

**City and County of San Francisco**  
**Budget and Finance Committee**  
*Legislative Chamber, 2nd Floor, Room 250*



**Meeting Agenda**  
**Wednesday, March 22, 2006**  
**1:00 PM**  
**Regular Meeting**

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*Members: Chris Daly, Bevan Dufty, Aaron Peskin, Ross Mirkarimi, Sean Elsbernd*

*Clerk: Victor Young*

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*If a quorum of the Board of Supervisors members is present, Supervisor Daly will hold a Special Board of Supervisors meeting to discuss items on the March 22, 2006 Budget and Finance Committee Agenda.*

*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. 051907 [Minimum Compensation Ordinance]** **Supervisors Ammiano,  
McGoldrick, Mirkarimi, Daly**

Ordinance amending the San Francisco Administrative Code by amending Sections 12P.2, 12P.3, 12P.4, 12P.5, 12P.6, 12P.7 and 12P.8, and by adding Sections 12P.5.1, 12P.6.1 and 12P.6.2, to amend the Minimum Compensation Ordinance by making both substantive and clarifying changes with respect to: the obligations imposed on Contractors; notification, investigation, auditing, inspection, enforcement and settlement procedures; the withholding of contract payments; provisions relating to waivers; certain definitions, including the definition of Covered Employees; an increase in the hourly wage rate for all employees; the assessment of liquidated damages; and the process for determining whether a Contractor has violated the Ordinance and for the

administrative appeal of such determinations.

(Fiscal impact)  
(Economic Impact)

11/22/05, ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 12/22/2005.

3/1/06, AMENDED. Heard in Committee. Speakers: Supervisor Ammiano; Supervisor McGoldrick; Paul Zarefsky, Deputy City Attorney; Donna Levitt; Anne Kronenberg, Deputy Director, Public Health; female speaker; Harvey Rose, Budget Analyst; Noelle Simmons, Mayor's Budget Office; Phil Arnold, Human Services; female speaker, translated; Robert Gustamante; Mark Guber; male speaker; Connie Ford; Mary Ruth Gross; Mia Chow; Frederick Hobson; Gordon Mar; Wilma Newsom; Bruce Halister; Jane Mosco; George Williams; Chip Corkent; Kelly Dougan, Local 2; Debbie Harman; female speaker; Mr. Kramer. 3/1/06 - Amended on page 3, line 12-13 to delete "the term "Covered Employee"" and on page 20, line, line 22 to insert the word "entered" after the words "Contract Amendment".

3/1/06, CONTINUED AS AMENDED. Continued to March 22, 2006.

*The chair intends to consider a motion to continue 051907 to a future date.*

**2. 051924 [Establishing Maximum Work Hours For General Assistance Programs] Supervisors McGoldrick, Ammiano, Maxwell, Daly**

Ordinance amending Chapter 20, Article VII, to add Section 20.58.6 to provide that the maximum number of hours the Department may require General Assistance recipients to work shall be calculated by dividing the Maximum Monthly Assistance Grant under Section 20.57 of this Chapter by the hourly wage rate established under Section 12P.3(b)(3) of the Administrative Code and by amending Chapter 20, Article VIII, Section 20.77.6 to provide that the maximum number of hours of activities the Department of Human Services may require of participants in the Personal Assisted Employment Service Program shall be the same as required of General Assistance recipients.

11/22/05, ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 12/22/2005.

3/1/06, AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. Heard in Committee. Speakers: Supervisor Ammiano; Supervisor McGoldrick; Paul Zarefsky, Deputy City Attorney; Donna Levitt; Anne Kronenberg, Deputy Director, Public Health; female speaker; Harvey Rose, Budget Analyst; Noelle Simmons, Mayor's Budget Office; Phil Arnold, Human Services; female speaker, translated; Robert Gustamante; Mark Guber; male speaker; Connie Ford; Mary Ruth Gross; Mia Chow; Frederick Hobson; Gordon Mar; Wilma Newsom; Bruce Halister; Jane Mosco; George Williams; Chip Corkent; Kelly Dougan, Local 2; Debbie Harman; female speaker; Mr. Kramer.

3/1/06, CONTINUED AS AMENDED. Continued to March 8, 2006.

3/8/06, CONTINUED. Heard in Committee. Speakers: none. Continued to March 22, 2006.

*The chair intends to consider a motion to continue 051924 to a future date.*

**3. 060129 [Emergency contract to contain and abate hazardous material at the MUNI Woods Facility]**

Resolution approving an emergency public work contract to contain and abate a hazardous material diesel fuel spill at the MUNI Woods Facility. (Public Works Department)

(Fiscal impact.)

1/24/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.

3/15/06, AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE. Heard in Committee. Speakers: Brent Lewis, Public Works; Harvey Rose, Budget Analyst; Francisco DaCosta. 3/15/06 - Amendment of the whole bearing the same title.

3/15/06, CONTINUED AS AMENDED. Continued to March 22, 2006.

**4. 052039 [Fuel Contract 70881 - Office of Contract Administration]**

Resolution authorizing the Purchaser to award contract for Fuel, Diesel, Bio-Diesel and Gasoline as the contract will exceed \$10,000,000.00. (Purchaser)

(Fiscal impact.)

12/9/05, RECEIVED AND ASSIGNED to Budget and Finance Committee.

**5. 060312 [Recommending approval of Community Facilities District formation and financing by the ABAG Finance Authority For Nonprofit Corporations] Supervisor Daly**

Resolution recommending approval of the formation of a community facilities district and the issuance of revenue bonds by the ABAG Finance Authority For Nonprofit Corporations related to the Rincon Hill Downtown Residential District; making findings; approving related joint community facilities agreement; and granting general authority to city officials to take actions necessary to implement this resolution.

3/7/06, RECEIVED AND ASSIGNED to Budget and Finance Committee. 3/25/06 - Published public hearing notice for Board of Supervisors Board April 4, 2006 at 3:00 p.m.

**6. 060239 [Airport Revenue Bonds]**

Resolution approving a form of letter of credit and reimbursement agreement relating to the Airport subordinate commercial paper notes and related matters. (Airport Commission)

2/24/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.

**7. 060141 [To appropriate capital project funding for seven capital improvement projects by revising the current sources and uses appropriations in the S.F. International Airport's Five-Year Capital Mayor**

Ordinance appropriating \$16,342,714, including the de-appropriation of \$15,707,484 in current project funding to use this source for appropriation, and appropriating an additional \$635,230 of Airport fund balance generated from prior year's interest income. These sources and uses are herein appropriated for various San Francisco International Airport (SFIA) capital projects to reflect the updated San Francisco International Airport Five-Year Capital Plan, Fiscal Year 2004-2005 through Fiscal Year 2008-2009.

(Fiscal impact.)

1/31/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.

8. 060317 **[Joint Report from the Mayor's Office, Controller's Office, and Budget Analyst on the Three-Year General Fund Budget Projection, FY 2006-2007 through FY 2008-2009.]** **Supervisor Daly**

Hearing to consider the Joint Report from the Mayor's Office, Controller's Office, and Budget Analyst on the Three-Year General Fund Budget Projection, FY 2006-2007 through FY 2008-2009.

3/7/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.

9. 060320 **[Current year surplus and the Controller's budget projection for FY 2006-2007.]** **Supervisor Daly**

Hearing to consider the relation between the current year surplus and the Controller's budget projection for FY 2006-2007.

3/7/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.

3/15/06, CONTINUED. Heard in Committee. Speakers: Ed Harrington, Controller; Noelle Simmon, Mayor's Budget Office; Jeff Adachi, Public Defender; Dr. Katz, Director, Public Health; Margaret Brodtkin, Children Youth and Their Families; Richard Heasley; Debbi Lerman; Jim Illig; Andrew Campbell; Ted McCloud; Mike Alexander; female speaker; Betty Chow; Benson Nadell; Meg Couch; Elizabeth Zerker; male speaker; Herb Levine; female speaker; Sue Carlile; John Melone; Mr. King, SF General; Jeff Manly; Mr. Giles; Nate Bacon; Robert Butamati; female speaker; Ron Smith; Lando Sadoval; William Wilson; Leslie Dubbin; Yuttum Digsigan; Darlene Zane; Barbara Basket; Reverand Cynthia Robinson; Pete Howes, SF Fire Dept.; Jean Fraser; Dewey Lebeter; Rene Osorio; Emalie Huriaus; Eric Quezada; female speaker; Bruce Livingston; William Clark; Rene Casonoff; Ms. Gutierrez; Dr. Ernest Ring; Robert Clark; Ray Balberan; Joanne Smith; Jennifer Walsh; Bobby Bogan; female speaker; Arnlid Levine; Anne Chan; Lawrence Nicholls; Cherylin Adams; Andrea O'Leary; female speaker; Janice McGildren; Ann Conroy; Lisa Amegas; Sally Meganson; female speaking; Wade Rose; male speaker; Jeanne Alexander; Mel Beattle; Cathy Russo; Vera Hale; Marie Joblin; Jack Davis; male speaker; Sharon Frenial, Police Dept; Steven Chester; Hoy Yee Chung; female

10. 060262 **[Supplemental appropriation process and plan for allocating current year surplus]** **Supervisor Daly**

Hearing to consider supplemental appropriation process and plan for allocating current year surplus of \$137,310,000.

2/28/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.

3/15/06, CONTINUED. Heard in Committee. Speakers: Ed Harrington, Controller; Noelle Simmon, Mayor's Budget Office; Jeff Adachi, Public Defender; Dr. Katz, Director, Public Health; Margaret Brodtkin, Children Youth and Their Families; Richard Heasley; Debbi Lerman; Jim Illig; Andrew Campbell; Ted McCloud; Mike Alexander; female speaker; Betty Chow; Benson Nadell; Meg Couch; Elizabeth Zerker; male speaker; Herb Levine; female speaker; Sue Carlile; John Melone; Mr. King, SF General; Jeff Manly; Mr. Giles; Nate Bacon; Robert Butamati; female speaker; Ron Smith; Lando Sadoval; William Wilson; Leslie Dubbin; Yuttum Digsigan; Darlene Zane; Barbara Basket; Reverand Cynthia Robinson; Pete Howes, SF Fire Dept.; Jean Fraser; Dewey Lebeter; Rene Osorio; Emalie Huriaus; Eric Quezada; female speaker; Bruce Livingston;

William Clark; Rene Casonoff; Ms. Gutierrez; Dr. Ernest Ring; Robert Clark; Ray Balberan; Joanne Smith; Jennifer Walsh; Bobby Bogan; female speaker; Arnlid Levine; Anne Chan; Lawrence Nicholls; Cherylin Adams; Andrea O'Leary; female speaker; Janice McGildren; Ann Conroy; Lisa Amegas; Sally Meganson; female speaking; Wade Rose; male speaker; Jeanne Alexander; Mel Beattle; Cathy Russo; Vera Hale; Marie Joblin; Jack Davis; male speaker; Sharon Frenial, Police Dept; Steven Chester; Hoy Yee Chung; female

11. 060225 [To appropriate \$3,330,980 to fund cost overruns at the **Police Department and violence prevention investments for Children, Youth and Their Families for Fiscal Year 2005-2006** **Supervisor Ma**]

Ordinance appropriating \$3,330,980 to fund salary and fringe overruns and expanded services at the Police Department and violence prevention programming and investments in the Department of Children, Youth and Their Families for Fiscal Year 2005-2006. Sources of funds include \$2,572,307 from the Unappropriated General Fund Balance and \$758,673 from the Fiscal Year 2005-2006 Children's Baseline Growth. Uses of funds include \$2,572,307 for the Police Department and \$758,673 for the Department of Children, Youth and Their Families.

(Fiscal impact.)

2/14/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.

12. 060165 [To appropriate \$1,127,000 in funding for San Francisco **General Hospital capital projects** **Mayor**]

Ordinance appropriating \$1,127,000 in San Francisco General Hospital (SFGH) revenue and appropriating \$1,127,000 for the SFGH Rebuild Planning and Environmental Impact Report (EIR).

(Fiscal impact.)

2/7/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.

13. 060311 [Appropriating \$20,000,000 of General Fund balance for **Affordable Housing Projects, Real Ownership Opportunities for Tenants, and Rental Subsidies for Fiscal Year 2005-06** **Supervisor Daly**]

Ordinance appropriating \$20,000,000 of General Fund balance for Fiscal Year 2005-06, including \$18,000,000 to the Mayor's Office of Housing for the acquisition, construction, and rehabilitation of affordable family housing, housing for seniors and persons with disabilities, and housing for persons who are currently homeless or who are at risk of being homeless; \$1,000,000 to the Mayor's Office of Housing to fund the Real Ownership Opportunities for Tenants project and to establish criteria for the creation of the Real Ownership Opportunities for Tenants project; and \$1,000,000 for the Human Services Agency to fund Family Rental Subsidies for Fiscal Year 2005-06.

(Fiscal impact.)

3/7/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.

14. 060251 [To appropriate funding at the Department of Human **Supervisors Daly, Mirkarimi**]

**Services for family rental subsidies utilizing General Fund Reserves]**

Ordinance appropriating \$5,000,000 of General Fund for the Department of Human Services to fund Family Rental Subsidies for fiscal year 2005-06.

(Fiscal impact.)

2/28/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.

15. 060252 **[To appropriate funding at the Department of Human Services for homeless services and to maintain and restore shelter bed capacity utilizing General Fund Reserves]** **Supervisors Daly, Mirkarimi, Ammiano**

Ordinance appropriating \$226,682 of General Fund for the Department of Human Services to fund homeless services and to maintain and restore shelter bed capacity for fiscal year 2005-06; placing \$226,682 on Budget and Finance Committee reserve.

(Fiscal impact.)

2/28/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.

16. 052020 **[Appropriate \$1,500,000 of funding from the General Fund Reserve to the Mayor's Office of Community Development to fund the Real Ownership Opportunities for Tenants program]** **Supervisor Daly**

To appropriate \$1,500,000 of funding from the General Fund Reserve to the Mayor's Office of Community Development to fund the Real Ownership Opportunities for Tenants project for Fiscal Year 2005-2006; and to establish criteria for the creation of the Real Ownership Opportunities for Tenants project.

(Fiscal impact.)

12/13/05, RECEIVED AND ASSIGNED to Budget and Finance Committee.

17. 060246 **[Appropriating \$15,000,000 of General Fund balance to support street resurfacing projects for the Department of Public Works for Fiscal Year 2005-06]** **Supervisors Elsbernd, Peskin, Ammiano, Alioto-Pier, Ma**

Ordinance appropriating \$15,000,000 of General Fund balance to support street resurfacing projects for the Department of Public Works for Fiscal Year 2005-06.

(Fiscal impact.)

(Supervisors Mirkarimi and Daly dissented in committee.)

2/28/06, RECEIVED AND ASSIGNED to Budget and Finance Committee. 03/02/06 - Per Controller's e-mail, Supervisors Ammiano, Alioto-Pier and Ma requested to be added as co-sponsors. 03/06/06 - Referred to the Small Business Commission for review and comment.

18. 060253 **[Appropriating \$10,415,682 capital project funding at the** **Supervisors Peskin, Maxwell,**

**Recreation and Parks department for the funding of Phase I projects with significant forecasted shortfalls] Mirkarimi, Ammiano, Dufty, Elsbernd, Ma**

Ordinance appropriating \$10,415,682 of Unappropriated General Fund for the Recreation and Parks department to fund the following Phase I projects with significant forecasted shortfalls: Junipera Serra Playground and Clubhouse for \$840,000, Lake Merced – Overlook and Trail for \$145,860, Sunnyside Conservatory for \$3,039,468, Rolph Playground & Clubhouse for \$817,712, Kelloch – Velasco Park for \$617,507, Visitacion Valley Greenway (Raceway) – Tioga Lot for \$1,246,463, Joseph Lee Recreation Center \$701,000 and Sava Pool for \$3,007,672 for fiscal year 2005-06.

(Fiscal impact.)

2/28/06, RECEIVED AND ASSIGNED to Budget and Finance Committee. 03/06/056- Referred to the Youth Commission for review and comment.

**19. 060310 [To appropriate \$4,629,087 of unappropriated general fund balance to support an hourly wage of \$11.04 under the Minimum Compensation Ordinance for Fiscal Year 2005-2006] Supervisors McGoldrick, Daly**

Ordinance appropriating \$4,629,087 of unappropriated general fund balance to support an hourly wage increase to \$11.04 under the Minimum Compensation Ordinance for Fiscal Year 2005-2006.

(Fiscal impact.)

3/7/06, RECEIVED AND ASSIGNED to Budget and Finance Committee. 03/14/06 - Referred to the Youth Commission for review and comment.

**20. 060341 [Appropriating \$250,000 to the General Services Agency, Administrative Services, Grants for the Arts for Fiscal Year 2005-2006] Supervisor Ma**

Ordinance appropriating \$250,000 of Unappropriated General Fund Revenue to the Arts Commission, Cultural Equity Endowment Grants for Fiscal Year 2005-2006; and reserving the appropriation pending receipt of additional information from the Arts Commission.

(Fiscal impact.)

3/14/06, RECEIVED AND ASSIGNED to 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 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.

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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

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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)