

**City and County of San Francisco  
Budget and Finance Committee**

*Legislative Chamber, City Hall, Room 250*



**Meeting Agenda  
Wednesday, February 18, 2009  
11:00 AM  
Regular Meeting**

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***Members: John Avalos, Ross Mirkarimi, Carmen Chu***

***Clerk: Gail Johnson (415) 554-4445***

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*Note: Each item on the Consent or Regular agenda may include the following documents: 1) Legislation 2) Budget Analyst report 3) Legislative Analyst report*

*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. 081603 [Redevelopment Agency Budget] Mayor, Supervisor Mirkarimi**  
Resolution approving an amendment to the budget of the Redevelopment Agency of the City and County of San Francisco for fiscal year 2008-09 to reprogram \$3,392,000 of funds budgeted for the Western Addition A2 Plan Area from the Muni Substation line item to the Western Addition A2 Revolving Loan Program line item in the amount of \$2,492,000 to the Fillmore Jazz Preservation District Development Revolving Loan Program in the amount \$500,000 and to a new Western Addition A2 property management line item in the amount of \$400,000.

(Fiscal Impact.)

12/16/08, RECEIVED AND ASSIGNED to Budget and Finance Committee.

2/11/09, CONTINUED. Heard in Committee. Speakers: Stephen Maduli-Williams, Deputy Executive Director, Community and Economic Development, Redevelopment Agency; Harvey Rose, Budget Analyst; Amy Neches, Manager, Project Area Planning and Development, Redevelopment Agency; Arnold Townsend, Chair, Western Addition City Advisory Committee; Kaz Kajimura, Owner, Yoshi's San Francisco; Walter Paulsen; Michael Johnson, Fillmore Development Associates; Debra Newman, Budget Analyst's Office. Continued to February 18, 2009.

**2. 090108 [De-appropriating \$11,617,063 of Water System Improvement Program funding at the San Francisco Public Utilities Commission]**

Ordinance de-appropriating \$11,617,063 of Water System Improvement Program funding based on actions taken by the Budget and Finance Committee on Ordinance number 311-08 at the San Francisco Public Utilities Commission. (Public Utilities Commission)

1/28/09, RECEIVED AND ASSIGNED to Budget and Finance Committee.

**3. 081394 [Adoption of the Mental Health Services Act (MHSA) Prevention and Early Intervention (PEI) Three Year Program and Expenditure Plan and Accept and Expend additional PEI Allocation]**

Resolution authorizing the adoption of the Mental Health Services Act Prevention and Early Intervention (PEI) Three Year Program and Expenditure Plan and authorizing the Department of Public Health to accept and expend the additional PEI allocation totaling \$874,700. (Public Health Department)

11/21/08, RECEIVED AND ASSIGNED to Budget and Finance Committee.

2/10/09, SUBSTITUTED. Supervisor Avalos submitted a substitute resolution bearing new title.

2/10/09, ASSIGNED to Budget and Finance Committee.

**4. 081337 [Pre-Tax Bicycle Commuting Benefits] Supervisor Mirkarimi**

Ordinance amending the San Francisco Environment Code by amending Section 421 to add the option of qualified bicycle commuting reimbursements to the tax free commuter benefits San Francisco employers are required to offer under existing law; and making environmental findings.

10/21/08, ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 11/20/2008. 11/5/08 - Referred to Planning for determination of environmental impact. 11/25/08 - Response received from Planning, exempt from CEQA.

**5. 081604 [Amending FY 2008-2009 Annual Salary Ordinance] Mayor**

Ordinance amending Ordinance No. 141-08 (Annual Salary Ordinance 2008-2009) to reflect the addition of the following four positions: one 5642 Senior Environmental Specialist (0.40 FTE); two 5640 Environmental Specialists (0.40 FTE each); and one 5638 Environmental Assistant (0.40 FTE) at the Department of the Environment.

(Fiscal Impact.)

12/16/08, RECEIVED AND ASSIGNED to Budget and Finance Committee.

**6. 090097 [Administrative Code Revision: Health Service System] Supervisor Elsbernd**

Ordinance amending Chapter 16, Article XV, of Part 1 of the San Francisco Municipal (Administrative) Code by amending Section 16.703 regarding Board approval of Health Service System Plans and Contribution Rates.

(Fiscal Impact.)

1/27/09, RECEIVED AND ASSIGNED to Budget and Finance Committee.

**7. 090098 [Establishing Monthly Contribution Amount] Supervisor Elsbernd**

Resolution establishing monthly contribution amount to Health Service Trust Fund.

(Fiscal Impact.)

1/27/08, RECEIVED AND ASSIGNED to Budget and Finance Committee.

**8. 090183 [Declaring an emergency and authorizing submission of gross receipts tax] Supervisor Avalos**

Resolution declaring an emergency under California Constitution Article XIIC, Section 2(b) and authorizing submission of Ordinance amending the Business and Tax Regulations Code to: (1) enact a new Article 12-A-1 (Gross Receipts Tax Ordinance), Sections 951 through 958, to impose a gross receipts tax on persons engaging in business activities in San Francisco; (2) amend Article 12 (Business Registration Ordinance) to conform business registration requirements with the enactment of Article 12-A-1 (Gross Receipts Tax Ordinance); and (3) amend Article 6 (Common Administrative Provisions) to conform them with the enactment of Article 12-A-1 (Gross Receipts Tax Ordinance); and (4) amend Article 12-A (Payroll Expense Tax Ordinance) to conform it with the enactment of Article 12-A-1 (Gross Receipts Tax Ordinance), as a general tax measure to the voters at a special election.

2/10/09, RECEIVED AND ASSIGNED to Budget and Finance Committee.

**9. 090184 [Measure adopting and submitting to the voters an ordinance imposing a local assessment on all vehicles in San Francisco that are subject to Department of Motor Vehicle registration] Supervisors Chiu, Duffy**

Resolution declaring an emergency under California Constitution Article XIIC, Section 2(b) and authorizing submission of Ordinance adopting and submitting to the voters the ordinance amending the San Francisco Business and Tax Regulations Code to add Article 8 imposing a voter-approved local assessment on the privilege of a resident of the City and County to operate upon the public highways in the City and County a vehicle or trailer coach, the registrant of which is subject to tax

under Part 5 (commencing with Section 10701) of the California Revenue and Taxation Code, at a rate not to exceed the difference between two percent of the market value of the vehicle or trailer coach and the rate imposed by the State of California pursuant to Section 10751 of the Revenue and Taxation Code, administered by the State Department of Motor Vehicles; acknowledging that state law has not yet been enacted authorizing the imposition of the assessment but approving imposition of such a charge at the specified rate when and if state law authorizes the City to impose it and directing submission of the measure for voter approval at the June 2, 2009 special election, as a general tax measure to the voters at a special election.

2/10/09, RECEIVED AND ASSIGNED to Budget and Finance Committee.

**10. 090187 [Declaring an emergency and authorizing submission of payroll expense tax] Supervisor Chiu**

Resolution declaring an emergency under California Constitution Article XIIC, Section 2(b) and authorizing submission of Ordinance amending (1) Section 903.1 to reduce the Payroll Expense Tax rate from 1.5% to 1.0%, for business whose taxable payroll expense exceeds \$300,000, but is less than or equal to \$400,000, beginning with the 2010 tax year; and (2) Section 905-A to increase the Small Business Tax Exemption to include all taxpayers whose taxable payroll expense is \$300,000 or less, beginning with the 2010 tax year, as a general tax measure, to the voters at a special election.

2/10/09, RECEIVED AND ASSIGNED to Budget and Finance Committee.

**11. 090121 [Controller's 6 Month Report] Supervisor Avalos**

Hearing on the Controller's 6 Month Report.

2/3/09, RECEIVED AND ASSIGNED to Budget and Finance Committee.

**12. 090082 [Budget Updates] Supervisor Avalos**

Hearing to consider budget updates from the Mayor's Budget Office, the Controller's Office, and various City Departments.

1/27/09, RECEIVED AND ASSIGNED to Budget and Finance Committee.

2/4/09, CONTINUED. Heard in Committee: Greg Wagner, Mayor's Budget; Monique Zmuda, Deputy Controller; Robert Haaland; Walter; Frankie Barris; Jennifer Friedenback; Ms. Alexander; Peter Mazack; Alexandra Goldman; Michael Tom; Yolanda; Winchell Hillard. Continued to February 11, 2009.

2/11/09, CONTINUED. Heard in Committee. Speaker: Monique Zmuda, Deputy Controller. Continued to February 18, 2009.

**CLOSED SESSION - Conference with City's Labor Negotiators**

*This closed session is permitted by Government Code Section 54957.6 and San Francisco Administrative Code Section 67.10(e).*

**13. 090122 [Update from Mayor's Office and the Department of Human Resources concerning negotiations Labor Unions] Supervisor Avalos**

Hearing regarding updates from the Mayor's Office and the Department of Human Resources concerning negotiations with Labor Unions representing City Workers.

2/3/09, RECEIVED AND ASSIGNED to Budget and Finance Committee.

*After a closed session, if one occurs, the Committee shall adopt a motion either to disclose or not to disclose.*

## **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.*

**090100 [Solar Energy Incentive Program] Supervisor Mirkarimi**

Ordinance amending the San Francisco Environment Code by amending Sections 18.3, 18.4, 18.6, 18.7-1, 18.7-2, 18.7-3, 18.7-4, and 18.7-6, and by repealing Section 18.7-7, to increase the incentives available to low-income and non-profit applicants under the Solar Energy Incentive Program and to make technical changes to program requirements.

1/27/09, ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 2/26/2009. 02/02/09 - Referred to the Small Business Commission for review and comment.

**090130 [Health Care Accountability Components]**

**Supervisor Alioto-Pier**

Ordinance amending Health Code Section 12Q.3 on the calculation of the health care accountability fee for covered contracting parties and increasing the existing fee and amending Section 12Q.2.9 to increase the number of hours an employee must work to be considered a covered employee.

2/3/09, ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 3/5/2009. 02/06/09 - Referred to the Small Business Commission and the Youth Commission for review and comment.

**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 at a Committee meeting 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) signs to be brought into the meeting or displayed in the room; 4) standing in the meeting room.

Citizens are encouraged to testify at Committee meetings and to write letters to the Clerk of a Committee or to its members, City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.

USING LAPTOP COMPUTERS FOR PRESENTATIONS: Please contact City Hall Media Services at (415) 554-4933 to coordinate the use of laptop computers for presentations at the meeting. Computers to be used are required to be tested in advance. The presenter should arrive 30 minutes prior to the meeting to connect and test their computer.

THE AGENDA PACKET IS AVAILABLE FOR REVIEW AT CITY HALL, ROOM 244, RECEPTION DESK.

Agendas are available on the internet at [www.sfgov.org/site/bos\\_meetings](http://www.sfgov.org/site/bos_meetings)

Board meetings are cablecast on SF Cable 26. For video tape copies and scheduling call (415) 554-4188.

Requests for language interpreters at a meeting 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 en una reunion debe recibirse antes de mediodia de el viernes anterior a la reunion. Llame a Erasmo Vazquez (415) 554-4909.



**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 J, K, L, M, N, and T (Civic Center or Van Ness Stations). MUNI bus lines serving the area are the 47 Van Ness, 9 San Bruno, and the 6, 7, 71 Haight/Noriega. For more information about MUNI accessible services, call (415) 923-6142.

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 decisions 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 Frank Darby by mail to 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 [sotf@sfgov.org](mailto:sotf@sfgov.org)

Citizens may obtain a free copy of the Sunshine Ordinance by contacting Mr. Darby or by printing Chapter 67 of the San Francisco Administrative Code on the Internet, at <http://www.sfgov.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 30 Van Ness Avenue, Suite 3900, San Francisco, CA 94102; telephone (415) 581-2300; fax (415) 581-2317; web site [www.sfgov.org/ethics](http://www.sfgov.org/ethics)