: Supervisors Hsieh, Maher, Shelley - 3.

APPROVAL OF JOURNAL

There being no errors, corrections or omissions, Supervisor Kennedy, seconded by Supervisor Migden, moved that the Journal of Proceedings for Monday, July 2, 1993, be approved.

Motion carried by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Kennedy, Leal, Migden - 8.

Absent: Supervisors Hsieh, Maher, Shelley - 3.

CONSENT CALENDAR

Recommendations of Budget Committee

Finally Passed

[Government Funding]

Ordinance appropriating \$2,325,362, Port, for a capital improvement project from various Port funds; fiscal year 1993-94; placing \$2,149,974 on reserve. (Controller)

File 101-93-33, Ordinance No. 405-93

Finally passed.

[Width of Sidewalks]

Ordinance amending Ordinance No. 1061 entitled "Regulating the Width of Sidewalks" by adding Section 1514 changing the official width of sidewalk from 11.04 feet to 21.0 feet on the southwesterly side of Fourth Street between Mission and Minna Streets and making findings pursuant to City Planning Code Section 101.1. (Department of Public Works)

File 34-93-7, Ordinance No. 407-93

Finally passed.

[911 Emergency Response Fund]

Ordinance amending the Administrative Code by adding Section 10.204 thereof to establish a "911 Emergency Response Fund." (Supervisors Shelley, Maher, Alioto)

File 97-93-58, Ordinance No. 416-93

Finally passed.

[Emergency Response Fee]

Ordinance amending the Administrative Code, to authorize the Director of Emergency Services to supervise the functions of dispatching emergency police, fire, and medical services, to place a portion of Utility Users' Tax proceeds in the 911 Emergency Response Fund, and to impose a fee on telephone subscribers to finance 911 communication system consolidation and improvements. (Supervisors Maher, Shelley, Alioto)

File 127-93-22, Ordinance No. 419-93

(Amends Administrative Code Section 7.7;  
Amends Part III, Municipal Code Section 720 and  
Enacts a New Article 10A, adding Sections 750 through 772.)

Finally passed.

Monday, December 13, 1993

[Weighing and Measuring Devices]

Ordinance amending Administrative Code, to make technical changes and to provide for charging reinspection fees, effective February 1, 1994 for testing weighing and measuring devices that fail to pass an initial inspection. (Department of Agriculture and Weights and Measures)

File 97-93-60, Ordinance No. 417-93

(Fiscal Impact.)

(Amends Section 1.15.1.)

Finally passed.

Recommendations of Government Efficiency and Labor Committee

Finally Passed

[Settlement of Litigation]

Ordinance authorizing settlement of litigation of James and Sharon Ludtke against the City and County by payment of \$150,000. (City Attorney)

File 45-93-83, Ordinance No. 408-93

(Superior Court No. 947-622.)

Finally passed.

[American Telephone and Telegraph Company Settlement]

Ordinance approving the settlement of litigation of American Telephone and Telegraph Company in the sum of \$172,124.72 plus simple interest at the rate of nine percent from April 29, 1992 to date of payment plus the Assessor's stipulation to reduction in values for 1992 and 1993. (City Attorney)

File 45-93-84, Ordinance No. 409-93

(Superior Court No. 946-970.)

Finally passed.

[Settlement of Litigation of Myrna and Kim Johnson]

Ordinance authorizing settlement of litigation of Myrna and Kim Johnson against the City and County by payment of \$55,000, less the amount of General Assistance benefits paid as of the date this resolution is passed, plus interest at the rate of seven percent accrued as of September 1, 1993 on sum remaining after outstanding figure in General Assistance benefits has been paid. (City Attorney)

File 45-93-85, Ordinance No. 410-93

(Superior Court No. 944-804.)

Finally passed.

[Settlement of Litigation of Nancy Agatiello]  
Ordinance authorizing settlement of litigation of Nancy Agatiello  
against the City and County by payment of \$9,500. (City Attorney)

File 45-93-86, Ordinance No. 411-93

(Superior Court No. 950-095.)

Finally passed.

[Settlement of Litigation of Uriel Jimenez]  
Ordinance authorizing settlement of Uriel Jimenez v. Susie Murnane  
Dudley, et al., with waiver of credit rights against future medical  
expenses upon receipt of \$11,000; and dismissal of complaint. (City  
Attorney)

File 46-93-16, Ordinance No. 412-93

(Superior Court No. 944-725.)

Finally passed.

[Garage Management Agreement and Bid Documents]  
Ordinance approving forms of management agreement and bidding  
documents for the 1660 Mission Street Garage and the surface parking  
lot at the corner of 13th Street and South Van Ness Avenue, and  
authorizing the Director of Property to request bids for the  
management of such parking facilities using those documents.  
(Department of Parking and Traffic)

File 47-93-11, Ordinance No. 413-93

Finally passed.

[Cost Recovery - Parking and Traffic]  
Ordinance amending Administrative Code (Special Law Enforcement and  
Public Works Services), providing for recovery of costs for  
additional parking enforcement and traffic control and related  
services rendered by the Department of Parking and Traffic.  
(Department of Parking and Traffic)

File 97-93-50, Ordinance No. 414-93

(Adds Sections 10B.16 through 10B.19.)

Finally passed.

Recommendation of Health, Public Safety and Environment Committee

Finally Passed

[Commission on San Francisco's Environment]  
Ordinance amending Administrative Code to include an ex-officio  
member from the Health Department on the Commission on San  
Francisco's Environment. (Supervisor Shelley)

File 97-93-54, Ordinance No. 415-93



Monday, December 13, 1993

(Amends Section 5.150.)

Finally passed.

Recommendations of Housing and Land Use Committee

Finally Passed

[Landmarks]

Ordinance designating the Howard/26th Street Cottages as a landmark pursuant to Article 10 of the City Planning Code. (Supervisors Alioto, Bierman)

File 90-93-5, Ordinance No. 403-93

Finally passed.

[Landmarks]

Ordinance designating the Ellinwood Residence as a landmark pursuant to Article 10 of the City Planning Code. (Supervisors Alioto, Bierman)

File 90-93-6, Ordinance No. 404-93

Finally passed.

[Condominium Conversion Limitation Extended]

Ordinance amending Subdivision Code, to extend for four years the limitations on condominium conversions to 200 units per year in buildings of six or fewer units as selected by lottery. (Supervisors Migden, Bierman, Alioto)

File 126-93-2, Ordinance No. 418-93

(Amends Section 1396.)

Finally passed.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kennedy, Leal, Migden - 7.

Absent: Supervisors Hsieh, Kaufman, Maher, Shelley - 4.

REGULAR CALENDAR

UNFINISHED BUSINESS

Recommendation of Budget Committee

Finally Passed

(Supervisor Alioto dissenting in Committee.)

[Appropriation, Pleasanton Property Development]  
Ordinance appropriating \$675,000, Water Department, for programmatic project (Pleasanton Property Development Plan) and rescinding \$675,000 from other non-personal services (environmental mitigation) for Hetch Hetchy for fiscal year 1993-94; placing \$100,000 on reserve. (Controller)

File 101-93-34, Ordinance No. 406-93

Finally passed by the following vote:

Ayes: Supervisors Bierman, Hallinan, Kaufman, Kennedy, Leal, Migden - 6.

Noes: Supervisors Alioto, Conroy - 2.

Absent: Supervisors Hsieh, Maher, Shelley - 3.

Recommendations of Economic Vitality and Social Policy Committee

Consideration Continued

[Graffiti Abatement]  
Ordinance amending Public Works Code, prohibiting graffiti on public and private property, declaring the existence of graffiti on public or private property to be a nuisance, authorizing the Director of the Department of Public Works to order the removal of graffiti and to impose a lien on private property in order to recover the cost of graffiti abatement; amending Chapter 10 of the Administrative Code by establishing a Graffiti Abatement Fund. (Supervisor Conroy)

File 123-93-2, Ordinance No.

(Adds Public Works Code Article 23, Sections 1300 through 1309;  
Adds Administrative Code Section 10.117-111.)

Supervisor Conroy, seconded by Supervisor Kennedy, moved to continue consideration to December 20, 1993.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Kennedy, Leal, Migden - 8.

Absent: Supervisors Hsieh, Maher, Shelley - 3.

From Housing and Land Use Committee Without Recommendation

Consideration Continued

Monday, December 13, 1993

[Residential Energy Conservation]

Resolution endorsing those changes and providing findings as to the local conditions requiring changes from the California Building Standards Code, as required by the California Health and Safety Code. (Supervisor Alioto)

File 125-93-3.1, Resolution No.

Supervisor Bierman, seconded by Supervisor Hallinan, moved to continue consideration to December 20, 1993.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Kennedy, Leal, Maher, Migden - 9.

Absent: Supervisors Hsieh, Shelley - 2.

[Residential Energy Conservation]

Ordinance amending Housing Code to change the definition of accessible attic space, and to increase the limit of expenditure for compliance with requirements; companion measure to File 125-93-3.1. (Supervisor Alioto)

File 125-93-3, Ordinance No.

(Amends Sections 1204, 1209.)

Supervisor Bierman, seconded by Supervisor Hallinan, moved to continue consideration to December 20, 1993.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Kennedy, Leal, Maher, Migden - 9.

Absent: Supervisors Hsieh, Shelley - 2.

Called from Budget Committee  
by Supervisor Hallinan

Consideration Continued

[Water Department]

Resolution urging the Mayor to urge the Public Utilities Commission to eliminate all of the temporary positions added to the Water Department for the drought. (Supervisor Hallinan)

File 188-93-2, Resolution No.

Supervisor Hallinan, seconded by Supervisor Migden, moved to continue consideration to March 28, 1994.

Motion to continue adopted by the following vote:

Monday, December 13, 1993

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Kennedy, Maher, Migden - 8.

Absent: Supervisors Hsieh, Leal, Shelley - 3.

NEW BUSINESS

Recommendations of Budget Committee

Passed for Second Reading as Amended

[Recorder's Filing Fees]

Ordinance amending Administrative Code, to authorize the collection of additional filing fees pursuant to State law and ((creation of the)) creating a Recorder's Access and Indexing Fund. (County Clerk-Recorder)

File 97-93-62, Ordinance No.

(Fiscal Impact.)

(Amends Section 8.24-1;  
Adds Section 8.24-4.)

Supervisor Migden, seconded by Supervisor Maher, moved an amendment of the whole entitled, "Ordinance amending Administrative Code, to authorize the collection of additional filing fees pursuant to State law and creating a Recorder's Access and Indexing Fund."

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Kennedy, Maher, Migden - 8.

Absent: Supervisors Hsieh, Leal, Shelley - 3.

Passed for second reading as amended by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Kennedy, Maher, Migden - 8.

Absent: Supervisors Hsieh, Leal, Shelley - 3.

Adopted

[Acquisition of Eighteen Noise Easements, Daly City]

Resolution authorizing the acquisition of eighteen noise easements in the City of Daly City as part of the City of Daly City's Aircraft Noise Insulation Project - Phase I. (Real Estate Department)

File 82-93-13, Resolution No. 1005-93

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Kennedy, Maher, Migden - 8.

Absent: Supervisors Hsieh, Leal, Shelley - 3.



Monday, December 13, 1993

[Budget Amendment, Two Architectural Positions]

Resolution approving an amendment to the Fiscal Year 1993-94 Budget of the Redevelopment Agency of the City and County of San Francisco to fund two positions. (Redevelopment Agency)

File 161-93-11, Resolution No. 1010-93

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Kennedy, Maher - 7.

Absent: Supervisors Hsieh, Leal, Migden, Shelley - 4.

[Parking Citation Penalties]

Resolution amending the penalties for violation of Traffic Code Section 38(K) and California Vehicle Code Sections 5204(a) and 22511.56(b). (Department of Parking and Traffic)

File 171-93-4.1, Resolution No. 1011-93

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Kennedy, Maher, Migden - 8.

Absent: Supervisors Hsieh, Leal, Shelley - 3.

Recommendations of Government Efficiency and Labor Committee

Adopted

[Labor Issue]

Resolution urging William D. Kimpton and SFDH Associates, L.P. to rehire all former employees of the Sir Francis Drake Hotel who wish to continue their employment at the hotel. (Supervisors Hallinan, Alioto)

File 176-93-7, Resolution No. 1013-93

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Kaufman, Kennedy, Leal, Migden - 7.

Absent: Supervisors Conroy, Hsieh, Maher, Shelley - 4.

Recommendations of Rules Committee

Refused Adoption

[Limiting Ballot Measures]

Resolution urging State Legislature to take necessary steps to allow charter cities to limit the number of ballot measures city government submits to the voters. (Supervisor Alioto)

File 60-93-13, Resolution No.

Refused adoption by the following vote:

Ayes: Supervisors Alioto, Kaufman, Leal - 3.

Noes: Supervisors Bierman, Conroy, Hallinan, Kennedy, Maher, Migden - 6.

Absent: Supervisors Hsieh, Shelley - 2.

Adopted

[Appointments]

Resolution appointing members to the Advisory Committee on Homelessness Task Force, for terms ending June 30, 1995. (Rules Committee)

File 92-92-35.3, Resolution No. 1006-93

(Keith McHenry, Food Not Bombs;  
Juan Oyarzun, Council of Community Housing Organization  
Committee;  
Judith Lindbloom, Gray Panthers;  
Richard Marquez, AYUDA;  
Joseph Braverman, homeless person.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kennedy, Leal, Maher, Migden - 8.

Noes: Supervisor Kaufman - 1.

Absent: Supervisors Hsieh, Shelley - 2.

Rereferred to Committee

[Appointments]

Resolution appointing members to the newly established Sunshine Ordinance Task Force, for two-year terms effective after the date of their first meeting. (Supervisor Alioto)

File 92-93-45, Resolution No.

(Elizabeth Pritzker, Attorney/Society of Professional  
Journalists;  
Bruce B. Brugmann, Journalist, Society of Professional  
Journalists;  
Ken Barry, Radio/Television/News Director Association;  
Melinda Cuthbert, League of Women Voters;  
Sue Hestor, public interest, local government;  
Joseph Van Ness-Ballesteros, public interest local government;  
Shelley E. Salieri, public interest/consumer advocacy;  
James Chaffee, public interest/consumer advocacy.)

Monday, December 13, 1993

Supervisor Bierman, seconded by Supervisor Kaufman, moved to rerefer to Rules Committee.

Motion to rerefer adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Kennedy, Leal, Maher, Migden - 9.

Absent: Supervisors Hsieh, Shelley - 2.

Adopted

[Appointments]

Resolution appointing members to the Drug Abuse Advisory Board.  
(Rules Committee)

File 92-93-47, Resolution No. 1007-93

(Martha Porcupine, public interest, vice Ernie L. Jackson, resigned, for the unexpired portion of a three-year term ending October 1, 1994;

Grace Shu-Hua Chu, public interest, vice Carnella Gordon Brown, term expired, for the new three-year term ending October 1, 1996.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Kennedy, Leal, Maher, Migden - 9.

Absent: Supervisors Hsieh, Shelley - 2.

[Appointments]

Resolution appointing members to the Hazardous Materials Advisory Committee, terms expired, for four-year terms ending July 1, 1997.  
(Rules Committee)

File 92-93-54, Resolution No. 1008-93

(Daniel Huff, public interest, Kathryn B. Dickson; Frank Donahue, neighborhood organization, vice Rufus Davis; Edward R. Fowlie, labor, vice Joseph M. Hurley; Barney P. Popkin, environmental organization, vice Roberta Borgonova; Thomas Bernard, open slot, vice Mike Garza.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Kennedy, Leal, Maher, Migden - 9.

Absent: Supervisors Hsieh, Shelley - 2.

[Public Hearing]

Hearing to consider proposed amendments to seven existing Redevelopment Plans for the purpose of merging said projects into a single Merged Redevelopment Project to provide a fiscal mechanism which will enable the Redevelopment Agency to utilize tax increment revenue generated within one project area to fund project area costs incurred anywhere in the Merged Redevelopment Project for the following Redevelopment Project Areas: Embarcadero-Lower Market (Golden Gateway); Hunters Point; India Basin Industrial Park; Yerba Buena Center; Rincon Point - South Beach; Western Addition A-2 and South of Market Earthquake Recovery Redevelopment Project Areas.

File 161-93-9

The Joint Hearing was called to order at 3:25 p.m.

The following members were noted present:

Members of Board of Supervisors: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Kennedy, Leal, Maher, Migden - 9.

Absent: Supervisors Hsieh, Shelley - 2.

Quorum present.

President Alioto presiding for the Board.

Members of Redevelopment Agency: Commissioners Ong, King, Kitahata, Kouba, Rosales, Stern - 6.

Absent: Commissioner Schilling - 1.

Quorum present.

President Ong, presiding for the Agency.

The privilege of the floor was granted to the following persons:

Susan Sundancer Lamier; Chuck Turner; Luz Butroto; Tom Sargeant; Brenda Berlin; Jim Less; Elsie Collins; Clifton Jeffers; Rich Reviano; David Bradford; Al; Redmond Kernan; Yuri Wada; Karen Karr; Gordan Chin; Calvin Welch; Mary Rogers; Robert Speider; Ray Connor; Raymond Pomenari; Fred Hubbert; Naomi; Denise; John Elberling; Mel Lee; Kate Denise; Espanola Jackson; Henry Brigs; Nat Mason; Essie Mae Rogers; Robert Hart; Lou Blazej; John Bardis; Rodney; Sue Hestor; Shelley Salieri.

From Redevelopment Agency

Refused Adoption; Rescinded;  
Consideration Continued

[Final Negative Declaration - Redevelopment Project Merger]



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Resolution adopting Final Negative Declaration of Environmental Impact, finding and determining that the proposed amendments to the Embarcadero-Lower Market (Golden Gateway) approved Redevelopment Project Area E-1; Hunters Point approved Redevelopment Project Area; India Basin Industrial Park Redevelopment Project Area; Rincon Point - South Beach Project Area; Yerba Buena Center approved Redevelopment Project Area; Western Addition Project Area A-2; and South of Market Earthquake recovery Redevelopment Project Area for purposes of merging said project areas into one Merged Redevelopment Project, will not have a significant impact on the environment, and adopting and incorporating findings of Final Negative Declaration of environmental impact.

File 161-93-9.1, Resolution No.

Refused adoption by the following vote:

Ayes: Supervisors Bierman, Conroy, Kaufman, Kennedy, Leal - 5.

Noes: Supervisors Alioto, Hallinan, Maher, Migden - 4.

Absent: Supervisors Hsieh, Shelley - 2.

Supervisor Kennedy, seconded by Supervisor Kaufman, moved to rescind the previous vote.

Motion to rescind the previous vote adopted by the following vote:

Ayes: Supervisors Bierman, Conroy, Kaufman, Kennedy, Leal, Migden - 6.

Noes: Supervisors Alioto, Hallinan, Maher - 3.

Absent: Supervisors Hsieh, Shelley - 2.

Supervisor Kennedy, seconded by Supervisor Maher, moved to continue consideration to December 20, 1993.

Motion to continue adopted by the following vote:

Ayes: Supervisors Bierman, Conroy, Kaufman, Kennedy, Leal - 5.

Noes: Supervisors Alioto, Hallinan, Maher, Migden - 4.

Absent: Supervisors Hsieh, Shelley - 2.

Supervisor Kaufman, seconded by Supervisor Kennedy, moved to rescind the preceding vote to continue consideration.

Motion to rescind refused adoption by the following vote:

Ayes: Supervisors Bierman, Conroy, Kaufman, Kennedy, Leal - 5.

Noes: Supervisors Alioto, Hallinan, Maher, Migden - 4.

Absent: Supervisors Hsieh, Shelley - 2.

This matter will be considered at the December 20, 1993 meeting.

[Redevelopment Plan Amendment]

Ordinance amending Ordinance No. 273-64, which approved the Redevelopment Plan for the Western Addition approved project Area A-2, and ordinances amending said Redevelopment Plan, namely ordinances numbered 264-70, 288-76, 491-86, 452-87, and 271-92, by further amending said Redevelopment Plan to merge the Western Addition approved project Area A-2 into a merged Redevelopment Project consisting of the Embarcadero-Lower Market (Golden Gateway) approved Project Area E-1; Hunters Point approved Redevelopment Project Area; India Basin Industrial Park Redevelopment Project Area; Rincon Point-South Beach Project Area; Yerba Buena Center approved Redevelopment Project Area; South of Market Earthquake Recovery Redevelopment Project Area and the Western Addition approved project Area A-2, with additional amendments to said Redevelopment Plan necessary for and to implement said merger.

File 11-93-1, Ordinance No.

Substitute ordinance concerning Western Addition Approved Project Area A-2 received from Redevelopment Agency.

Supervisor Migden, seconded by Supervisor Maher, moved to table.

Motion to table refused adoption by the following vote:

Ayes: Supervisors Alioto, Hallinan, Maher, Migden - 4.

Noes: Supervisors Bierman, Conroy, Kaufman, Kennedy, Leal - 5.

Absent: Supervisors Hsieh, Shelley - 2.

Supervisor Kennedy, seconded by Supervisor Maher, moved to continue consideration to December 20, 1993.

Motion to continue adopted by the following vote:

Ayes: Supervisors Bierman, Conroy, Kaufman, Kennedy, Leal - 5.

Noes: Supervisors Alioto, Hallinan, Maher, Migden - 4.

Absent: Supervisors Hsieh, Shelley - 2.

Supervisor Kaufman, seconded by Supervisor Kennedy, moved to rescind the vote to continue consideration.

Motion to rescind refused adoption by the following vote:

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Ayes: Supervisors Bierman, Conroy, Kaufman, Kennedy, Leal - 5.

Noes: Supervisors Alioto, Hallinan, Maher, Migden - 4.

Absent: Supervisors Hsieh, Shelley - 2.

This matter will be considered at the December 20, 1993 meeting.

[Redevelopment Plan Amendment]

Ordinance amending Ordinance No. 26-69, which approved the Redevelopment Plan for the India Basin Industrial Park Redevelopment Project Area, and ordinances amending said Redevelopment Plan, namely ordinances numbered 474-86 and 141-87, by further amending said Redevelopment Plan to merge the India Basin Industrial Park Redevelopment Project Area into a merged Redevelopment Project consisting of the Embarcadero-Lower Market (Golden Gateway) approved Redevelopment Project Area E-1; Hunters Point approved Redevelopment Project Area; Rincon Point-South Beach Project Area; Yerba Buena Center approved Redevelopment Project Area; Western Addition approved Project area A-2; South of Market Earthquake recovery Redevelopment Project Area and the India Basin Industrial Park Redevelopment Project Area; with additional amendments to said Redevelopment Plan necessary for and to implement said merger.

File 67-93-1, Ordinance No.

Substitute ordinance concerning India Basin Industrial Park Redevelopment Project Area received from Redevelopment Agency.

Supervisor Migden, seconded by Supervisor Maher, moved to table.

Motion to table refused adoption by the following vote:

Ayes: Supervisors Alioto, Hallinan, Maher, Migden - 4.

Noes: Supervisors Bierman, Conroy, Kaufman, Kennedy, Leal - 5.

Absent: Supervisors Hsieh, Shelley - 2.

Supervisor Kennedy, seconded by Supervisor Maher, moved to continue consideration to December 20, 1993.

Motion to continue adopted by the following vote:

Ayes: Supervisors Bierman, Conroy, Kaufman, Kennedy, Leal - 5.

Noes: Supervisors Alioto, Hallinan, Maher, Migden - 4.

Absent: Supervisors Hsieh, Shelley - 2.

Supervisor Kaufman, seconded by Supervisor Kennedy, moved to rescind the preceding vote to continue consideration.

Motion to rescind previous vote refused adoption by the following vote:

- Ayes: Supervisors Bierman, Conroy, Kaufman, Kennedy, Leal - 5.
- Noes: Supervisors Alioto, Hallinan, Maher, Migden - 4.
- Absent: Supervisors Hsieh, Shelley - 2.

This matter will be considered at the December 20, 1993 meeting.

[Redevelopment Plan Amendment]

Ordinance amending Ordinance No. 25-69, which approved the Redevelopment Plan for the Hunters Point approved Redevelopment Project Area, and ordinances amending said Redevelopment Plan namely ordinances numbered 28-70 and 475-86, by further amending said Redevelopment Plan to merge the Hunters Point Approved Redevelopment Project Area into a merged Redevelopment project consisting of the Embarcadero-Lower Market (Golden Gateway) approved Redevelopment Project Area E-1; India Basin Industrial Park Redevelopment Project Area; Rincon Point-South Beach Project Area; Yerba Buena Center approved Redevelopment Project Area; Western Addition approved project Area A-2; South of Market Earthquake Recovery Redevelopment Project Area and the Hunters Point approved Redevelopment Project Area; with additional amendments to said Redevelopment Plan necessary for and to implement said merger.

File 71-93-2, Ordinance No.

Substitute ordinance concerning Hunters Point Approved Redevelopment Project Area received from Redevelopment Agency.

Supervisor Migden, seconded by Supervisor Maher, moved to table.

Motion to table refused adoption by the following vote:

- Ayes: Supervisors Alioto, Hallinan, Maher, Migden - 4.
- Noes: Supervisors Bierman, Conroy, Kaufman, Kennedy, Leal - 5.
- Absent: Supervisors Hsieh Shelley - 2.

Supervisor Kennedy, seconded by Supervisor Maher, moved to continue consideration to December 20, 1993.

Motion to continue adopted by the following vote:

- Ayes: Supervisors Bierman, Conroy, Kaufman, Kennedy, Leal - 5.
- Noes: Supervisors Alioto, Hallinan, Maher, Migden - 4.
- Absent: Supervisors Hsieh, Shelley - 2.



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Supervisor Kaufman, seconded by Supervisor Kennedy, moved to rescind the preceding vote to continue consideration.

Motion to rescind refused adoption by the following vote:

Ayes: Supervisors Bierman, Conroy, Kaufman, Kennedy, Leal - 5.

Noes: Supervisors Alioto, Hallinan, Maher, Migden - 4.

Absent: Supervisors Hsieh, Shelley - 2.

This matter will be considered at the December 20, 1993 meeting.

[Redevelopment Plan Amendment]

Ordinance amending Ordinance No. 234-90, which approved the Redevelopment Plan for the South of Market Earthquake Recovery Project Area, by amending said Redevelopment Plan to merge the South of Market Earthquake Recovery Project Area into a merged redevelopment Project consisting of the Embarcadero-Lower Market (Golden Gateway) approved Redevelopment Project Area E-1; Hunters Point approved Redevelopment Project Area; India Basin Industrial park Redevelopment Project Area; Yerba Buena Center approved Redevelopment Project Area; Western Addition approved project Area A-2; Rincon Point-South Beach Project Area; South of Market Earthquake Recovery Project Area; with additional amendments to said Redevelopment Plan necessary for and to implement said merger.

File 73-93-1, Ordinance No.

Substitute ordinance concerning South of Market Earthquake Recovery Project Area received from Redevelopment Agency.

Supervisor Migden, seconded by Supervisor Maher, moved to table.

Motion to table refused adoption by the following vote:

Ayes: Supervisors Alioto, Hallinan, Maher, Migden - 4.

Noes: Supervisors Bierman, Conroy, Kaufman, Kennedy, Leal - 5.

Absent: Supervisors Hsieh, Shelley - 2.

Supervisor Kennedy, seconded by Supervisor Maher, moved to continue consideration to December 20, 1993.

Motion to continue adopted by the following vote:

Ayes: Supervisors Bierman, Conroy, Kaufman, Kennedy, Leal - 5.

Noes: Supervisors Alioto, Hallinan, Maher, Migden - 4.

Absent: Supervisors Hsieh, Shelley - 2.

Supervisor Kaufman, seconded by Supervisor Kennedy, moved to rescind the vote to continue consideration.

Motion to rescind refused adoption by the following vote:

Ayes: Supervisors Bierman, Conroy, Kaufman, Kennedy, Leal - 5.

Noes: Supervisors Alioto, Hallinan, Maher, Migden - 4.

Absent: Supervisors Hsieh, Shelley - 2.

This matter will be considered at the December 20, 1993 meeting.

[Redevelopment Plan Amendment]

Ordinance amending Ordinance No. 301-59, which approved the Redevelopment Plan for the Embarcadero-Lower Market (Golden Gateway) Approved Redevelopment Project Area E-1, and ordinances amending said Redevelopment Plan, namely ordinances 208-61, 194-64, 196-64, 123-67, 204-68, 479-76 and 476-86, by further amending said Redevelopment Plan to merge the Embarcadero-Lower Market (Golden Gateway) approved Redevelopment Project Area E-1 into a Merged Redevelopment Project consisting of the Hunters Point Approved Redevelopment Project Area; India Basin Industrial park Redevelopment Project Area; Rincon Point-South Beach Project Area; Yerba Buena Center approved Redevelopment Project Area; Western Addition approved project Area A-2; South of Market Earthquake Recovery Redevelopment Project Area and the Embarcadero-Lower Market (Golden Gateway) approved Redevelopment Project Area E-1; with additional amendments to said Redevelopment Plan necessary for and to implement said merger.

File 73-93-2, Ordinance No.

Supervisor Migden, seconded by Supervisor Maher, moved to table.

Motion to table refused adoption by the following vote:

Ayes: Supervisors Alioto, Hallinan, Maher, Migden - 4.

Noes: Supervisors Bierman, Conroy, Kaufman, Kennedy, Leal - 5.

Absent: Supervisors Hsieh, Shelley - 2.

Supervisor Kennedy, seconded by Supervisor Maher, moved to continue consideration to December 20, 1993.

Motion to continue adopted by the following vote:

Ayes: Supervisors Bierman, Conroy, Kaufman, Kennedy, Leal - 5.

Noes: Supervisors Alioto, Hallinan, Maher, Migden - 4.

Absent: Supervisors Hsieh, Shelley - 2.

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Supervisor Kaufman, seconded by Supervisor Kennedy, moved to rescind the preceding vote.

Motion to rescind refused adoption by the following vote:

Ayes: Supervisors Bierman, Conroy, Kaufman, Kennedy, Leal - 5.

Noes: Supervisors Alioto, Hallinan, Maher, Migden - 4.

Absent: Supervisors Hsieh, Shelley - 2.

This matter will be considered at the December 20, 1993 meeting.

[Redevelopment Plan Amendment]

Ordinance amending Ordinance No. 98-66, which approved the Redevelopment Plan for the Yerba Buena Center Approved Redevelopment Project, and ordinances amending said Redevelopment Plan, namely ordinances numbered 201-71, 393-73, 386-76, 367-77, 420-79, 538-81, and 477-86, by further amending said Redevelopment Plan to Merge the Yerba Buena Center Approved Redevelopment Project into a Merged Redevelopment Project consisting of the Embarcadero-Lower Market (Golden Gateway) Approved Redevelopment Project Area E-1, Hunters Point approved Redevelopment Project Area; India Basin Industrial Park Redevelopment Project Area; Rincon Point-South Beach Project Area; Western Addition Approved Project Area A-2; South of Market Earthquake Recovery Project Area Yerba Buena Center Approved Redevelopment Project, with additional amendments to said Redevelopment Plan necessary for and to implement said merger.

File 91-93-2, Ordinance No.

Substitute ordinance concerning Yerba Buena Center Approved Redevelopment Project received from Redevelopment Agency.

Supervisor Migden, seconded by Supervisor Maher, moved to table.

Motion to table refused adoption by the following vote:

Ayes: Supervisors Alioto, Hallinan, Maher, Migden - 4.

Noes: Supervisors Bierman, Conroy, Kaufman, Kennedy, Leal - 5.

Absent: Supervisors Hsieh, Shelley - 2.

Supervisor Kennedy, seconded by Supervisor Maher, moved to continue consideration to December 20, 1993.

Motion to continue adopted by the following vote:

Ayes: Supervisors Bierman, Conroy, Kaufman, Kennedy, Leal - 5.

Noes: Supervisors Alioto, Hallinan, Maher, Migden - 4.

Absent: Supervisors Hsieh, Shelley - 2.

Supervisor Kaufman, seconded by Supervisor Kennedy, moved to rescind the vote to continue consideration.

Motion to rescind refused adoption by the following vote:

Ayes: Supervisors Bierman, Conroy, Kaufman, Kennedy, Leal - 5.

Noes: Supervisors Alioto, Hallinan, Maher, Migden - 4.

Absent: Supervisors Hsieh, Shelley - 2.

This matter will be considered at the December 20, 1993 meeting.

[Redevelopment Plan Amendment]

Ordinance amending Ordinance No. 14-81, which approved the Redevelopment Plan for the Rincon Point-South Beach Project Area and ordinances amending said Redevelopment Plan, namely ordinances numbered 50-84, 405-91, 137-92 and 270-92, by further amending said Redevelopment Plan to merge the Rincon Point-South Beach Project Area into a merged Redevelopment project consisting of the Embarcadero-Lower Market (Golden Gateway) approved Redevelopment Project Area E-1, Hunters Point approved Redevelopment Project Area; India Basin Industrial park Redevelopment Project Area; Rincon Point-South Beach Project Area; Yerba Buena Center approved Redevelopment Project Area; Western Addition Approved Project Area A-2; South of Market Earthquake Recovery Project Area Yerba Buena Center approved Redevelopment Project, with additional amendments to said Redevelopment Plan necessary for and to implement said merger.

File 151-93-1, Ordinance No.

Substitute ordinance concerning Rincon Point-South Beach Project Area received from Redevelopment Agency.

Supervisor Migden, seconded by Supervisor Maher, moved to table.

Motion to table refused adoption by the following vote:

Ayes: Supervisors Alioto, Hallinan, Maher, Migden - 4.

Noes: Supervisors Bierman, Conroy, Kaufman, Kennedy, Leal - 5.

Absent: Supervisors Hsieh, Shelley - 2.

Supervisor Kennedy, seconded by Supervisor Maher, moved to continue consideration to December 20, 1993.

Motion to continue adopted by the following vote:

Ayes: Supervisors Bierman, Conroy, Kaufman, Kennedy, Leal - 5.



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Noes: Supervisors Alioto, Hallinan, Maher, Migden - 4.

Absent: Supervisors Hsieh, Shelley - 2.

Supervisor Kaufman, seconded by Supervisor Kennedy, moved to rescind the vote to continue consideration.

Motion to rescind refused adoption by the following vote:

Ayes: Supervisors Bierman, Conroy, Kaufman, Kennedy, Leal - 5.

Noes: Supervisors Alioto, Hallinan, Maher, Migden - 4.

Absent: Supervisors Hsieh, Shelley - 2.

This matter will be considered at the December 20, 1993 meeting.

PUBLIC COMMENT

The privilege of the floor was granted to the following person:

John Doe.

There being no one else present wishing to speak, the President declared the public comment portion of the meeting closed.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures were introduced at a prior meeting of the Board with action requested at this meeting. Any Supervisor may require these measures to go to committee unless a motion to suspend the rules is adopted by eight votes (or a unanimous vote if only six or seven members are present). An "aye" vote is (a) a vote in favor of suspending the rule requiring reference to committee, and (b) a vote in favor of adoption of the measures. Eight votes (or a unanimous vote if only six or seven members are present) is required.

Severed from Adoption Without Committee Reference Calendar

Supervisor Conroy requested that the following measure be severed from the For Adoption Without Committee Reference Calendar and considered separately.

Adopted as Amended

[Renaming 5th and Mission Parking Garage]  
((Resolution urging the Mayor to urge the Department of Parking and Traffic to redesignate the Fifth and Mission Parking Garage as the David Thomson Parking Garage.)) (Supervisor Alioto)

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Resolution urging the Mayor to urge the Department of Parking and Traffic to install a suitable plaque at the Fifth and Mission Parking Garage in recognition of David Thomson.

File 47-93-12, Resolution No. 1003-93

(December 6, 1993 - Introduced in Board for consideration on December 13, 1993.)

Supervisor Conroy, seconded by Supervisor Kaufman, moved to amend title to read: "Resolution urging the Mayor to urge the Department of Parking and Traffic to install a suitable plaque at the Fifth and Mission Parking Garage in recognition of David Thomson." and amend the "Resolved Clause" to reflect the change in title.

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Kennedy, Leal, Migden - 8.

Absent: Supervisors Hsieh, Maher, Shelley - 3.

Adopted as amended by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Kennedy, Leal, Migden - 8.

Absent: Supervisors Hsieh, Maher, Shelley - 3.

Supervisor Hallinan requested that the following measure be severed from the For Adoption Without Committee Reference Calendar and considered separately.

Referred to Committee

[S.F. Housing Authority Management Audit]  
Resolution urging the U.S. Department of Housing and Urban Development to review and consider the management audit of the San Francisco Housing Authority and urging them to take all steps necessary to insure the implementation of the audit recommendations and directing the Clerk of the Board of Supervisors to forward copies of the management audit and the resolution to the National and Regional HUD offices and to the offices of Senator Feinstein, Senator Boxer and Congresswoman Pelosi. (Supervisor Kennedy)

File 206-93-8, Resolution No.

(December 6, 1993 - Introduced in Board for consideration on December 13, 1993.)

At the request of Supervisor Hallinan, referred to Economic Vitality/Social Policy Committee.

Supervisor Migden requested that the following measure be severed from the For Adoption Without Committee Reference Calendar and considered separately.

Adopted as Amended

[Golden State Warriors Relocation]  
Resolution welcoming the possible return of the Golden State Warriors to San Francisco and urging the Mayor to work with the team to identify a site for construction of a new Warriors arena.  
(Supervisors Migden, Hsieh, Conroy, Shelley)

File 311-93-1, Resolution No. 1014-93

(December 6, 1993 - Introduced in Board for consideration on December 13, 1993.)

Supervisor Migden, seconded by Supervisor Hallinan, moved an amendment of the whole bearing same title as above.

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Kennedy, Leal, Migden - 8.

Absent: Supervisors Hsieh, Maher, Shelley - 3.

Adopted as amended by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Kennedy, Leal, Migden - 8.

Absent: Supervisors Hsieh, Maher, Shelley - 3.

Supervisor Migden requested that the following measure be severed from the For Adoption Without Committee Reference Calendar and considered separately.

Adopted as Amended

[Gun Turn In Program]  
Resolution commending Bass Tickets for a gun turn in program in the East and requesting that Bass extend that program in San Francisco.  
(Supervisors Shelley, Alioto)  
Resolution commending Bass Tickets for offering a gun turn in program in San Francisco and the East Bay.

File 312-93-3, Resolution No. 1015-93

(December 6, 1993 - Introduced in Board for consideration on December 13, 1993.)

Supervisor Migden, seconded by Supervisor Conroy, moved an amendment of the whole entitled, "Resolution commending Bass Tickets for offering a gun turn in program in San Francisco and the East Bay."

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan Kaufman, Kennedy, Leal, Migden - 8.

Absent: Supervisors Hsieh, Maher, Shelley - 8.

Adopted as amended by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Kennedy, Leal, Migden - 8.

Absent: Supervisors Hsieh, Maher, Shelley - 3.

The Board thereupon resumed its consideration of the following items on the For Adoption Without Committee Reference Calendar.

For Adoption Without Committee Reference

Adopted

[Joseph E. Surdyka, Commendation]  
Resolution commending Joseph E. Surdyka for his outstanding service to the Office of the Chief Medical Examiner-Coroner and the City and County of San Francisco. (Supervisor Alioto)

File 6-93-36, Resolution No. 1002-93

(December 6, 1993 - Introduced in Board for consideration on December 13, 1993.)

Adopted.

[Federal Funds to Assist the Homeless]  
Resolution urging the Mayor to apply for federal funds to assist the homeless in Winter 1993. (Supervisors Bierman, Alioto)

File 68-93-9, Resolution No. 1004-93

(December 6, 1993 - Introduced in Board for consideration on December 13, 1993.)

Adopted.

The foregoing items on the For Adoption Without Committee Reference Calendar were adopted by the following vote:



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Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Kennedy, Leal, Migden - 8.

Absent: Supervisors Hsieh, Maher, Shelley - 3.

IMMEDIATE ADOPTION CALENDAR

These measures are being introduced at this meeting. An "Aye" vote is (a) a vote to find that the need to take action arose after the agenda was published (if the title is not printed on the agenda) and (b) a vote to adopt the measure. A unanimous vote is required for adoption today. Any Supervisor may require any of these measures to go to committee.

Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-93-49, Resolution No. 983-93

(Frank M. Jordan, Mayor, December 8 - 9; Barbara Kaufman, member, Board of Supervisors, December 18 - January 2, 1994; Patricia Chang, member, Commission on the Status of Women, December 23 - 31; Kenneth E. Dowlin, City Librarian, Public Library, December 22 - 27; Anne Halsted, member, Port Commission, December 2 - 5; Patrick A. Murphy, President, Airports Commission, December 7 and December 9 - 10; Anthony D. Ribera, Chief of Police, December 6; Paul Rosenstiel, member, Health Commission, December 3 - 6; Gwendolyn Tillman, member, Commission on the Status of Women, December 24 - January 1, 1994.)

Adopted.

The foregoing item on the Immediate Adoption Calendar was adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Kennedy, Leal, Migden - 8.

Absent: Supervisors Hsieh, Maher, Shelley - 3.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS  
NOT CONSIDERED OR REPORTED ON BY COMMITTEE

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Referred to Committee

[Veterans' Affairs Commission]

Ordinance amending Administrative Code by amending Sections 5.100, 5.101, 5.102, 5.103, 5.104, 5.105, 5.106 and 5.107, changing the name of the Veterans' Affairs Council to the Veterans' Affairs Commission. Supervisor Alioto presented. Referred to Rules Committee with request it be considered at the December 21, 1993 meeting.

File 097-93-065.

[Communications Regulatory Commission]

Ordinance amending Administrative Code by adding Chapter 22C to create a Communications Regulatory Commission and repealing Sections 11.40, 11.41, 11.42, 11.43, 11.44 concerning the Telecommunications Policy Committee. Supervisor Bierman presented. Referred to Government Efficiency/Labor Committee.

File 097-93-066.

[Police Force Level of Staffing]

Ordinance amending Administrative Code by adding Section 3.18, establishing a minimum staffing level of police officers. Supervisors Maher, Conroy, Alioto presented. Referred to Budget Committee.

File 097-93-067.

[Amend Annual Appropriation Ordinance]

Draft ordinance amending Ordinance 298-93 (Annual Appropriation Ordinance) by adding Section 10.5 relating to adjustment of fringe benefit rates and appropriations. Supervisor Migden presented. Referred to Budget Committee.

File 101-93-002.03.

[Castro Street Neighborhood Commercial District]

Ordinance amending City Planning Code by amending Section 715.43 to amend the Castro Street Neighborhood Commercial District Zoning Control Table and to add text to end of table to allow for large fast food restaurant as a conditional use; adopting findings pursuant to City Planning Code Section 101.1. Supervisors Hallinan, Migden, Bierman, Alioto presented. Referred to Housing and Land Use Committee.

File 115-93-009.

Referred to Board

[American Business Women's Week]

Resolution urging his Honor, the Mayor, to proclaim March 18-20,

Monday, December 13, 1993

1994, as "American Business Women's Week" in San Francisco. Supervisors Kaufman, Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar December 20, 1993.

File 004-93-037.

Referred to Committee

[Walden House Application for Grant, Youthbuild]  
Resolution supporting Walden House in its application for a Department of Housing and Urban Development Grant entitled Youthbuild. Supervisor Alioto presented. Referred to Budget Committee with request it be considered at the December 22, 1993 meeting.

File 013-93-046.

Referred to Board

[Emergency Repairs, Apparatus Door, Fire Station 13]  
Resolution authorizing the Fire Department to take necessary measures to protect the health and safety of the citizens of San Francisco by performing the necessary work to replace the apparatus door at Fire Station 13. Supervisor Conroy presented. Referred to Board for Adoption Without Committee Reference Calendar December 20, 1993.

File 28-93-6

[Street Closing]  
Resolution authorizing temporary closing of portions of Townsend and Seventh Streets, from 12 noon December 30, 1993, through 12 noon January 1, 1994, for Fashion Center. Supervisor Migden presented. Referred to Board for Adoption Without Committee Reference Calendar December 20, 1993.

File 042-93-065.

Referred to Committee

[Change Churchill Street to Turk Murphy Lane]  
Resolution changing Churchill Street to Turk Murphy Lane. Supervisor Bierman presented. Referred to Housing and Land Use Committee.

File 075-93-004.

[Community House Program for the Homeless]  
Resolution urging the Mayor to apply for federal funds from the U.S. Department of Housing and Urban Development to acquire property and establish a Community House Program. Supervisors Leal, Kaufman presented. Referred to Health/Public Safety/Environment Committee.

File 083-93-002.

[Homeless Substance Abuse Treatment Facility]

Resolution urging the Mayor to seek federal funds from the Departments of Veterans Affairs and Housing and Urban Development for the establishment of a substance abuse treatment residence for the homeless. Supervisors Leal, Kaufman presented. Referred to Health/Public Safety/Environment Committee.

File 083-93-003.

[Police Force Budget]

Resolution urging the Mayor to urge the Police Chief and the Police Commission to prepare a budget for the Police Department that increases the police force to 1,971 full duty sworn officers pursuant to the consent decree agreed to by the City and County of San Francisco and authorized by the Federal District Court of Northern California. Supervisor Alioto presented. Referred to Budget Committee with request it be considered at the December 22, 1993 meeting.

File 100-93-018.

[Homestretch Initiative]

Resolution establishing the Homestretch Initiative program and allocating \$150,000 in public funds to its operations; inviting private foundations and corporations to contribute financially to the program; and urging his Honor, the Mayor, to conduct a performance review of the new program and to make findings and recommendations to the Board of Supervisors. Supervisors Kaufman, Leal presented. Referred to Health/Public Safety/Environment Committee.

File 100-93-019.

[Cultural Equity Endowment Funds]

Resolution urging the Mayor to make the Cultural Equity Endowment a budgetary priority and to release the allocated supplemental appropriation in the amount of \$764,700 to allow the Art Commission to proceed with the disbursement of the desperately needed funds to historically underserved communities. Supervisors Hallinan, Bierman presented. Referred to Budget Committee.

File 100-93-020.

[Housing for Homeless, Redevelopment Agency Funds]

Resolution urging the Redevelopment Agency to allocate \$1 to \$2 million to acquire and subsidize single room occupancy housing for the homeless through non-profit ownership and development. Supervisors Kaufman, Leal presented. Referred to Budget Committee.

File 161-93-012.



[Ballot Measure, Police Staffing]

Charter amendment (First Draft) adding Section 3.531-1 to establish and maintain a minimum staffing level of police officers for the City and County of San Francisco. Supervisors Maher, Conroy, Alioto presented. Referred to Rules Committee.

File 314-93-001.

Requests for Hearings:

File 100-93-017. [Requests for Supplemental Appropriations] Hearing to consider supplemental requests submitted by the District Attorney, Public Defender, Superior Court and Police Department. Supervisor Migden presented. Referred to Budget Committee with request it be considered at the December 15, 1993 meeting.

File 315-93-001. [City Hall Building Safety] Hearing to consider whether City Hall is structurally sound enough to occupy on a day to day basis and to address conflicting opinions regarding the current condition of the building. Supervisors Hsieh, Alioto presented. Referred to Housing and Land Use Committee.

File 316-93-001. [Parcel Tax for Libraries] Hearing to consider parcel tax of \$4 million for San Francisco Libraries. Supervisor Maher presented. Referred to Budget Committee.

Motions:

Referred to Board

File 030-93-005.19. [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. Supervisor Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar December 20, 1993.

File 058-93-025. [Condominium, Stoneridge, 1750 Geneva Avenue] Motion approving final map and condominium plan of 1750 Geneva Avenue, also known as Stoneridge, being a resubdivision of Lots 130, 131, 132, 133, 134 and 135 in Assessor's Block 6423; and adopting findings pursuant to City Planning Code Section 101.1. Supervisor Kaufman presented. Referred to Board for Adoption Without Committee Reference Calendar December 20, 1993.

Referred to Committee

File 165-93-010. [Management Audit, Homeless Programs] Motion directing the Budget Analyst to conduct a comprehensive management audit of programs affecting the homeless administered by the City and County of San Francisco. Supervisor Alioto presented. Referred to Budget Committee.

Introduced by the President at the Request of Departments

Ordinances Referred to Committee

File 101-93-037. [Appropriation, Art Commission] Appropriating \$26,570, Art Commission, for heat, light and power; providing for ratification of action previously taken; funded from Board Reserve. RO #93110 (Controller) Referred to Budget Committee.

File 101-93-038. [Appropriation] Appropriating \$101,859, for services of other departments (Police Security Services) for the Treasurer/Tax Collector and appropriating \$101,859 for overtime for the Police Department for Fiscal Year 1993-94; funded from interest earnings; providing for ratification of action previously taken. RO #93145 (Controller) Referred to Budget Committee.

File 101-93-039. [Appropriation, Registrar of Voters] Appropriating 175,000, Registrar of Voters, for other non-personal services (printing and postage) and capital outlay (DP Word Processing Equipment); funded from the General Fund Reserve. RO #93159. (Controller) Referred to Budget Committee

File 101-93-040. [Appropriation, Department of Public Health] Appropriating \$25,744,226, Department of Public Health, in Medi-Cal revenues, transferring \$23,258,015 to the General Fund and appropriating \$283,507 in salaries, mandatory fringe benefits and professional services (Pharmacy Program) and \$2,202,704 to reserve for health care - MIS for San Francisco General Hospital, appropriating \$23,258,015 in other non-personal services (SB 855 match) for Fiscal Year 1993-94; and providing for ratification of action previously taken; funded from SB 855 disproportionate share payment program revenues. RO #93160. (Controller) Referred to Budget Committee

File 101-93-041. [Appropriation, Municipal Railway] Appropriating \$1,493,022, Municipal Railway, for salaries-miscellaneous, fringe benefits, other non-personal services, materials and supplies, and facilities maintenance; subject of previous budgetary denial, for Muni maintenance and fuel costs; funded from the General Fund Reserve. RO #93165 (Controller) Referred to Budget Committee

File 101-93-042. [Appropriation, 911 Communication Center] Appropriating \$142,715, Police Department, for building repairs and equipment purchase (Mechanical Sewer Clearing Devices), for 911 Communication Center; funded from General Fund Reserve. RO #93166 (Controller) Referred to Budget Committee

File 101-93-043. [Appropriation, Recreation and Park] Appropriating \$200,000, Recreation and Park Department, for permanent salaries-miscellaneous, for the Zoo Partnership Agreement; funded from the General Fund Reserve. RO #93169 (Controller) Referred to Budget Committee

File 101-93-044. [Appropriation, Department of Public Works] Appropriating \$135,000, Department of Public Works, for permanent salaries-miscellaneous, and mandatory fringe benefits for the Street Cleaning Program; funded from the General Fund Reserve. RO #93170 (Controller) Referred to Budget Committee

File 101-93-045. [Appropriation, Chief Administrative Officer] Appropriating \$169,268, Chief Administrative Officer, for programmatic project for the creation of one position for the Fiscal Year 1993-94, for 911 Project Management to develop and implement a combined computer assisted dispatch system; funded from General Fund Reserve; companion measure to File 102-93-13. RO #93175 (Controller) Referred to Budget Committee

File 101-93-046. [Appropriation, District Attorney] Appropriating \$1,000,000, District Attorney, for permanent salaries and mandatory fringe benefits for Fiscal Year 1993-94, for the Misdemeanor Unit; funded from General Fund Reserve. RO #93163 (Controller) Referred to Budget Committee

File 101-93-047. [Appropriation, Fire Department] Appropriating \$4,900,000, Fire Department, for permanent salaries-uniform, overtime and related fringe benefits to maintain full staffing for Fiscal Year 1993-94; funded from General Fund Reserve; subject of previous budgetary denial. RO #93180 (Controller) Referred to Budget Committee

File 101-93-048. [Appropriation, Mayor's Office] Appropriating \$20,000, Mayor's Office - Community Development for professional services-special service contracts for Fiscal Year 1993-94, for Day Laborer Program; funded from Board Reserve. RO #93172 (Controller) Referred to Budget Committee

File 101-93-050. [Appropriation, Police Department] Appropriating \$1,740,693, Police Department, for permanent salaries, related fringe benefits, contractual services and materials and supplies for the creation of three positions for Fiscal Year 1993-94, subject of previous budgetary denial, for additional police services and three support staff; funded from General Fund Reserve; companion measure to File 102-93-16. RO #93178 (Controller) Referred to Budget Committee

File 101-93-052. [Appropriation] Appropriating \$500,000, for fees and other compensation for Public Defender and Superior Court for Fiscal Year 1993-94, for capital defense costs; subject of previous budgetary denial; funded from General Fund Reserve. RO #93161 (Controller) Referred to Budget Committee

File 101-93-053. [Appropriation] Ordinance appropriating \$2,851,037, Department of Community Health Services for miscellaneous revenues, salaries, materials and supplies and services of other departments and rescinding \$423,163 for salaries and mandatory fringe benefits; subject of previous budgetary denial; maintain service levels-second six months; funded from miscellaneous revenues and rescissions (\$588,701) and General Fund Reserve (\$2,262,336). RO #93176 (Controller) Referred to Budget Committee.

File 101-93-054. [Appropriation] Ordinance appropriating \$9,861,737, Laguna Honda Hospital for miscellaneous revenues, salaries, mandatory fringe benefits, other non-personal services, materials and supplies, equipment and services of other departments; subject of previous budgetary denial; maintain service levels, second six months; funded from miscellaneous revenues (\$8,336,016) and the General Fund Reserve (\$1,525,721). RO #93181 (Controller) Referred to Budget Committee.



File 101-93-055. [Appropriation] Ordinance appropriating \$7,658,823, San Francisco General Hospital for miscellaneous revenues, salaries, mandatory fringe benefits, professional services, materials and supplies and capital improvements; subject of previous budgetary denial; restore services for second six months; funded from miscellaneous revenues (\$2,693,750) and the General Fund Reserve (\$4,965,073). RO #93177 (Controller) Referred to Budget Committee.

File 101-93-061. [Appropriation] Ordinance appropriating \$1,416,638, Sheriff Department, for permanent salary for the creation of five positions; providing for ratification of action previously taken and subject of previous budgetary denial; for City Hall security and departmental salary costs; funded from the General Fund Reserve; companion measure to File 102-93-14. RO #93168 (Controller) Referred to Budget Committee.

File 101-93-062. [Appropriation, Jail Facility] Ordinance appropriating \$3,500,000, Sheriff Department, for capital improvement project (new Sheriff's jail facility); funded from the General Fund Reserve. RO #93164 (Controller) Referred to Budget Committee.

File 101-93-063. [Appropriation, Fingerprint Program] Ordinance appropriating \$5,778,015, Department of Social Services, for General Assistance and non-personal services (implement Fingerprinting Program); subject of previous budgetary denial; funded from Controller's Reserve (\$3,178,015) and General Fund Reserve (\$2,600,000). RO #93174 (Controller) Referred to Budget Committee.

File 101-93-064. [Appropriation, New Jobs Tax Credit Program] Ordinance appropriating \$120,847, Treasurer/Tax Collector for permanent salaries, mandatory fringe benefits, materials and supplies, equipment and services of other departments for the creation of four positions for New Jobs Tax Credit Program; companion measure to File 102-93-15. RO #93171 (Controller) Referred to Budget Committee.

File 101-93-065. [Appropriation, Indigent Defense Costs] Ordinance appropriating \$1,221,775, Superior Court for fees and other compensations, for Indigent Defense Costs; funded from the General Fund Reserve. RO #93162 (Controller) Referred to Budget Committee.

File 101-93-066. [Appropriation, Tax Collector Enhancements] Ordinance appropriating \$139,630, Treasurer/Tax Collector for permanent salaries, mandatory fringe benefits and equipment for the creation of two positions for tax collector enhancements; funded from Board Reserve; companion measure to File 102-93-15. RO #93173 (Controller) Referred to Budget Committee.

File 101-93-067. [Appropriation, Department of Public Health] Appropriating \$8,169,119, Department of Public Health - Community Mental Health, for miscellaneous revenues, salaries, mandatory fringe benefits, professional and other non-personal services, materials and supplies and services of other departments, for Fiscal Year 1993-94; subject of previous budgetary denial; restore services



for second six months of the Fiscal Year; funded from miscellaneous revenues (\$993,750) and General Fund Reserve (\$7,175,369). RO #93183 (Controller) Referred to Budget Committee

File 101-93-068. [Appropriation, Public Library] Appropriating \$4,000,000, Public Library, for permanent salaries, fringe benefits, equipment and books, for the creation of ninety-eight positions for Fiscal Year 1993-94; subject of previous budgetary denial; maintain service levels-second six months; funded from Board Reserve (in lieu of parcel tax); companion measure to File 102-93-12. RO #93102 (Controller) Referred to Budget Committee

File 102-93-012. [Public Employment, Add 98 Positions, Library] Ordinance amending Ordinance No. 242-93 (Annual Salary Ordinance, 1993-94) reflecting the addition of ninety-eight positions in the San Francisco Public Library; companion measure to File 101-93-68. (Civil Service Commission) Referred to Budget Committee.

File 102-93-013. [Public Employment, Add One Position] Ordinance amending Ordinance No. 242-93 (Annual Salary Ordinance, 1993-94) reflecting the addition of one position, Chief Administrative Officer's Department; companion measure to File 101-93-45. (Civil Service Commission) Referred to Budget Committee.

File 102-93-014. [Public Employment, Add Five Positions] Ordinance amending Ordinance No. 242-93 (Annual Salary Ordinance, 1993-94) reflecting the addition of five positions, Sheriff's Office; companion measure to File 101-93-61. (Civil Service Commission) Referred to Budget Committee.

File 102-93-015. [Public Employment, Add Six Positions] Ordinance amending Ordinance No. 242-93 (Annual Salary Ordinance, 1993-94) reflecting the addition of six positions in the Treasurer/Tax Collector Department; companion measure to Files 101-93-64 and 101-93-66. (Civil Service Commission) Referred to Budget Committee.

File 102-93-016. [Public Employment, Add Three Positions] Ordinance amending Ordinance No. 242-93 (Annual Salary Ordinance, 1993-94) reflecting the addition of three positions in the Police Commission Department; companion measure to File 101-93-50. (Civil Service Commission) Referred to Budget Committee.

#### Resolutions Referred to Committee

File 040-93-013. [Residential Permit Parking Area "F"] Revising time limitations for certain streets within Residential Parking Area "F", in the Jordan Park/Presidio Heights area. (Department of Parking and Traffic) Referred to Housing and Land Use Committee.

File 061-93-007. [Award Extension for SFWD Contract WD-2132RI] Granting extension of time for award of San Francisco Water Department Contract No. WD-213RI, SFWD-Millbrae Headquarters - Phase IIA, North Shops-Fuel Island. (Public Utilities Commission) Referred to Government Efficiency and Labor Committee.

File 089-93-010. [SDI Enrollment, Classification 0595]

Monday, December 13, 1993

Authorizing enrollment of Classification 0595 Fiscal Systems and Services Coordinator in the State Disability Insurance Program. (Mayor's Office of Employee Relations Division) Referred to Government Efficiency and Labor Committee.

File 093-93-016. [Amend MOU, Bricklayers Loc 3/Hod Carriers Loc 36] Ratifying Memorandum of Understanding with Bricklayers Local Union No. 3 and Hod Carriers Local Union No. 36. (Mayor's Office of Employee Relations Division) Referred to Government Efficiency and Labor Committee.

File 194-93-002. [Ford Foundation Grant] Authorizing the City Attorney to apply for, accept and expend \$20,000 from the Ford Foundation for support for the Code Enforcement Task Force. (City Attorney) Referred to Government Efficiency and Labor Committee.

File 270-93-006. [Earthquake Emergency Relief Fund Expenditure] Approving expenditure of \$226,137 from the Mayor's Earthquake Emergency Relief Fund to modernize certain equipment assigned to the Office of Emergency Services (OES), and to equip the Emergency Command Center (ECC) of the City and County of San Francisco. (Mayor's Office of Emergency Services) Referred to Budget Committee.

#### Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Conroy, that City Attorney prepare resolution urging the Mayor to urge the Public Utilities Commission to opt into the new 800 megahertz communication system for the Municipal Railway.

By Supervisor Kaufman, that City Attorney prepare ordinance that contains development standards for new single room occupancy (SRO) developments in San Francisco.

By Supervisor Kaufman, that City Attorney prepare ordinance that will require the Employee Relations Division, through the Department of Human Resources, to provide the Board of Supervisors with an itemized accounting of the cost of all memorandums that it submits for approval.

By Supervisor Kaufman, that Clerk of the Board prepare motion for reference to committee which directs the Clerk to amend the contract with the Budget Analyst to require his office to prepare a cost analysis of all employee memorandums of understanding.

By Supervisor Maher, that City Attorney prepare ordinance concerning a parcel tax of \$4 million for San Francisco Libraries. File 316-93-1.

By Supervisor Shelley, that letter of inquiry be sent to Director, Department of Parking and Traffic, to obtain a status report on enforcement of law prohibiting parking of cars for sale along 19th Avenue.

Monday, December 13, 1993

Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Vincent Courtney, Sr. (Supervisors Shelley, Migden, Maher, Leal, Hallinan, Bierman)  
Alberta Vertner (Supervisor Kennedy)  
Sean Hagan (Supervisor Hallinan)

File 2-93-49

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 7:59 p.m. adjourned.

John L. Taylor, Clerk

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Monday, December 13, 1993

Approved by the Board of Supervisors on March 14, 1994

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor  
Clerk of the Board of Supervisors













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**Vol. 88**

**No. 50**

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**Monday, December 20, 1993**

# **Journal of Proceedings Board of Supervisors**

**City and County of San Francisco**



JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

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Monday, December 20, 1993 - 2:00 p.m.

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The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Angela Alioto presiding.

CALLING THE ROLL

The meeting was called to order at 2:12 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Conroy, Hallinan, Hsieh, Kennedy, Leal, Maher - 7.

Noted absent at first roll call:

Supervisors Bierman, Kaufman, Migden, Shelley - 4.

Quorum present.

Supervisor Bierman was noted present at 2:14 p.m.

Supervisor Kaufman excused, on official leave of absence.

Supervisor Migden was noted present at 2:13 p.m.

Supervisor Shelley was noted present at 2:13 p.m.

APPROVAL OF JOURNALS

There being no errors, corrections or omissions, Supervisor Kennedy, seconded by Supervisor Maher, moved that the Journals of Proceedings for Monday, July 19, July 26, and August 2, 1993, be approved.

Motion carried by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Kaufman - 1.

Presentation Made

Supervisor Hallinan introduced and welcomed Darryl Robinson, city employee from the Department of Parking and Traffic, for the purpose of presenting him with a certificate of honor for his heroic and humanitarian act when he witnessed an accident involving a bicyclist who was struck by a train and waved the operator to stop and helped pull Professor David Wall from under. This act saved Mr. Wall's life and he is present in the Chamber today.

There being no objection, on motion by Supervisor Hallinan, seconded by Supervisor Kennedy, the privilege of the floor was granted to Mr. Robinson.

Mr. Robinson thanked the Board of Supervisors for the honor bestowed upon him.

CONSENT CALENDAR

Recommendations of Budget Committee

Passed for Second Reading

[Appropriation for Audit of the Viacom Cablevision]  
Ordinance appropriating \$39,858, Board of Supervisors, for non-personal services (audit of Viacom Cablevision), funded from Cable Television Access and Development Fund balance; providing for ratification of action previously taken. (Controller)

File 101-93-36, Ordinance No.

Passed for second reading.

[Appropriation, Registrar of Voters]  
Ordinance appropriating 175,000, Registrar of Voters, for other non-personal services (printing and postage) and capital outlay (DP Word Processing Equipment); funded from the General Fund Reserve. (Supervisor Alioto)

File 101-93-39, Ordinance No.

Passed for second reading.

[Appropriation, 911 Communication Center]  
Ordinance appropriating \$142,715, Police Department, for building repairs and equipment purchase (Mechanical Sewer Clearing Devices), for 911 Communication Center; funded from General Fund Reserve. (Supervisor Alioto)

File 101-93-42, Ordinance No.

Passed for second reading.



Monday, December 20, 1993

[Appropriation, Jail Facility]

Ordinance appropriating \$3,500,000, Sheriff Department, for capital improvement project (new Sheriff's jail facility); funded from the General Fund Reserve. (Supervisor Alioto)

File 101-93-62, Ordinance No.

Passed for second reading.

Recommendations of Government Efficiency and Labor Committee

Passed for Second Reading

[Settlement of Litigation of Jonathan Pesner]

Ordinance authorizing settlement of litigation of Jonathan Pesner against the City and County by payment of \$60,000. (City Attorney)

File 45-93-87, Ordinance No.

(Superior Court No. 946-980)

Passed for second reading.

[Settlement of Litigation of Jean Ingersoll]

Ordinance authorizing settlement of litigation of Jean Ingersoll against the City and County by payment of \$22,500. (City Attorney)

File 45-93-88, Ordinance No.

(Superior Court No. 938-285)

Passed for second reading.

[Settlement of Litigation of Paul A. Cortes Jr.]

Ordinance authorizing settlement of litigation of Paul A. Cortes, Jr. against the City and County by payment of \$62,500. (City Attorney)

File 45-93-89, Ordinance No.

(Superior Court No. 936-158.)

Passed for second reading.

[Settlement of litigation, State of California]

Ordinance authorizing settlement of City and County v. State of California in the sum of \$97,196. (City Attorney)

File 46-93-17, Ordinance No.

Monday, December 20, 1993

(Superior Court Nos. 926607, 939690, 930235, 938972, 935548, 934356, 932028 and 937161.)

Passed for second reading.

[South Terminal Boarding Areas B & C Concessions]  
Ordinance approving the "South Terminal Boarding Areas "B" and "C" Principal Retail Concession Lease" between Host International, Inc., and the City and County, acting by and through its Airports Commission. (Airports Commission)

File 62-93-3, Ordinance No.

Passed for second reading.

[Alameda County Solid Waste Agreement Amendment]  
Ordinance authorizing Chief Administrative Officer to execute amendment to Intercounty Agreement with Alameda County Waste Management Authority. (Chief Administrative Officer)

File 172-93-46, Ordinance No.

Passed for second reading.

Adopted

[Revised 1992-94 Comprehensive Tobacco Control Plan]  
Resolution adopting the revised 1992-94 Comprehensive Control Plan and Budget and revised Supplemental Perinatal Outreach Plan. (Department of Public Health)

File 146-92-45.2, Resolution No. 1021-93

Adopted.

[AB99 Reduced Allocation]  
Resolution authorizing the Department of Public Health, Community Public Health, Bureau of Health Promotion and Education, to reduce its expenditure of the AB99 State Allocation by \$121,290, pursuant to the revised 1992-94 Comprehensive Tobacco Control Plan and Budget, and the revised supplemental Perinatal Outreach Plan and Budget, which amount includes indirect costs of \$257,146. (Department of Public Health)

File 146-92-46.13, Resolution No. 1022-93

Adopted.

Monday, December 20, 1993

[Unlitigated Claim of Colleen Garvey]

Resolution approving the settlement of the unlitigated claim of Colleen Garvey in the sum of \$26,309.62. (City Attorney)

File 48-93-27, Resolution No. 1027-93

Adopted.

[Lease Renewal at Fox Plaza, 1390 Market St.]

Resolution authorizing a lease renewal at Fox Plaza, 1390 Market Street, for the City Attorney. (Real Estate Department)

File 64-93-28, Resolution No. 1019-93

Adopted.

[Live Scan Terminal Project]

Resolution authorizing the Chief of Police to apply for retroactively, accept and expend funds in the amount of Forty-Four Thousand Six Hundred Eighty-Two (\$44,682) Dollars based on seventy percent of the total grant award, for new funding for the Live Scan Terminal Project plus cash match of Nineteen Thousand One Hundred Forty-Nine (\$19,149) Dollars. (Police Department)

File 143-93-6, Resolution No. 1030-93

Adopted.

[Agreement with University of California, S.F.]

Resolution authorizing the Mayor's Office of Children, Youth and Their Families to enter into an agreement with the University of California, San Francisco, for mental health intervention services, which agreement provides for dual indemnification from claims or other damages which may arise as a result of performance under said agreement. (Mayor's Office of Children, Youth, and Their Families)

File 172-93-44, Resolution No. 1033-93

Adopted.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Kaufman - 1.

Monday, December 20, 1993

REGULAR CALENDAR

UNFINISHED BUSINESS

Recommendation of Budget Committee

Finally Passed

[Recorder's Filing Fees]

Ordinance amending Administrative Code, to authorize the collection of additional filing fees pursuant to state law and creating a Recorder's Access and Indexing Fund. (County Clerk-Recorder)

File 97-93-62, Ordinance No. 420-93

(Fiscal Impact.)

(Amends Section 8.24-1;  
Adds Section 8.24-4.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Kaufman - 1.

From Budget Committee Without Recommendation

Consideration Continued

[Municipal Railway Fare Increases]

Resolution making a finding concerning proposed revisions of the Municipal Railway fare schedule relating to senior and disabled discount fares. (Supervisor Bierman)

File 7-93-16, Resolution No.

Supervisor Migden, seconded by Supervisor Hsieh, moved to continue consideration to January 18, 1994.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Kaufman - 1.

[Municipal Railway Fare Increases]

Resolution approving a revised fare schedule for the Municipal Railway; Senior and Disabled discount fares. (Supervisor Bierman)

File 7-93-16.1, Resolution No.



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Supervisor Migden, seconded by Supervisor Hsieh, moved to continue consideration to January 18, 1994.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Kaufman - 1.

Recommendation of Economic Vitality and Social Policy Committee

Consideration Continued

[Graffiti Abatement]

Ordinance amending Public Works Code, prohibiting graffiti on public and private property, declaring the existence of graffiti on public or private property to be a nuisance, authorizing the Director of the Department of Public Works to order the removal of graffiti and to impose a lien on private property in order to recover the cost of graffiti abatement; amending Chapter 10 of the Administrative Code by establishing a Graffiti Abatement Fund. (Supervisor Conroy)

File 123-93-2, Ordinance No.

(Adds Public Works Code Article 23, Sections 1300 through 1309; Adds Administrative Code Section 10.117-111.)

Supervisor Conroy, seconded by Supervisor Leal, moved to continue consideration to January 3, 1994.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Kaufman - 1.

From Housing and Land Use Committee Without Recommendation

Adopted

[Residential Energy Conservation]

Resolution endorsing those changes and providing findings as to the local conditions requiring changes from the California Building Standards Code, as required by the California Health and Safety Code. (Supervisor Alioto)

File 125-93-3.1, Resolution No. 1029-93

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Leal, Migden, Shelley - 7.

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Noes: Supervisors Conroy, Kennedy, Maher - 3.

Absent: Supervisor Kaufman - 1.

Passed for Second Reading as Amended

[Residential Energy Conservation]  
((Ordinance amending Housing Code to change the definition of accessible attic space, and to increase the limit of expenditure for compliance with requirements)); companion measure to File 125-93-3.1. (Supervisor Alioto)

Ordinance amending Housing Code by amending Section 1209 to increase the limit of expenditure (from \$1,000 to \$1,300) for compliance with residential energy conservation requirements.

File 125-93-3, Ordinance No.

(Amends Sections ((1204,)) 1209.)

Supervisor Bierman, seconded by Supervisor Hallinan, moved to amend page one through four by deleting reference to amending Section 1204.

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Kaufman - 1.

Supervisor Leal, seconded by Supervisor Bierman, moved to amend page four, lines 14 and 15 by deleting "plus 3% annual increase every year after January 1, 1994".

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Kaufman - 1.

The roll was then called on the pending ordinance and it was passed for second reading as amended by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Leal, Migden, Shelley - 7.

Noes: Supervisors Conroy, Kennedy, Maher - 3.

Absent: Supervisor Kaufman - 1.

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From Government Efficiency and Labor Committee  
"Without Recommendation"

Finally Passed

[Street Vacation]

Ordinance ordering vacation of a portion of Bronte Street, Bradford Street and Ogden Avenue (Market Heights Development Project) and adopting findings pursuant to City Planning Code Section 101.1. (Supervisor Shelley)

File 164-93-2.1, Ordinance No. 421-93

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Kaufman - 1.

From Redevelopment Agency

Refused Adoption

[Final Negative Declaration - Redevelopment Project Merger]  
Resolution adopting Final Negative Declaration of Environmental Impact, finding and determining that the proposed amendments to the Embarcadero-Lower Market (Golden Gateway) approved Redevelopment Project Area E-1; Hunters Point approved Redevelopment Project Area; India Basin Industrial Park Redevelopment Project Area; Rincon Point - South Beach Project Area; Yerba Buena Center approved Redevelopment Project Area; Western Addition Project Area A-2; and South of Market Earthquake recovery Redevelopment Project Area for purposes of merging said project areas into one Merged Redevelopment Project, will not have a significant impact on the environment, and adopting and incorporating findings of Final Negative Declaration of environmental impact.

File 161-93-9.1, Resolution No.

Refused adoption by the following vote:

Ayes: Supervisors Bierman, Conroy, Kennedy, Leal, Shelley - 5.

Noes: Supervisors Alioto, Hallinan, Hsieh, Maher, Migden - 5.

Absent: Supervisor Kaufman - 1.

Tabled

[Redevelopment Plan Amendment]

Ordinance amending Ordinance No. 273-64, which approved the Redevelopment Plan for the Western Addition approved project Area A-2, and ordinances amending said Redevelopment Plan, namely

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ordinances numbered 264-70, 288-76, 491-86, 452-87, and 271-92, by further amending said Redevelopment Plan to merge the Western Addition approved project Area A-2 into a merged Redevelopment Project consisting of the Embarcadero-Lower Market (Golden Gateway) approved Project Area E-1; Hunters Point approved Redevelopment Project Area; India Basin Industrial Park Redevelopment Project Area; Rincon Point-South Beach Project Area; Yerba Buena Center Approved Redevelopment Project Area; South of Market Earthquake Recovery Redevelopment Project Area and the Western Addition approved project Area A-2, with additional amendments to said Redevelopment Plan necessary for and to implement said merger.

File 11-93-1, Ordinance No.

Supervisor Maher, seconded by Supervisor Hallinan, moved to table.

Motion to table adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Kaufman - 1.

[Redevelopment Plan Amendment]

Ordinance amending Ordinance No. 26-69, which approved the Redevelopment Plan for the India Basin Industrial Park Redevelopment Project Area, and ordinances amending said Redevelopment Plan, namely ordinances numbered 474-86 and 141-87, by further amending said Redevelopment Plan to merge the India Basin Industrial Park Redevelopment Project Area into a merged Redevelopment Project consisting of the Embarcadero-Lower Market (Golden Gateway) approved Redevelopment Project Area E-1; Hunters Point approved Redevelopment Project Area; Rincon Point-South Beach Project Area; Yerba Buena Center approved Redevelopment Project Area; Western Addition approved Project area A-2; South of Market Earthquake recovery Redevelopment Project Area and the India Basin Industrial Park Redevelopment Project Area; with additional amendments to said Redevelopment Plan necessary for and to implement said merger.

File 67-93-1, Ordinance No.

Supervisor Maher, seconded by Supervisor Hallinan, moved to table.

Motion to table adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Kaufman - 1.



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[Redevelopment Plan Amendment]

Ordinance amending Ordinance No. 25-69, which approved the Redevelopment Plan for the Hunters Point approved Redevelopment Project Area, and ordinances amending said Redevelopment Plan namely ordinances numbered 28-70 and 475-86, by further amending said Redevelopment Plan to merge the Hunters Point Approved Redevelopment Project Area into a merged Redevelopment project consisting of the Embarcadero-Lower Market (Golden Gateway) approved Redevelopment Project Area E-1; India Basin Industrial Park Redevelopment Project Area; Rincon Point-South Beach Project Area; Yerba Buena Center approved Redevelopment Project Area; Western Addition approved project Area A-2; South of Market Earthquake Recovery Redevelopment Project Area and the Hunters Point approved Redevelopment Project Area; with additional amendments to said Redevelopment Plan necessary for and to implement said merger.

File 71-93-2, Ordinance No.

Supervisor Maher, seconded by Supervisor Hallinan, moved to table.

Motion to table adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Kaufman - 1.

[Redevelopment Plan Amendment]

Ordinance amending Ordinance No. 234-90, which approved the Redevelopment Plan for the South of Market Earthquake Recovery Project Area, by amending said Redevelopment Plan to merge the South of Market Earthquake Recovery Project Area into a merged redevelopment Project consisting of the Embarcadero-Lower Market (Golden Gateway) approved Redevelopment Project Area E-1; Hunters Point approved Redevelopment Project Area; India Basin Industrial park Redevelopment Project Area; Yerba Buena Center approved Redevelopment Project Area; Western Addition approved project Area A-2; Rincon Point-South Beach Project Area; South of Market Earthquake Recovery Project Area; with additional amendments to said Redevelopment Plan necessary for and to implement said merger.

File 73-93-1, Ordinance No.

Supervisor Maher, seconded by Supervisor Hallinan, moved to table.

Motion to table adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Kaufman - 1.

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Adopted

Motion to refer proposed amendment to add a new Section 12 to the Embarcadero-Lower Market (Golden Gateway) Approved Redevelopment Area E-1 to the Redevelopment Agency Commission for consideration.

Supervisor Shelley, seconded by Supervisor Bierman, moved to request the Redevelopment Agency to consider adding a new Section 12 to the Embarcadero-Lower Market (Golden Gateway) Approved Redevelopment Area E-1 Plan.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Kaufman - 1.

After a period of time, President Cynthia Choy Ong appeared and reported that the Redevelopment Agency Commission had met and approved the proposed amendment to File 73-93-2.

Tabled as Amended

[Redevelopment Plan Amendment]  
Ordinance amending Ordinance No. 301-59, which approved the Redevelopment Plan for the Embarcadero-Lower Market (Golden Gateway) Approved Redevelopment Project Area E-1, and ordinances amending said Redevelopment Plan, namely ordinances 208-61, 194-64, 196-64, 123-67, 204-68, 479-76 and 476-86, by further amending said Redevelopment Plan to merge the Embarcadero-Lower Market (Golden Gateway) approved Redevelopment Project Area E-1 into a Merged Redevelopment Project consisting of the Hunters Point Approved Redevelopment Project Area; India Basin Industrial Park Redevelopment Project Area; Rincon Point-South Beach Project Area; Yerba Buena Center approved Redevelopment Project Area; Western Addition approved project Area A-2; South of Market Earthquake Recovery Redevelopment Project Area and the Embarcadero-Lower Market (Golden Gateway) approved Redevelopment Project Area E-1; with additional amendments to said Redevelopment Plan necessary for and to implement said merger.

File 73-93-2, Ordinance No.

Supervisor Shelley, seconded by Supervisor Bierman, moved to amend page six by adding a new section to read as follows: "Section 12: No tax increment from the Golden Gateway component of the Merged Redevelopment Project may be allocated to the Redevelopment Agency until each specific expenditure of such increment has been expressly approved by the Board of Supervisors."

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Kaufman - 1.

Monday, December 20, 1993

Supervisor Maher, seconded by Supervisor Hallinan, moved to table.

Tabled by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Kaufman - 1.

[Redevelopment Plan Amendment]

Ordinance amending Ordinance No. 98-66, which approved the Redevelopment Plan for the Yerba Buena Center Approved Redevelopment Project, and ordinances amending said Redevelopment Plan, namely ordinances numbered 201-71, 393-73, 386-76, 367-77, 420-79, 538-81, and 477-86, by further amending said Redevelopment Plan to Merge the Yerba Buena Center Approved Redevelopment Project into a Merged Redevelopment Project consisting of the Embarcadero-Lower Market (Golden Gateway) Approved Redevelopment Project Area E-1, Hunters Point approved Redevelopment Project Area; India Basin Industrial park Redevelopment Project Area; Rincon Point-South Beach Project Area; Western Addition Approved Project Area A-2; South of Market Earthquake Recovery Project Area Yerba Buena Center approved Redevelopment Project, with additional amendments to said Redevelopment Plan necessary for and to implement said merger.

File 91-93-2, Ordinance No.

Supervisor Maher, seconded by Supervisor Hallinan, moved to table.

Tabled by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Kaufman - 1.

[Redevelopment Plan Amendment]

Ordinance amending Ordinance No. 14-81, which approved the Redevelopment Plan for the Rincon Point-South Beach Project Area and ordinances amending said Redevelopment Plan, namely ordinances numbered 50-84, 405-91, 137-92 and 270-92, by further amending said Redevelopment Plan to merge the Rincon Point-South Beach Project Area into a merged Redevelopment project consisting of the Embarcadero-Lower Market (Golden Gateway) approved Redevelopment Project Area E-1, Hunters Point approved Redevelopment Project Area; India Basin Industrial park Redevelopment Project Area; Rincon Point-South Beach Project Area; Yerba Buena Center approved Redevelopment Project Area; Western Addition Approved Project Area A-2; South of Market Earthquake Recovery Project Area Yerba Buena Center approved Redevelopment Project, with additional amendments to said Redevelopment Plan necessary for and to implement said merger.



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File 151-93-1, Ordinance No.

Supervisor Maher, seconded by Supervisor Hallinan, moved to table.

Tabled by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Kaufman - 1.

NEW BUSINESS

Recommendations of Budget Committee

Passed for Second Reading

[Government Funding]

Ordinance appropriating \$155,000, Human Rights Commission, for permanent and temporary salaries, and mandatory fringe benefits, for the creation of one position; subject of previous budgetary denial. (Supervisor Alioto)

File 101-93-20, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kennedy, Leal, Migden, Shelley - 8.

Noes: Supervisor Maher - 1.

Absent: Supervisors Hsieh, Kaufman - 2.

[Public Employment]

Ordinance amending Annual Salary Ordinance, 1993-94, Human Rights Commission, reflecting the addition of one position (Classification 2996 Representative, Human Rights Commission); this position is a restoration by the Mayor's Office to Human Rights Commission Fiscal Year 1993-94 Budget; companion measure to File 101-93-20. (Supervisor Alioto)

File 102-93-10, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kennedy, Leal, Migden, Shelley - 8.

Noes: Supervisor Maher - 1.

Absent: Supervisors Hsieh, Kaufman - 2.



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[Appropriation, Art Commission]

Ordinance appropriating \$26,000, Art Commission, for heat, light and power; providing for ratification of action previously taken; funded from Board Reserve. (Controller)

File 101-93-37, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kennedy, Leal, Migden, Shelley - 8.

Noes: Supervisor Maher - 1.

Absent: Supervisors Hsieh, Kaufman - 2.

[Appropriation, Department of Public Health]

Ordinance appropriating \$23,258,015, Department of Public Health, in Medi-Cal revenues, transferring \$23,258,015 to the General Fund and appropriating \$283,507 in salaries, mandatory fringe benefits and professional services (Pharmacy Program) appropriating \$23,258,015 in other non-personal services (SB 855 match) for Fiscal Year 1993-94; and providing for ratification of action previously taken; funded from SB 855 disproportionate share payment program revenues. (Supervisor Alioto)

File 101-93-40, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kennedy, Leal, Migden, Shelley - 9.

Noes: Supervisor Maher - 1.

Absent: Supervisor Kaufman - 1.

[Appropriation, Municipal Railway]

Ordinance appropriating \$693,022, Municipal Railway, for salaries-miscellaneous, fringe benefits, other non-personal services, materials and supplies, and facilities maintenance; subject of previous budgetary denial, for Muni maintenance and fuel costs; funded from the General Fund Reserve; placing \$50,000 on reserve. (Controller)

File 101-93-41, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kennedy, Leal, Migden, Shelley - 9.

Noes: Supervisor Maher - 1.

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Absent: Supervisor Kaufman - 1.

[Appropriation, Department of Public Works]  
Ordinance appropriating \$132,485, Department of Public Works, for permanent salaries-miscellaneous, and mandatory fringe benefits for the Street Cleaning Program; funded from the General Fund Reserve. (Controller)

File 101-93-44, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kennedy, Leal, Migden, Shelley - 9.

Noes: Supervisor Maher - 1.

Absent: Supervisor Kaufman - 1.

[Appropriation, Chief Administrative Officer]  
Ordinance appropriating \$161,893, Chief Administrative Officer, for programmatic project for the creation of one position for the Fiscal Year 1993-94, for 911 Project Management to develop and implement a combined computer assisted dispatch system; funded from General Fund Reserve; placing \$100,000 on reserve. (Supervisor Alioto)

File 101-93-45, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Kaufman - 1.

[Public Employment, Add One Position]  
Ordinance amending Ordinance No. 242-93 (Annual Salary Ordinance, 1993-94) reflecting the addition of one position, Chief Administrative Officer's Department; companion measure to File 101-93-45. (Civil Service Commission)

File 102-93-13, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Kaufman - 1.

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[Appropriation, Fire Department]

Appropriating \$4,900,000, Fire Department, for permanent salaries-uniform, overtime and related fringe benefits to maintain full staffing for Fiscal Year 1993-94; funded from General Fund Reserve; subject of previous budgetary denial. (Controller)

File 101-93-47, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Kaufman - 1.

[Appropriation]

Ordinance appropriating \$2,851,037, Department of Community Health Services for miscellaneous revenues, salaries, materials and supplies and services of other departments and rescinding \$423,163 for salaries and mandatory fringe benefits; subject of previous budgetary denial; maintain service levels, second six months; funded from miscellaneous revenues and rescissions (\$588,701) and General Fund Reserve (\$2,262,336). (Supervisor Alioto)

File 101-93-53, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kennedy, Leal, Migden, Shelley - 9.

Noes: Supervisor Maher - 1.

Absent: Supervisor Kaufman - 1.

[Appropriation]

Ordinance appropriating \$9,861,737, Laguna Honda Hospital for miscellaneous revenues, salaries, mandatory fringe benefits, other non-personal services, materials and supplies, equipment and services of other departments; subject of previous budgetary denial; maintain service levels, second six months; funded from miscellaneous revenues (\$8,336,016) and the General Fund Reserve (\$1,525,721). (Supervisor Alioto)

File 101-93-54, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kennedy, Leal, Migden, Shelley - 9.

Noes: Supervisor Maher - 1.

Absent: Supervisor Kaufman - 1.

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[Appropriation]

Ordinance appropriating \$7,658,823, San Francisco General Hospital for miscellaneous revenues, salaries, mandatory fringe benefits, professional services, materials and supplies and capital improvements; subject of previous budgetary denial; restore services for second six months of fiscal year; funded from miscellaneous revenues (\$2,693,750) and the General Fund Reserve (\$4,965,073). (Supervisor Alioto)

File 101-93-55, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kennedy, Leal, Migden, Shelley - 9.

Noes: Supervisor Maher - 1.

Absent: Supervisor Kaufman - 1.

[Appropriation]

Ordinance appropriating \$1,385,838, Sheriff Department, for permanent salary for the creation of five positions; providing for ratification of action previously taken and subject of previous budgetary denial; for City Hall security and departmental salary costs; funded from the General Fund Reserve. (Supervisor Alioto)

File 101-93-61, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Kaufman - 1.

[Public Employment, Add Five Positions]

Ordinance amending Ordinance No. 242-93 (Annual Salary Ordinance, 1993-94) reflecting the addition of five positions, Sheriff's Office; companion measure to File 101-93-61. (Civil Service Commission)

File 102-93-14, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Kaufman - 1.



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[Appropriation]

Ordinance appropriating \$5,678,015, Department of Social Services, for General Assistance and non-personal services; subject of previous budgetary denial; funded from Controller's Reserve (\$3,178,015) and General Fund Reserve (\$2,500,000). (Controller)

File 101-93-63, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kennedy, Leal, Migden, Shelley - 9.

Noes: Supervisor Maher - 1.

Absent: Supervisor Kaufman - 1.

[Appropriation, Department of Public Health]

Ordinance appropriating \$8,169,119, Department of Public Health - Community Mental Health, for miscellaneous revenues, salaries, mandatory fringe benefits, professional and other non-personal services, materials and supplies and services of other departments, for Fiscal Year 1993-94; subject of previous budgetary denial; restore services for second six months of the Fiscal Year; funded from miscellaneous revenues (\$993,750) and General Fund Reserve (\$7,175,369). (Supervisor Alioto)

File 101-93-67, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kennedy, Leal, Migden, Shelley - 9.

Noes: Supervisor Maher - 1.

Absent: Supervisor Kaufman - 1.

[Appropriation, Public Library]

Ordinance appropriating \$4,000,000, Public Library, for permanent salaries, fringe benefits, equipment and books, for the creation of ninety-eight positions for Fiscal Year 1993-94; subject of previous budgetary denial; maintain service levels-second six months; funded from Board Reserve (in lieu of parcel tax). (Supervisor Alioto)

File 101-93-68, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kennedy, Leal, Migden, Shelley - 8.

Noes: Supervisor Maher - 1.

Absent: Supervisors Hsieh, Kaufman - 2.

[Public Employment, Add 98 Positions, Library]  
Ordinance amending Ordinance No. 242-93 (Annual Salary Ordinance, 1993-94) reflecting the addition of ninety-eight positions in the Public Library; companion measure to File 101-93-68. (Supervisor Alioto)

File 102-93-12, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kennedy, Leal, Migden, Shelley - 8.

Noes: Supervisor Maher - 1.

Absent: Supervisors Hsieh, Kaufman - 2.

Adopted

[Supplemental Appropriation]  
Motion directing the Clerk of the Board to submit to the Mayor a request for a supplemental appropriation to cover the cost of Budget Analyst review of Memorandums of Understanding. (Supervisor Kaufman)

File 69-93-2

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kennedy, Leal, Migden, Shelley - 8.

Noes: Supervisor Maher - 1.

Absent: Supervisors Hsieh, Kaufman - 2.

Recommendations of Joint Budget/Government  
Efficiency and Labor Committee

Adopted

[MOU - Agreement to Extend]  
Resolution ratifying addendum to Memorandum of Understanding with San Francisco Firefighters Union, Local 798. (Office of Mayor's Employee Relations Division)

File 93-93-14, Resolution No. 1028-93

Adopted by the following vote:

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Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kennedy, Leal, Maher, Migden, Shelley - 9.

Absent: Supervisors Hsieh, Kaufman - 2.

Passed for Second Reading

[Addendum to MOU - Firefighters]

Ordinance implementing an amendment to the provisions of the agreement between San Francisco Firefighters Union, Local 798 and City and County pursuant to Charter Section 8.590 et seq., effective July 1, 1993. (Office of Mayor's Employee Relations Division)

File 93-93-14.1, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kennedy, Leal, Maher, Migden, Shelley - 9.

Absent: Supervisors Hsieh, Kaufman - 2.

Recommendations of Government Efficiency and Labor Committee

Passed for Second Reading

[City Planning Membership in Various Organizations]

Ordinance amending Administrative Code, to provide for Department of City Planning membership in various organizations and to change names of given organizations to reflect current organizational titles. (Department of City Planning)

File 97-93-61, Ordinance No.

(Amends Section 16.6-13.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kennedy, Leal, Maher, Migden, Shelley - 9.

Absent: Supervisors Hsieh, Kaufman - 2.

Adopted

[Gifts Valued at \$112,000 for Recreation & Park]

Resolution accepting two gifts valued at \$112,000, for use by the Recreation and Park Department; providing for ratification of action previously taken. (Recreation and Park Department)

File 38-93-14, Resolution No. 1025-93

Adopted by the following vote:

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Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kennedy, Leal, Maher, Migden, Shelley - 9.

Absent: Supervisors Hsieh, Kaufman - 2.

[Lease, 450 Seventh Street, Police Department]  
Resolution authorizing a revocable license at 450 Seventh Street for the Police Department; providing for ratification of action previously taken. (Real Estate Department)

File 64-93-29, Resolution No. 1020-93

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kennedy, Leal, Maher, Migden, Shelley - 9.

Absent: Supervisors Hsieh, Kaufman - 2.

[Bridge Replacement and Rehabilitation Program]  
Resolution authorizing retroactively the Director of Public Works to apply for, accept and expend \$750,000 in Federal funds for seismic retrofitting, modifications, and rehabilitation of Oakdale Avenue bridge, foregoing reimbursement of indirect costs; placing \$600,000 on reserve. (Department of Public Works)

File 148-93-10, Resolution No. 1031-93

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kennedy, Leal, Maher, Migden, Shelley - 9.

Absent: Supervisors Hsieh, Kaufman - 2.

[Transportation Enhancement Activities Grant]  
Resolution authorizing the Department of Public Works to apply for, accept and expend, Federal grant funds in the amount of \$769,000 from the Transportation Enhancement and Activities Program for pedestrian improvements in the Union Square Area. (Department of Public Works)

File 148-93-11, Resolution No. 1032-93

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kennedy, Leal, Maher, Migden, Shelley - 9.

Absent: Supervisors Hsieh, Kaufman - 2.



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[Contract with California Youth Authority]  
Resolution authorizing the Chief Probation Officer of the Juvenile Probation Department to enter into a contract with California Youth Authority for emergency custody of a juvenile ward of the court from the City and County; providing for ratification of action previously taken. (Juvenile Probation Department)

File 172-93-45, Resolution No. 1034-93

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kennedy, Leal, Maher, Migden, Shelley - 9.

Absent: Supervisors Hsieh, Kaufman - 2.

Recommendations of Economic Vitality and Social Policy Committee

Adopted

[Gender Specific Program Funding]  
Resolution urging the Mayor to urge the Director of the Mayor's Office of Children, Youth and Families to fund more gender specific programs. (Supervisors Kennedy, Kaufman, Conroy, Shelley)

File 185-93-1, Resolution No. 1035-93

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kennedy, Leal, Maher, Migden, Shelley - 9.

Absent: Supervisors Hsieh, Kaufman - 2.

In connection with the above item, Supervisor Shelley requested to be added as co-sponsor.

[Mission District Branch Library Renovation Plans]  
Resolution urging the Mayor to review any and all sources of funds to pay for all costs incurred in relocating the Mission District Branch Library to a temporary site for the twenty-eight (28) month duration of seismic retrofitting and general rehabilitation of the existing facility and urging the Mayor to reconsider the supplemental appropriation request made by the Public Library for such relocation assistance. (Supervisors Leal, Kennedy, Kaufman, Conroy, Shelley)

File 226-93-2, Resolution No. 1037-93

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kennedy, Leal, Maher, Migden, Shelley - 9.

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Absent: Supervisors Hsieh, Kaufman - 2.

Recommendations of Health, Public Safety and Environment Committee

Adopted

[Indigent Health Care Policy]

Resolution establishing a policy for the City and County to provide mental health service to indigent victims and perpetrators of violence and urging the Mayor to urge the Department of Public Health to provide services for individuals court ordered to treatment and individuals who are victims of violence who are indigent. (Supervisors Shelley, Alioto, Hallinan)

File 43-93-3, Resolution No. 1038-93

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kennedy, Leal, Maher, Migden, Shelley - 9.

Absent: Supervisors Hsieh, Kaufman - 2.

Adopted as Amended

[Confiscation of Shopping Carts Investigation]

Resolution urging the City Attorney and the District Attorney to investigate possible violations of civil, police and various department policy orders in connection with the recent confiscation of shopping carts, and urging the Mayor to urge the Police Department to issue a statement clarifying its policy regarding cessation of confiscation of shopping carts. (Supervisors Alioto, Bierman)

File 207-93-20, Resolution No. 1036-93

Supervisor Hallinan, seconded by Supervisor Leal, moved to amend title, line two and line 23, after "the" by inserting "City Attorney and the". New title to read: "Resolution urging the City Attorney and the District Attorney to investigate possible violations of civil, police and various department policy orders in connection with the recent confiscation of shopping carts, and urging the Mayor to urge the Police Department to issue a statement clarifying its policy regarding cessation of confiscation of shopping carts."

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kennedy, Leal, Maher, Migden, Shelley - 9.

Absent: Supervisors Hsieh, Kaufman - 2.

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Adopted as amended by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Leal, Migden, Shelley - 6.

Noes: Supervisors Conroy, Kennedy, Maher - 3.

Absent: Supervisors Hsieh, Kaufman - 2.

Refused Adoption

(Supervisor Leal dissenting in Committee.)

[Quality of Life Enforcement Program (Matrix)]  
Resolution urging the Mayor to redirect police activities from the enforcement of quality of life infractions to serious criminal activity and to develop a comprehensive homeless plan. (Supervisors Alioto, Shelley, Bierman, Hallinan, Migden)

File 207-93-21, Resolution No.

Refused adoption by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Migden, Shelley - 5.

Noes: Supervisors Conroy, Kennedy, Leal, Maher - 4.

Absent: Supervisors Hsieh, Kaufman - 2.

Adopted

(See Journal of Proceedings of January 3, 1994  
for disapproval by Mayor.)

(Supervisor Leal dissenting in Committee.)

[Matrix Citations]  
Resolution urging the District Attorney to discharge matrix citations with no evidentiary basis, and urging the Municipal Court to recall bench warrants where matrix citations have been discharged by the District Attorney. (Supervisors Hallinan, Alioto, Bierman)

File 310-93-1, Resolution No.

Appointment of President Pro Tempore

At the request of the President, Supervisor Hallinan assumed the Chair so the President could participate in the debate from the floor.

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Kennedy, Migden, Shelley - 6.

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Noes: Supervisors Conroy, Leal, Maher - 3.

Absent: Supervisors Hsieh, Kaufman - 2.

The President resumed the Chair.

COMMITTEE REPORTS

Recommendations of Housing and Land Use Committee

Passed for Second Reading

[Everglade Drive, Prohibit Vehicles in Excess 6000 Lbs.]  
Ordinance amending the Traffic Code, prohibiting operation of  
vehicle in excess of 6000 pounds upon a portion of Everglade Drive.  
(Department of Parking and Traffic)

File 124-93-8, Ordinance No.

(Adds Section 28.1.94.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kennedy,  
Leal, Maher, Migden, Shelley - 9.

Absent: Supervisors Hsieh, Kaufman - 2.

Adopted

[Parking Regulations]  
Resolution enacting parking regulations on Everglade Drive.  
(Housing and Land Use Committee)

File 19-93-11, Resolution No. 1024-93

(Everglade Drive, both sides, between Sloat Boulevard and Ocean  
Avenue.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kennedy,  
Leal, Maher, Migden, Shelley - 9.

Absent: Supervisors Hsieh, Kaufman - 2.

PUBLIC COMMENT

The privilege of the floor was granted to the following persons:



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Joseph Braverman--homeless shelters, jobs, oppose matrix;  
Louise Vaughn--Geneva Towers, lead content, evictions;  
Peter--Mayor's State of City Message forum;  
Ace Washington--Presidio, Redevelopment Agency Citizens  
Participation Group;  
Juan Oyarzian--Department of Social Services.

There being no one else present wishing to speak, the President declared the public comment portion of the meeting closed.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures were introduced at a prior meeting of the Board with action requested at this meeting. Any Supervisor may require these measures to go to committee unless a motion to suspend the rules is adopted by eight votes (or a unanimous vote if only six or seven members are present). An "aye" vote is (a) a vote in favor of suspending the rule requiring reference to committee, and (b) a vote in favor of adoption of the measures. Eight votes (or a unanimous vote if only six or seven members are present) is required.

Adopted

[American Business Women's Week]  
Resolution urging his Honor, the Mayor, to proclaim March 18-20, 1994, as "American Business Women's Week" in San Francisco.  
(Supervisors Kaufman, Alioto)

File 4-93-37, Resolution No. 1023-93

(December 13, 1993 - Introduced in Board for consideration on December 20, 1993.)

Adopted.

[Emergency Repairs, Apparatus Door, Fire Station 13]  
Resolution authorizing the Fire Department to take necessary measures to protect the health and safety of the citizens of San Francisco by performing the necessary work to replace the apparatus door at Fire Station 13. (Supervisor Conroy)

File 28-93-6, Resolution No. 1018-93

(December 13, 1993 - Introduced in Board for consideration on December 20, 1993.)

Adopted.

[Street Closing]  
Resolution authorizing temporary closing of portions of Townsend and Seventh Streets, for Fashion Center. (Supervisor Migden)

File 42-93-65, Resolution No. 1026-93

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(Townsend Street, between Seventh and Eighth Streets, from 12 noon December 30, 1993, through 12 noon January 1, 1994;

Seventh Street, between Brannan and Townsend Streets, from 12 noon December 30, 1993, through 12 noon January 1, 1994.)

(December 13, 1993 - Introduced in Board for consideration on December 20, 1993.)

Adopted.

[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. (Supervisor Alioto)

File 30-93-5.19

(December 13, 1993 - Introduced in Board for consideration on December 20, 1993.)

Adopted.

[Condominium, Stoneridge/1750 Geneva Avenue]

Motion approving final map and condominium plan of 1750 Geneva Avenue, also known as Stoneridge, being a resubdivision of Lots 130, 131, 132, 133, 134 and 135 in Assessor's Block 6423; and adopting findings pursuant to City Planning Code Section 101.1. (Supervisor Kaufman)

File 58-93-25

(December 13, 1993 - Introduced in Board for consideration on December 20, 1993.)

Adopted.

The foregoing items on the For Adoption Without Committee Reference Calendar were adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Leal, Maher, Migden, Shelley - 7.

Absent: Supervisors Hallinan, Hsieh, Kaufman, Kennedy - 4.

#### IMMEDIATE ADOPTION CALENDAR

These measures are being introduced at this meeting. An "Aye" vote is (a) a vote to find that the need to take action arose after the agenda was published (if the title is not printed on the agenda) and (b) a vote to adopt the measure. A unanimous vote is required for adoption today. Any Supervisor may require any of these measures to go to committee.

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Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-93-50, Resolution No. 1016-93

(Susan Leal, member, Board of Supervisors, December 17; Preston Cook, member, Port Commission, December 16 - 17; May P. Jaber, member, Human Rights Commission, December 19 - 21; Patrick A. Murphy, President, Airports Commission, December 15 - 16, 1993.)

Adopted.

[Grant - Private Funds]

Resolution authorizing the Mayor through the Mayor's Office of Community Development to apply for a grant from the Northern California Grantmakers Task Force on Homelessness for a total amount not to exceed fifty thousand dollars for a program to enhance homeless services, funding and policy coordination; indirect costs to be covered by the 1994 Community Development Block Grant. (Supervisor Kennedy)

File 68-93-10, Resolution No. 1017-93

Adopted.

The foregoing items on the Immediate Adoption Calendar were adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Leal, Maher, Migden, Shelley - 7.

Absent: Supervisors Hallinan, Hsieh, Kaufman, Kennedy - 4.

#### OFF-CALENDAR LEGISLATION

#### ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[Assessment Appeals Board]

Ordinance amending Administrative Code by adding Section 2B.1.2 to incorporate by reference applicable provisions of the California Constitution and State statute, amend Section 2B.3 to make technical changes, amend Section 2B.5 to increase the compensation of Board members to \$200 per day, add Sections 2B.9 and 2B.10 to require payment of a fee for filing and hearing applications for refund with the Assessment Appeals Board, adding Section 2B.11 to increase the

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fee for written findings of fact and conclusions, and adding Sections 2B.12 through 2B.18 to create two additional Assessment Appeals Boards and provide for the appointment of Assessment Hearing Officers. Supervisor Kaufman presented. Referred to Budget Committee.

File 097-93-051.01.

[Temporary Street Closing Procedures]

Ordinance amending Sections 2.70, 2.70-1, 2.70-2 and 2.70-6 which established the procedures for temporary street closings, by amending the fee for filing applications for street closings, by designating the Director of Parking and Traffic as the person to consider preliminary appeals of decisions of ISCOTT granting or denying applications for street closing permits (retaining a final appeal to the Board of Supervisors), by eliminating late application provisions and the policy absolutely limiting the number of major events to be scheduled at the same time, by increasing the fee charged by the Municipal Railway for reimbursement of costs, and by otherwise modifying the process for consideration of these applications. Supervisor Alioto presented. Referred to Government Efficiency/Labor Committee.

File 097-93-068.

[Rent Ordinance]

Ordinance amending Administrative Code by amending Sections 37.2, 37.9 and adding 37.9B to subject a building of four (4) or fewer units to the ordinance if it is owner-occupied after January 1, 1994 and subsequently vacated by the owner occupancy, to create a right of reoccupancy for tenants evicted by owner move-ins and to establish procedures and rights for reoccupancy of units vacated by the owner occupant. Supervisors Hsieh, Migden presented. Referred to Housing and Land Use Committee.

File 109-93-007.

[Warning Signs for Aerosol Paints/Marking Pens]

Draft ordinance amending Police Code by adding Section 554-1 requiring persons selling aerosol paint and marking pens to post signs notifying the public that it is unlawful to give or sell aerosol paint containers or marking pens to minors. Supervisor Conroy presented. Referred to Health/Public Safety/Environment Committee.

File 121-93-006.01.

[Small Business Tax Exemption]

Ordinance amending Part III, Municipal Code, by amending Sections 905-A, 1005.3 and 903.1 to increase the qualifying maximum for the small business exemption, to eliminate payroll expense tax rates for smaller businesses exempted from payroll tax liability by this



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ordinance and repealing Sections 905-B and 1005.3-1 regarding 1993 tax year liability for smaller businesses exempted from tax liability by this ordinance. Supervisors Conroy, Kaufman, Maher presented. Referred to Budget Committee.

File 127-93-013.03.

Called from Committee

[MUNI Transfers]

Resolution urging the Mayor to urge the Public Utilities Commission to retain transfers on the Municipal Railway and to restore the three-day grace period for all monthly fast passes. (Supervisor Hallinan) Called from Budget Committee by Supervisors Hallinan, Bierman with direction to schedule for consideration by the Board on January 3, 1994.

File 007-93-009.05.

Referred to Board

[Muni Trip Origin and Destination Study]

Resolution requesting a comprehensive trip origin and destination service delivery study of the San Francisco Muni System. Supervisors Hsieh, Alioto, Migden presented. Referred to Board for Adoption Without Committee Reference Calendar January 3, 1994.

File 007-93-020.

Referred to Committee

[Federal Funds to Prevent School Violence]

Resolution urging the Mayor to support the Safe School Act and to work in conjunction with the San Francisco School District to develop model programs for upcoming Federal funding. Supervisor Leal presented. Referred to Budget Committee.

File 013-93-047.

[AB 75 Capital Outlay Plan]

Draft resolution authorizing amendment to the AB 75 Capital Outlay Plan for the City and County of San Francisco, as adopted by Resolution No. 125-91 to add 2 San Francisco General Hospital Projects, to revise 6 San Francisco General Hospital project budgets, to revise 1 San Francisco DPH/Community Public Health Services project budget, to authorize expenditure of up to \$248,747 including up to \$139,058 of interest on Hospital AB 75 Capital Outlay funds for San Francisco General Hospital and up to \$109,689 of interest on non-hospital AB 75 Capital Outlay funds for San Francisco DPH/Community Public Health for capital improvement projects, and to reallocate unspent funds from completed hospital and non-hospital projects to 3 other hospital and 2 other

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non-hospital projects, respectively. Supervisor Hallinan presented. Referred to Government Efficiency and Labor Committee with request it be considered at the January 5, 1994 meeting.

File 030-93-023.

[Acceptance of Gift from Bank of Canton & YMCA]  
Resolution authorizing the acceptance of gift of \$50,000 from the Bank of Canton and the Young Men's Christian Association (YMCA) of San Francisco for the purpose of increasing street lighting in the Tenderloin. Supervisor Hsieh presented. Referred to Government Efficiency and Labor Committee.

File 038-93-015.

Referred to Board

[Public Library Funding]  
Resolution affirming the San Francisco Board of Supervisors' commitment to continue full funding for, and free and open access by the citizens of San Francisco to the San Francisco Library System and all of its public information resources. Supervisor Shelley presented. Referred to Board for Adoption Without Committee Reference Calendar January 3, 1994.

File 100-93-021.

Referred to Committee

[Grant Funds, Fire Department, American Red Cross]  
Resolution authorizing the Fire Department to accept and expend \$6,240 from the American Red Cross Northern California Disaster Preparedness Network for the technical review and typesetting of a Cantonese translation of the manual and the start up costs of a modified NERT program in Cantonese. Supervisor Alioto presented. Referred to Government Efficiency/Labor Committee.

File 140-93-004.

[Grant, Fire Department, American Red Cross]  
Resolution authorizing the Fire Department to accept and expend \$9,335 from the American Red Cross Northern California Disaster Preparedness Network for the translation of the existing NERT manual into Spanish and the start up costs of a modified NERT program in Spanish. Supervisor Alioto presented. Referred to Government Efficiency/Labor Committee.

File 140-93-005.

Referred to Board

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[City Front District]

Resolution urging the Chief Administrative Officer to urge the Convention and Visitors Bureau to recognize the Steuart Street area (north of Justin Herman Plaza and the Ferry Building; south to Harrison Street; east to Embarcadero; and west to Spear Street) as the City Front District and to include references to this district in all tourist and convention directories. Supervisor Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar January 3, 1994.

File 197-93-002.

Referred to Committee

[Ballot Measure-Health Care Bill of Rights]

Draft Charter amendment (First Draft) concerning "The Health-Care Bill of Rights". Supervisor Migden presented. Referred to Rules Committee.

File 317-93-001.

[Ballot Measure-Budget Process, Mission Driven]

Draft Charter amendment (First Draft) adding Sections 6.201-1 through 6.201-3 relating to requirements for mission driven budgeting. Supervisor Migden presented. Referred to Rules Committee.

File 318-93-001.

[Ballot Measure-Rehire Retired City Employees]

Charter amendment (Skeletal First Draft) amending Sections 8.511, 8.559-13, 8.585.13, 8.586-13 and 8.588-13 regarding employment after retirement for retired persons. Supervisor Migden presented. Referred to Rules Committee.

File 319-93-001.

[Ballot Measure-Lease Financing]

Charter amendment (First Draft) amending Section 7.309 relating to the financing of the acquisition of equipment. Supervisor Shelley presented. Referred to Rules Committee.

File 320-93-001.

[Ballot Measure-Department of the Environment]

Charter amendment (Skeletal First Draft) adding a new section to establish the Department of the Environment. Supervisor Shelley presented. Referred to Rules Committee.

File 321-93-001.

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[Ballot Measure-Recycling Regulation]

Charter amendment (Skeletal First Draft) adding a new section to regulate recycling. Supervisor Shelley presented. Referred to Rules Committee.

File 322-93-001.

[Ballot Measure-Limit Number of Measures]

Charter amendment (Skeletal First Draft) amending Section 9.108 to limit to eight the total number of ordinances and declarations of policy that the Board of Supervisors, four members of the Board of Supervisors and the Mayor may submit at a single election. Supervisor Alioto presented. Referred to Rules Committee.

File 323-93-001.

[Ballot Measure-Public Library Service Level]

Charter amendment (Skeletal First Draft) adding Section 3.562 to establish a minimum level of service provided by the Public Library. Supervisor Alioto presented. Referred to Rules Committee.

File 324-93-001.

Requests for Hearings:

[MUNI Fare Boxes]

Hearing to consider new Muni fare boxes. Supervisor Alioto presented. Referred to Housing and Land Use Committee.

File 007-93-019.

[1994-95 Children Service Plan]

Hearing to consider the 1994-95 Children Service Plan. Supervisors Kennedy, Alioto presented. Referred to Economic Vitality/Social Policy Committee with request it be considered at its January 18, 1994 meeting.

File 185-93-002.

[Crimes Against the Elderly]

Hearing to consider crimes committed against the elderly. Supervisor Conroy presented. Referred to Health/Public Safety/Environment Committee

File 207-93-024.

[Layoffs, Crime Prevention Workers]

Hearing to consider the effects of the layoffs of twenty five (25) Crime Prevention Workers from the Senior Escort Program. Supervisor Alioto presented. Referred to Health/Public Safety/Environment Committee

File 313-93-002.



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[Sunshine Ordinance]

Hearing to consider response to public inquiries regarding the Sunshine Ordinance. Supervisor Shelley presented. Referred to Rules Committee.

File 325-93-001.

[Medical Examiner-Coroner]

Hearing to consider the financial practices of the Medical Examiner-Coroner. Supervisor Migden presented. Referred to Budget Committee.

File 327-93-001.

[Year-round High-risk Employment Program]

Report from Mr. Tom Mayfield of the Mayor's Gang Prevention Project on the progress of the Year-round High-risk Youth Employment Program, to include but not limited to how many youth have been employed, what positions, what are their salaries, are they participating in the City's health services system, what efforts are being made to continue this program in the same communities for next year and what efforts are being made to expand this youth employment program City-wide for the upcoming year. Supervisor Kennedy presented. Referred to Board with request it be considered during the month of January 1994.

File 326-93-001.

Motions:

Referred to Committee

[Budget Analyst to review Memorandum of Understanding]

Motion amending the agreement between the Budget Analyst and the Board of Supervisors to provide that the Budget Analyst will provide a report to the Board on the estimated cost of each provision in memoranda of understanding submitted to the Board of Supervisors for approval. Supervisor Kaufman presented. Referred to Budget Committee.

File 098-93-002.

Introduced by the President at the Request of Departments

Ordinances Referred to Committee

File 045-93-090. [Settlement of Litigation/C&T Management Services] Ordinance authorizing settlement of C & T Management Services, Inc., et al. against the City and County of San Francisco, et al., by payment of \$80,000. (Superior Court No. 936-661) (City Attorney) Referred to Government Efficiency and Labor Committee.

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File 045-93-091. [Settlement of litigation of Gladys Gardner] Ordinance authorizing settlement of litigation of Gladys Gardner against the City and County of San Francisco by payment of \$59,000. (Superior Court No. 932-546) (City Attorney) Referred to Government Efficiency and Labor Committee.

File 101-93-049. [Appropriation, Sheriff's Office] Ordinance appropriating \$464,734, Sheriff's Office, for permanent salaries, fringe benefits, and other non-personal services for the creation of one position for the Sister Project, a comprehensive treatment program for female inmates with serious substance abuse problems; funded by the State Department of Alcohol and Drug Programs; providing for ratification of action previously taken; companion measure to File 102-93-18. RO #93153 (Controller) Referred to Budget Committee.

File 101-93-051. [Appropriation, Department of Public Works] Ordinance appropriating and certifying \$94,063; Department of Public Works, for capital improvement project to cover ten percent overage as per Charter Section 7.203; providing for ratification of action previously taken. RO #93157 (Controller) Referred to Budget Committee.

File 101-93-056. [Appropriation/Police Department] Ordinance appropriating \$4,400,000, Police Department, for permanent salaries and overtime, subject of previous budgetary denial; additional funding for uniform salaries and overtime; funded from Controller's Overtime Reserve (\$2.4 million) and General Reserve (\$2.0 million). RO #93179 (Controller) Referred to Budget Committee.

File 102-93-017. [Public Employment/Add 2 Positions/DPH] Ordinance amending Ordinance No. 242-93 (Annual Salary Ordinance, 1993-94), reflecting the addition of two positions in the Children's Funds (Classifications 2830 Public Health Nurse and 2930 Psychiatric Social Worker) and the deletion of one position (Classification 2830 Public Health Nurse) in the Public Health Central Office and the deletion of one position (Classification 2930 Psychiatric Social Worker) in the Community Mental Health. (Civil Service Commission) Referred to Budget Committee.

File 102-93-018. [Public Employment/Add 1 Position/Sheriff Dept] Ordinance amending Ordinance No. 242-93 (Annual Salary Ordinance, 1993-94), Sheriff's Office, reflecting the addition of one position (Classification 8304 Deputy Sheriff); companion measure to File 101-93-49. (Civil Service Commission) Referred to Budget Committee.

#### Resolutions Referred to Committee

File 068-92-009.01. [HUD, Low-Moderate Income, Self-employed] Resolution authorizing the Mayor, through the Mayor's Office of Community Development, to accept and expend a technical assistance grant from the U.S. Department of Housing and Urban Development for a total amount not to exceed Two Hundred Thousand Dollars (\$200,000) for a program to assist low and moderate income residents become self-employed. (Mayor's Office of Community Development) Referred to Government Efficiency and Labor Committee.

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File 040-93-014. [Extend Residential Parking Area "U", So. of Market] Resolution extending the boundaries of Residential Permit Parking Area "U" in the South of Market area and adding to the list of streets upon which time limitations shall apply. (Department of Parking and Traffic) Referred to Housing and Land Use Committee.

File 048-93-028. [Settlement of Unlitigated Claim, Michael Aguirre] Resolution approving the settlement of the unlitigated claim of Michael Aguirre by payment of \$13,000. (City Attorney) Referred to Government Efficiency and Labor Committee.

File 048-93-029. [Settlement of Unlitigated Claim, Lanier Worldwide] Resolution approving the settlement of the unlitigated claim of Lanier Worldwide by payment of \$9,704.95. (City Attorney) Referred to Government Efficiency and Labor Committee.

File 152-93-005.01. [Automated Criminal Arrest & Case Disposition] Resolution authorizing the Sheriff to accept and expend grant funds, in an amount not to exceed \$20,000 from the California Department of Justice, to provide automated criminal arrest and case disposition reporting from the City and County of San Francisco to the Department of Justice, pursuant to Sections 13150 Et Sequitur of the California Penal Code; waiving indirect costs. (Sheriff) Referred to Government Efficiency and Labor Committee.

File 170-93-013. [General Obligation Bonds, San Bruno Jail] Resolution determining and declaring the public interest and necessity demand the acquisition, construction or reconstruction by the City and County of San Francisco of the following municipal improvement, to wit: acquisition, construction and/or reconstruction of county correctional facilities, including replacement housing, administrative buildings, health clinics, training range, women's building, health and safety improvements, renovation of certain improvements, razing of certain improvements and acquisition of related equipment, that the estimated cost of \$206,000,000 for said municipal improvements is and will be too great to be paid out of the ordinary annual income and revenue of said City and County and will require the incurring of a bonded indebtedness. (Chief Administrative Officer) Referred to Budget Committee.

File 170-93-014. [General Obligation Bonds, Unified School District] Resolution determining and declaring the public interest and necessity demand the acquisition, construction or reconstruction by the City and County of San Francisco of the following municipal improvement, to wit: acquisition, construction and/or reconstruction of improvements for the San Francisco Unified School District, including facility upgrades, construction of new improvements, renovation of certain improvements to comply with the American Disabilities Act, removal and abatement of certain hazardous materials and acquisition of related equipment, that the estimated cost of \$95,000,000 for said municipal improvements is and will be too great to be paid out of the ordinary annual income and revenue of said City and County and will require the incurring of a bonded indebtedness. (Chief Administrative Officer) Referred to Budget Committee.



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File 172-93-004.01. [Extend Family Mosaic Medi-Cal Capitation Contract] Resolution authorizing the Department of Public Health to extend a contract with the State Department of Health Services to continue a Pilot Medicaid/Mental Health Delivery System for five months (February 1, 1994 through June 30, 1994), to coincide with the Fiscal Year. (Department of Public Health) Referred to Government Efficiency and Labor Committee.

Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Shelley, that letters be sent requesting a status report on all inquiries under the Sunshine Ordinance to the following departments: Airport, Fire, Health, Housing Authority, Municipal Railway, Parking and Traffic, Planning, Police, Port, Public Utilities, Recreation and Park, Social Services and Redevelopment Agency. File 325-93-1.

By Supervisor Alioto, that City Attorney prepare resolution urging the Mayor to urge the Public Utilities Commission to reinstate Muni transfers immediately.

By Supervisor Alioto, that letter of inquiry be sent to General Manager, Department of Social Services, to determine whether it is feasible to provide a social worker at the Ella Hill Hutch Community Center and what the timeline would be to provide this service.

By Supervisor Alioto, that letter of inquiry be sent to Chief Adult Probation Officer, Adult Probation Department, to determine whether it is feasible to provide an adult probation officer at the Ella Hill Hutch Community Center and what the timeline would be to provide this service.

By Supervisor Bierman, that letter be sent to the Metropolitan Transportation Commission requesting a status report on its consideration of the Seventh and Market Streets alternative for the Caltrain station.

By Supervisor Conroy, that City Attorney advise if San Francisco provides immunity to 911 operators who give CPR advice over the telephone.

By Supervisor Conroy, that City Attorney prepare resolution supporting AB 12, a bill which provides immunity to 911 operators who give CPR advice over the telephone.

By Supervisor Hsieh, that letter be sent to Public Utilities Commission urging them to expedite the process of installing fare boxes onboard the Muni system.



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Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

File 2-93-50

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 5:43 p.m. adjourned.

John L. Taylor, Clerk

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

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Approved by the Board of Supervisors on January 10, 1994

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor  
Clerk of the Board of Supervisors









