



City and County of San Francisco

Meeting Agenda

Budget and Finance Committee

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

Members: Carmen Chu, Ross Mirkarimi, Jane Kim

Clerk: Victor Young (415) 554-7723

Wednesday, July 27, 2011

10:00 AM

City Hall, Legislative Chamber, Room 250

Rescheduled Meeting

NOTICE IS HEREBY GIVEN that the regularly scheduled meeting of the Budget and Finance Committee on Wednesday, July 27, 2011, at 1:00 p.m., has been RESCHEDULED to Wednesday, July 27, 2011, at 10:00 a.m.

Pending approval of the Annual Budget for FY 2011-2012 by the Board of Supervisors on July 26, 2011, the composition of the Budget and Finance Committee may revert back to the original three members.

If a quorum of the Board of Supervisors members is present, the chair will hold a Special Board of Supervisors meeting to discuss items on this Budget and Finance Committee Agenda.

Note: Each item on the Consent or Regular agenda may include the following documents:

- 1) Legislation*
- 2) Budget and Legislative Analyst report*
- 3) Department or Agency cover letter and/or report*
- 4) Public correspondence*

These items will be available for review at City Hall, Room 244, Reception Desk.

Each member of the public will be allotted the same maximum number of minutes to speak as set by the Chair at the beginning of each item, excluding City representatives, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

AGENDA CHANGES

REGULAR AGENDA

1. [110594](#) **[Administrative Code - Enforcement of Minimum Wage Law by the Office of Labor Standards Enforcement]**

Sponsors: Campos; Mar, Avalos, Chiu, Mirkarimi and Kim

Ordinance amending the San Francisco Administrative Code Sections 12R.5, 12R.7, 12R.16, 12R.17, 12R.18, and 12R.25 to: 1) enhance the Office of Labor Standards Enforcement's enforcement of the City's Minimum Wage Ordinance by clarifying agency access to places of employment; 2) require a policy to resolve complaints or initiate enforcement actions within one year; 3), raise the penalty for employer retaliation; 4) impose a penalty for failure to post minimum wage rates; 5) provide for posting notice to employees upon commencement of an investigation and public posting of employer non-compliance, and impose penalties for violation of these posting requirements; 6) impose a penalty for failure to provide employer's name, address, and telephone number to employees; 7) allow for back wages held in escrow for an employee for three years or more to be used to enforce the Minimum Wage Ordinance or other laws enforced by the Office of Labor Standards Enforcement if the Office of Labor Standards Enforcement cannot locate the employee; 8) provide authority to immediately issue an administrative citation upon sufficient evidence of certain violations; and 9) require industry-focused outreach materials for employees.

Attachments: [Legislation Ver1](#)

[Small Business 062711](#)

[Comm Packet 072011](#)

[Legislation Ver2](#)

[Comm Packet 072711](#)

5/10/11; ASSIGNED UNDER 30 DAY RULE to the Budget and Finance Sub-Committee.

5/17/11; REFERRED TO DEPARTMENT. Referred to the Small Business Commission for review and comment and the Office of Labor Standards for informational purposes.

7/20/11; AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. Heard in Committee. Speakers: Supervisor David Campos (SF Board of Supervisors); Supervisor Eric Mar (SF Board of Supervisors); Cheryl Adams (City Attorney); provided an overview and responded to questions raised throughout the discussion. Terrance Vallin; Victoria Latone; Jose Ramirez (translated); Female Speaker (translated); Mr. Gee (translated); Renee Omgard; Edwin (translated); Tiffany Crane; Ms. Linto; Tim Paulson; Connie Ford; Ms. Lou; Walter Paulson; spoke in support of the matter.

07/20/11 - Amendment of the whole bearing a new title.

7/20/11; CONTINUED AS AMENDED. Continued as amended to July 27, 2011.

7/21/11; TRANSFERRED to the Budget and Finance Committee.

2. [110736](#) **[Real Property - Office of the Chief Medical Examiner Relocation - 1 Newhall Street - \$5,304,500]**
Sponsor: Mayor
Resolution authorizing the execution and performance of an option to purchase the approximately 33,000 square foot industrial building and land at 1 Newhall Street for \$5,304,500 contained in a lease dated for reference December 20, 2006, by and between 1 Newhall, LLC, as Landlord, and the City and County of San Francisco as tenant; adopting findings under the California Environmental Quality Act and adopting findings that the conveyance is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1.
Attachments: [Legislation_Ver1](#)
[Comm_Packet_072711](#)
[Comm_Packet_072711](#)
- 7/12/11; RECEIVED AND ASSIGNED to the Budget and Finance Sub-Committee.
7/21/11; TRANSFERRED to the Budget and Finance Committee.
3. [110726](#) **[Agreement - Serco, Inc. - SFpark Pilot Project - Not to Exceed \$44,080,000]**
Sponsor: Wiener
Resolution approving the Fourth Amendment to the Agreement with Serco, Inc. to replace, upgrade and add parking meters; conduct an education campaign and expand the pilot testing of new residential parking management strategies in support of the SFpark Pilot Project, and to increase the contract not-to-exceed amount by \$22,000,000 utilizing a loan from the Metropolitan Transportation Commission for a total not-to-exceed amount of \$44,080,000.
Attachments: [Legislation_Ver1](#)
[Comm_Packet_072711](#)
[Budget_Analyst_072711](#)
- 7/12/11; RECEIVED AND ASSIGNED to the Budget and Finance Sub-Committee.
7/21/11; TRANSFERRED to the Budget and Finance Committee.
4. [110723](#) **[Contract Amendment - Transbay Joint Powers Authority - Transbay Transit Center Program Services - Not to Exceed \$3,280,677]**
Sponsor: Kim
Resolution approving the First Amendment to Contract No. CS -159 between the San Francisco Municipal Transportation Agency and the Transbay Joint Powers Authority for Transbay Transit Center program services pursuant to Charter Section 9.118 in an amount not to exceed \$3,280,677.
Attachments: [Legislation_Ver1](#)
[Comm_Packet_072711](#)
[Comm_Packet_072711](#)
- 7/12/11; RECEIVED AND ASSIGNED to the Budget and Finance Sub-Committee.
7/21/11; TRANSFERRED to the Budget and Finance Committee.

5. [110812](#) **[Contract Amendment - Cypress Security, LLC - an Additional \$18,700,000]**
Sponsor: Wiener

Resolution authorizing the San Francisco Municipal Transportation Agency to amend an expenditure contract with Cypress Security, LLC, to add an additional \$18.7 million to continue security services for an additional three years.

(Fiscal Impact.)

Attachments: [Legislation Ver1](#)

[Comm Packet 072711](#)

[Comm Packet 072711](#)

6/28/11; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

6. [110862](#) **[TIDA Contract Amendment - AMEC Geomatrix, Inc. - Retroactively Extending Term through June 30, 2012]**

Sponsor: Mayor

Resolution approving an amendment to the contract between the Treasure Island Development Authority and AMEC Geomatrix, Inc., to retroactively extend the term through June 30, 2012.

Attachments: [Legislation Ver1](#)

[Comm Packet 072711](#)

7/19/11; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

7. [110583](#) **[Administrative Code - Cash Difference and Overage Funds]**

Ordinance amending the San Francisco Administrative Code by amending Section 10.82 to: 1) authorize the Controller to establish cash difference and overage funds for the use of any county officer or department head or judicial district handling judicial funds; to increase, reduce, or discontinue the funds; 2) require any county officer or department head using such funds to report to the Controller; and 3) require the Controller to annually report to the Board of Supervisors regarding the cash difference and overage funds. (Treasurer-Tax Collector)

Attachments: [Legislation Ver1](#)

[Comm Packet 072711](#)

[Comm Packet 072711](#)

6/10/11; ASSIGNED UNDER 30 DAY RULE to the Budget and Finance Sub-Committee.

7/21/11; TRANSFERRED to the Budget and Finance Committee.

8. [110721](#) **[Mortgage Revenue Bonds - 121 Golden Gate Avenue - Not to Exceed \$26,000,000]**
Sponsor: Kim
Resolution declaring the intent of the City and County of San Francisco (City) to: 1) reimburse certain expenditures from proceeds of future bonded indebtedness; 2) authorizing the Director of the Mayor's Office of Housing (Director) to submit an application and related documents to the California Debt Limit Allocation Committee (CDLAC) to permit the issuance of qualified mortgage revenue bonds in an aggregate principal amount not to exceed \$26,000,000 for 121 Golden Gate Avenue (121 Golden Gate Avenue Senior Community); 3) authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed \$100,000 in accordance with CDLAC procedures; 4) authorizing the Director to certify to CDLAC that the City has on deposit the required amount; 5) authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the qualified mortgage revenue bonds; 6) approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of mortgage revenue bonds by the City in an aggregate principal amount not to exceed \$26,000,000; 7) authorizing and directing the execution of any documents necessary to implement this Resolution; and 8) ratifying and approving any action heretofore taken in connection with the Project, as defined herein, and the Application, as defined herein.

Attachments: [Legislation_Ver1](#)
[Comm Packet 072711](#)

7/12/11; RECEIVED AND ASSIGNED to the Budget and Finance Sub-Committee.

7/21/11; TRANSFERRED to the Budget and Finance Committee.

9. [110428](#) **[Purchase Agreement - Permanent Tie-Back Easement and Temporary Construction Easement - San Mateo County - \$87,570]**
Resolution approving and authorizing an agreement for the purchase of a permanent tie-back easement and a temporary construction easement over, on, and in portions of Assessor's Parcel No. 038-200-020 located in the Town of Hillsborough, San Mateo County, and required for the Crystal Springs Pipeline No. 2 Replacement Project, known as Project No. CUW37801, for a purchase price of \$87,570; adopting findings under the California Environmental Quality Act; adopting findings that the conveyance is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; and authorizing the Director of Property to execute documents, make certain modifications, and take certain actions in furtherance of this resolution. (Real Estate Department)

Attachments: [Legislation_Ver1](#)
[Comm Packet 072711](#)

6/2/11; RECEIVED AND ASSIGNED to the Budget and Finance Sub-Committee.

7/21/11; TRANSFERRED to the Budget and Finance Committee.

10. [110429](#) **[Purchase Agreement - Two Permanent Access Road Easements and Two Temporary Construction Easements - San Joaquin County - \$83,900]**
Resolution approving and authorizing an agreement for the purchase of a two permanent access road easements and two temporary construction easements over, on, and in portions of Assessor's Parcel Nos. 253-270-17, 19, 21, 24, and 25 located in San Joaquin County, required for the San Joaquin Pipeline System Project No. CUW37301 for a purchase price of \$83,900; adopting findings under the California Environmental Quality Act; adopting findings that the conveyance is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; and authorizing the Director of Property to execute documents, make certain modifications, and take certain actions in furtherance of this resolution. (Real Estate Department)

Attachments: [Legislation Ver1](#)
[Comm Packet 072711](#)

6/2/11; RECEIVED AND ASSIGNED to the Budget and Finance Sub-Committee.

7/21/11; TRANSFERRED to the Budget and Finance Committee.

11. [110217](#) **[Purchase Agreement - Permanent Access Road Easement and Temporary Construction Easement - San Joaquin County - \$10,000]**
Resolution approving and authorizing an agreement for the purchase of a permanent access road easement and a temporary construction easement over, on, and in portions of Assessor's Parcel Nos. 253-170-05 located in San Joaquin County, required for the San Joaquin Pipeline System Project No. CUW37301 (Project) for a purchase price of \$10,000; adopting findings under the California Environmental Quality Act (CEQA); adopting findings that the conveyance is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; and authorizing the Director of Property to execute documents, make certain modifications and take certain actions in furtherance of this Resolution. (Real Estate Department)

Attachments: [Legislation Ver1](#)
[Comm Packet 072711](#)

5/25/11; RECEIVED AND ASSIGNED to the Budget and Finance Sub-Committee.

7/21/11; TRANSFERRED to the Budget and Finance Committee.

12. [110724](#) **[Exchange and Conveyance of Real Property - Folsom and Essex Streets Intersection]**
Sponsor: Kim
Resolution 1) approving the exchange of a portion of City property located near the intersection of Folsom Street and Essex Street with a portion of abutting real property owned by 515 Folsom Street LLC; 2) adopting environmental findings and other findings that the actions set forth in this Resolution are consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; and 3) authorizing other actions in furtherance of this Resolution.

Attachments: [Legislation Ver1](#)
[Comm Packet 072711](#)

7/12/11; RECEIVED AND ASSIGNED to the Budget and Finance Sub-Committee.

7/21/11; TRANSFERRED to the Budget and Finance Committee.

13. [110863](#) **[Extending Time to Consider Continuing Redevelopment Activities]**
Sponsors: Mayor; Avalos, Campos, Chiu, Cohen, Farrell, Kim, Mar, Mirkarimi and Wiener
Resolution expressing the non-binding intent of the City and County of San Francisco to comply with Part 1.9 of the California Health and Safety Code, recently added by Assembly Bill 27, for the purpose of providing the Board of Supervisors with up to an additional month, until November 1, 2011, to consider adopting an ordinance allowing the City and County of San Francisco to continue to undertake state-authorized redevelopment activities by agreeing to make ongoing annual payments for the benefit of other taxing entities, including the San Francisco Unified School District and City College of San Francisco; and adopting findings that the resolution is not a project under the California Environmental Quality Act.

Attachments: [Legislation Ver1](#)
[Comm Packet 072711](#)

7/20/11; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

ADJOURNMENT

IMPORTANT INFORMATION

NOTE: Persons unable to attend the meeting may submit to the City, by the time the proceedings begin, written comments regarding the agenda items above. These comments will be made a part of the official public record and shall be brought to the attention of the Board of Supervisors. Any written comments should be sent to: Committee Clerk of the Budget and Finance Committee, San Francisco Board of Supervisors, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102 by 5:00 p.m. on the day prior to the hearing. Comments which cannot be delivered to the committee clerk by that time may be taken directly to the hearing at the location above

LEGISLATION UNDER THE 30-DAY RULE

(Not to be considered at this meeting)

Rule 5.40 provides that when an ordinance or resolution is introduced which would CREATE OR REVISE MAJOR CITY POLICY, the committee to which the legislation is assigned shall not consider the legislation until at least thirty days after the date of introduction. The provisions of this rule shall not apply to the routine operations of the departments of the City or when a legal time limit controls the hearing timing. In general, the rule shall not apply to hearings to consider subject matter when no legislation has been presented, nor shall the rule apply to resolutions which simply URGE action to be taken.

There are no items currently pending under the 30 day rule.

Meeting Procedures

The Board of Supervisors is the legislative body of the City and County of San Francisco. The Board has several standing committees where ordinances and resolutions are the subject of hearings at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee.

Board procedures do not permit: 1) persons in the audience to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers, and similar sound-producing electronic devices; 3) bringing in or displaying signs in the meeting room; 4) standing in the meeting room.

The public is encouraged to testify at Committee meetings and to write letters to the Clerk of the Board or to Supervisors: 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.

LAPTOP COMPUTER FOR PRESENTATIONS: Contact City Hall Media Services at (415) 554-7490 to coordinate the use of the laptop computer for presentations. Presenters should arrive 30 minutes prior to the meeting to test their presentations on the computer.

AGENDA PACKET: Available for review in Clerk's Office, Room 244, City Hall, and on the internet at <http://www.sfbos.org/meetings>. Meetings are cablecast on SF Cable 26. For DVD copies and scheduling call (415) 554-4188.

LANGUAGE INTERPRETERS: Requests must be received at least 48 hours in advance of the meeting to help ensure availability. Contact Madeleine Licavoli at (415) 554-7722. AVISO EN ESPAÑOL: La solicitud para un traductor debe recibirse antes de mediodía de el viernes anterior a la reunion. Llame a Erasmo Vazquez (415) 554-4909.

**翻譯 必須在會議前最少四十八小時提出要求
請電 (415) 554-7719**

Disability Access

The Legislative Chamber (Room 250) and the Committee Room (Room 263) in City Hall are wheelchair accessible.

Meetings are real-time captioned and are cablecast open-captioned on SF Cable 26. Assistive listening devices for the Legislative Chamber are available upon request at the Clerk of the Board's Office, Room 244. Assistive listening devices for the Committee Room are available upon request at the Clerk of the Board's Office, Room 244 or in the Committee Room. To request sign language interpreters, readers, large print agendas or other accommodations, please contact Madeleine Licavoli at (415) 554-7722 or (415) 554-5227 (TTY). Requests made at least 48 hours in advance of the meeting will help to ensure availability.

The nearest accessible BART station is Civic Center (Market/Grove/Hyde Streets). Accessible MUNI Metro lines are the F, J, K, L, M, N, T (exit at Civic Center or Van Ness Stations). MUNI bus lines also serving the area are the 5, 6, 9, 19, 21, 47, 49, 71, and 71L. For more information about MUNI accessible services, call (415) 701-4485.

There is accessible parking in the vicinity of City Hall at Civic Center Plaza and adjacent to Davies Hall and the War Memorial Complex. Accessible curbside parking is available on Dr. Carlton B. Goodlett Place and

Grove Street.

In order to assist the City's efforts to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to perfumes and various other chemical-based scented products. Please help the City to accommodate these individuals.

Know Your Rights Under The Sunshine Ordinance

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. The Sunshine Ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

For information on your rights under the Sunshine Ordinance (Chapter 67 of the San Francisco Administrative Code) or to report a violation of the ordinance, contact by mail the Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102, by phone at (415) 554-7724, by fax at (415) 554-7854 or by email at soft@sfgov.org

Citizens may obtain a free copy of the Sunshine Ordinance by printing Chapter 67 of the San Francisco Administrative Code on the Internet, at <http://www.sfbos.org/sunshine>

Lobbyist Registration and Reporting Requirements

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code Sec. 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 25 Van Ness Avenue, Suite 220, San Francisco, CA 94102; telephone (415) 252-3100; fax (415) 252-3112; web site www.sfgov.org/ethics