

**City and County of San Francisco
Government Audit and Oversight Committee**

City Hall, Room 263



**Meeting Agenda
Monday, June 16, 2008
10:00 AM
Regular Meeting**

Members: Aaron Peskin, Tom Ammiano, Sophie Maxwell

Clerk: Annette Lonich (415) 554-7706

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

- 080277 [Administrative Code Chapter 6 - technical amendments and amendments to contracting procedures] Supervisor Chu**

Ordinance amending San Francisco Administrative Code Chapter 6 to correct typographical errors in subsections 6.22(B) and 6.22(H)(2)(d), to clarify and revise subsection 6.22(J) concerning retention of progressive payments, to clarify and revise subsection 6.23(C) concerning the rejection or failure of bids, to revise section 6.61 concerning design-build contracting procedures, and to add a new section 6.28 authorizing the use of integrated project delivery.

2/26/08, ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee, expires on 3/24/2008.

5/19/08, CONTINUED TO CALL OF THE CHAIR. Hearing held. Speaker: Supervisor Peskin

2. 080697 [Unrepresented Employees] Mayor

Ordinance fixing compensation for persons employed by the City and County of San Francisco whose compensations are subject to the provisions of Section A8.409 of the Charter, in job codes not represented by an employee organization, and establishing working schedules and conditions of employment and, methods of payment, effective July 1, 2008.

5/20/08, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

3. 080348 [Enterprise Zone Designation] Mayor, Supervisor Peskin

Resolution supporting California Enterprise Zone Designation for the City and County of San Francisco.

3/11/08, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

6/2/08, AMENDED. Hearing held. Speakers: Supervisor Peskin; Supervisor Maxwell; Jennifer Matz, Mayor's Office of Economic Development; Kurt Fuchs, Office of Economic Analyst; Debra Newman, Budget Analyst; Ian Hart, Budget Analyst; David Augustine, Office of the Tax Collector/Treasurer; Jessica Clinton, District Attorney's Office; female speaker, District Attorney's Office; female speaker, Chamber of Commerce/SF Works; Mark H. 6/2/08 - Amend page 3, line 16 by deleting "Michael Cohen" and adding "(or his successor)"

6/2/08, RECOMMENDED AS AMENDED.

6/10/08, RE-REFERRED to Government Audit and Oversight Committee.

The Chair intends to entertain a motion to send this item (File 080348) to Board as a Committee Report for consideration on June 17, 2008.

4. 080350 [Enterprise Zone Tax Credit Law] Mayor

Draft Ordinance amending Section 906A of the Business and Tax Regulations Code to delete the requirement that a new job be created to obtain the Enterprise Zone Tax Credit after the effective date; to apply the credit to all newly hired Qualified Employees; to revise the definition of "Qualified Employee"; to conform the geographical boundaries of the San Francisco Enterprise Zone with the area approved by the State Department of Housing and Community Development; and to delete an outdated reference to the Private Industry Council and to establish a sunset date.

(Economic Impact.)

3/11/08, ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee, expires on 4/10/2008. 5/13/08 - emailed to Small Business Commission.

6/2/08, AMENDED. Hearing held. Speakers: Supervisor Peskin; Supervisor Maxwell; Jennifer Matz, Mayor's Office of Economic Development; Kurt Fuchs, Office of Economic Analyst; Debra Newman, Budget Analyst; Ian Hart, Budget Analyst; David Augustine, Office of the Tax Collector/Treasurer; Jessica Clinton, District Attorney's Office; female speaker, District Attorney's Office; female speaker, Chamber of Commerce/SF Works; Mark H.

6/2/08, RECOMMENDED AS AMENDED.

6/10/08, RE-REFERRED to Government Audit and Oversight Committee.

The Chair intends to entertain a motion to send this item (File 080350) to Board as a Committee Report for consideration on June 17, 2008.

5. **080771** **[Proposed changes for the structure and staffing of Department of Telecommunications and Information Services (DTIS)]** **Supervisor Ammiano**

Hearing on recent changes proposed for the structure and staffing of DTIS.

6/3/08, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

6. **080582** **[Approval of Agreement between the City and County of San Francisco and Serco, Inc. for Administrative Services in Support of the SFpark Project, for a contract term of two years and an**

Resolution approving the Agreement between the City and County of San Francisco and Serco, Inc. for Administrative Services in Support of the SFpark Project. (Municipal Transportation Agency)

(Fiscal Impact.)

5/6/08, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

7. **080581** **[Approval of Fifth Amendment to Agreement with Serco Inc. for parking meter collection and management services, to extend the term by two years and increase the contract amount by**

Resolution approving the Fifth Amendment to the Agreement between Serco Management Systems, Inc. and the City and County of San Francisco, through the San Francisco Municipal Transportation Agency. (Municipal Transportation Agency)

(Fiscal Impact.)

4/28/08, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

8. **080518** **[Municipal Transportation Agency Quality Review]** **Supervisor Peskin**

Hearing to consider the recently completed biennial review of the Municipal Transportation Agency's progress toward its adopted goals, objectives, and performance standards as required under Charter Section 8A.107.

4/15/08, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

9. **080689** **[Presidio and City and County of San Francisco Transportation Work Group]** **Supervisor Alioto-Pier**

Resolution establishing the Presidio and City and County of San Francisco Transportation Work Group.

5/20/08, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

- 10. 080469 [Presidio Fire Station] Supervisor Alioto-Pier**
Hearing on the Presidio Fire Station. The hearing will examine the impact of current staffing levels at the Presidio Fire Station on the San Francisco Fire Department.

4/8/08, RECEIVED AND ASSIGNED to Government Audit and Oversight 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 Government Audit and Oversight 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.

- 11. 080792 [Repealing the Emergency Response Fee, Enacting an Access Line Tax, and Updating the Telephone Users Tax] Mayor, Supervisors Peskin, Alioto-Pier, Ammiano, Chu, Daly, Dufty, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Sandoval**

Ordinance amending the Business and Tax Regulations Code by: (1) repealing Article 10A, Sections 750-770, to eliminate the Emergency Response Fee; (2) adding Article 10B, Sections 780-786, to add an Access Line Tax; (3) amending Article 10 by adding Sections 721, 722, and 723, amending Sections 701, 703, 707.1, and 708, and repealing Sections 702 and 707.3, all to update the Telephone Users Tax without changing the tax rate or exemptions; and (4) amending Article 6, Section 6.1-1, to make conforming changes; and ratifying past collection of the Telephone Users

Tax and the Emergency Response Fee.

6/10/08, ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee, expires on 7/10/2008.

12. 080827 [To increase rates of Real Property Transfer Tax for transfers in excess of \$1 million] Supervisor McGoldrick

Ordinance amending Section 1102 of Article 12-C of the Business and Tax Regulations Code to increase the Real Property Transfer Tax rate from 0.75% to 1% if value or consideration for transfer equals or exceeds \$1 million but is less than \$1.25 million, to 1.25% if value or consideration for transfer equals or exceeds \$1.25 million but is less than \$1.75 million, to 1.5% if value or consideration for transfer equals or exceeds \$1.75 million but is less than \$2 million, and to 1.75% if value or consideration for transfer equals or exceeds \$2 million.

6/10/08, ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee, expires on 7/10/2008.

13. 080831 [Payroll Expense Tax] Supervisor Peskin

Ordinance amending the Business and Tax Regulations Code by amending Section 902.1 and adding Section 902.2 to clarify the tax liability of "pass through entities" under the Payroll Expense Tax Ordinance, including partnerships, Subchapter S corporations, limited liability companies, limited liability partnerships and other persons or entities not subject to federal income tax or which are allowed a deduction in computing such tax for distributions to the owners or beneficiaries of such persons or entities.

6/10/08, ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee, expires on 7/10/2008.

14. 080832 [Real Property Transfer Tax] Supervisor Peskin

Ordinance amending the Business and Tax Regulations Code by amending Section 1102 to increase the Real Property Transfer Tax rate from 0.75% to 1.5% if the consideration for or value of the transfer exceeds \$2 million, and by amending Section 1105 to reduce the tax on transfers of residential property by up to one third (1/3) if, after January 1, 2009, the transferor has installed an active solar system or made seismic retrofitting improvements or improvements utilizing earthquake hazard mitigation technologies, and by amending Section 1115 to clarify application of tax to transfers of ownership interests in legal entities that own real estate.

6/10/08, ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee, expires on 7/10/2008.

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/bdsupvrs_index.asp?id=4383

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

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