



**City and County of San Francisco**  
**Meeting Minutes**  
**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*

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Wednesday, July 27, 2011

10:00 AM

City Hall, Legislative Chamber, Room 250

**Rescheduled Meeting**

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**Present:** 3 - Jane Kim, Carmen Chu, and Ross Mirkarimi

**MEETING CONVENED**

*The meeting convened at 10:15 a.m.*

**REGULAR AGENDA**

**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.

05/10/11; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Sub-Committee, expires on 6/2/2011.

05/17/11; REFERRED TO DEPARTMENT. Referred to the Small Business Commission for review and comment and the Office of Labor Standards for informational purposes.

07/20/11; 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.

07/20/11; CONTINUED AS AMENDED. Continued as amended to July 27, 2011.

07/21/11; TRANSFERRED to Budget and Finance Committee.

*Heard in Committee. Speakers: Cheryl Adams (City Attorney); provided an overview and responded to questions raised throughout the discussion. Female Speaker; spoke in support of the matter.*

**RECOMMENDED by the following vote:**

Ayes: 2 - Kim, Chu

Absent: 1 - Mirkarimi

**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.

07/12/11; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

07/21/11; TRANSFERRED to Budget and Finance Committee.

*Heard in Committee. Speakers: John Updike, Acting Director (Real Estate); Dr. Amy Hart, Chief Medical Examiner; Harvey Rose (Budget Analyst); provided an overview and responded to questions raised throughout the discussion.*

**RECOMMENDED by the following vote:**

Ayes: 3 - Kim, Chu, Mirkarimi

**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: 1) replace, upgrade, and add parking meters; 2) conduct an education campaign and expand the pilot testing of new residential parking management strategies in support of the SFpark Pilot Project; and 3) 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.

07/12/11; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

07/21/11; TRANSFERRED to Budget and Finance Committee.

*Heard in Committee. Speakers: Sonali Bose (SFMTA); Harvey Rose (Budget Analyst); provided an overview and responded to questions raised throughout the discussion.*

**RECOMMENDED by the following vote:**

Ayes: 3 - Kim, Chu, Mirkarimi

**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, retroactive to August 9, 2010.

07/12/11; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

07/21/11; TRANSFERRED to Budget and Finance Committee.

*Heard in Committee. Speakers: Joy Houlihan (SFMTA); Harvey Rose (Budget Analyst) provided an overview and responded to questions raised throughout the discussion.*

7/27/11 – Amended on Page 1, Line 6, to insert ‘, retroactive to August 9, 2010.’ after ‘\$3,280,677’ and on Page 2, Line 12, to insert ‘retroactive to August 9, 2010’ after ‘section 9.118’.

**AMENDED**

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, retroactive to August 9, 2010.

**RECOMMENDED AS AMENDED by the following vote:**

Ayes: 3 - Kim, Chu, Mirkarimi

**110812 [Contract Amendment - Cypress Security, LLC - Security Services - an Additional \$17,100,000]**

**Sponsor: Wiener**

Resolution authorizing the San Francisco Municipal Transportation Agency to amend an expenditure contract with Cypress Security, LLC, to add an additional \$17,100,000 to continue security services for an additional three years.

(Fiscal Impact.)

06/28/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

*Heard in Committee. Speakers: Joy Houlihan (SFMTA); Harvey Rose (Budget Analyst) provided an overview and responded to questions raised throughout the discussion. Walter Paulson; spoke in support of the matter.*

*7/27/11 – Amendment of the whole bearing a new title which reduces the additional amount for the contract extensions from \$18.7 million for \$17.1 million for a new not-to-exceed amount of \$32.9 million.*

**AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE**

Resolution authorizing the San Francisco Municipal Transportation Agency to amend an expenditure contract with Cypress Security, LLC, to add an additional \$17,100,000 to continue security services for an additional three years.

(Fiscal Impact.)

**RECOMMENDED AS AMENDED by the following vote:**

Ayes: 3 - Kim, Chu, Mirkarimi

**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.

07/19/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

*Heard in Committee. Speakers: Kelly Pretzer (Mayor); provided an overview and responded to questions raised throughout the discussion. Walter Paulson; spoke in support of the matter.*

**RECOMMENDED by the following vote:**

Ayes: 3 - Kim, Chu, Mirkarimi

**110583 [Administrative Code - Cash Difference and Overage Funds]**

Ordinance amending the San Francisco Administrative Code 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; 2) to increase, reduce, or discontinue the funds; 3) require any county officer or department head using such funds to report to the Controller; and 4) require the Controller to annually report to the Board of Supervisors regarding the cash difference and overage funds. (Treasurer-Tax Collector)

06/10/11; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Sub-Committee, expires on 7/21/2011.

07/21/11; TRANSFERRED to Budget and Finance Committee.

*Heard in Committee. Speakers: Fred Cotta (Treasurer); Leo Levenson (Controller); provided an overview and responded to questions raised throughout the discussion. Walter Paulson; spoke in support of the matter.*

**RECOMMENDED by the following vote:**

Ayes: 3 - Kim, Chu, Mirkarimi

**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.

07/12/11; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

07/21/11; TRANSFERRED to Budget and Finance Committee.

*Heard in Committee. Speaker: Female Speaker (Mayor); provided an overview and responded to questions raised throughout the discussion.*

**RECOMMENDED by the following vote:**

Ayes: 3 - Kim, Chu, Mirkarimi

**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)

06/02/11; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

07/21/11; TRANSFERRED to Budget and Finance Committee.

*Heard in Committee. Speaker: John Updike, Acting Director (Real Estate); provided an overview and responded to questions raised throughout the discussion.*

**RECOMMENDED by the following vote:**

Ayes: 3 - Kim, Chu, Mirkarimi

**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)

06/02/11; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

07/21/11; TRANSFERRED to Budget and Finance Committee.

*Heard in Committee. Speaker: John Updike, Acting Director (Real Estate); provided an overview and responded to questions raised throughout the discussion.*

**RECOMMENDED by the following vote:**

Ayes: 3 - Kim, Chu, Mirkarimi

**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 for a purchase price of \$10,000; 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)

05/25/11; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

07/21/11; TRANSFERRED to Budget and Finance Committee.

*Heard in Committee. Speaker: John Updike, Acting Director (Real Estate); provided an overview and responded to questions raised throughout the discussion.*

**RECOMMENDED by the following vote:**

Ayes: 3 - Kim, Chu, Mirkarimi

**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.

07/12/11; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

07/21/11; TRANSFERRED to Budget and Finance Committee.

*Heard in Committee. Speaker: John Updike, Acting Director (Real Estate); provided an overview and responded to questions raised throughout the discussion.*

**RECOMMENDED by the following vote:**

Ayes: 3 - Kim, Chu, Mirkarimi

**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.

07/20/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

*Heard in Committee. Speakers: Amy Lee (Redevelopment); provided an overview and responded to questions raised throughout the discussion. Walter Paulson; spoke in support of the matter.*

**RECOMMENDED by the following vote:**

Ayes: 3 - Kim, Chu, Mirkarimi

## ADJOURNMENT

*The meeting adjourned at 11:47 a.m.*