

City and County of San Francisco

Budget and Finance Committee

Legislative Chamber, Room 250, City Hall



Meeting Agenda

Wednesday, February 1, 2006

1:00 PM

Regular Meeting

Members: Chris Daly, Bevan Dufty, Aaron Peskin

Clerk: Victor Young

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. 051773 [Public Financing for Mayoral Candidates]

**Supervisors Mirkarimi,
Maxwell, Ammiano, Daly,
McGoldrick, Ma**

Ordinance amending the Campaign and Governmental Conduct Code by amending sections 1.104, 1.108, 1.130, 1.134, 1.136, 1.138, 1.140, 1.142, 1.144, 1.148, 1.150, 1.152, 1.154, 1.156 and 1.170 and adding sections 1.134.5, 1.138.5, 1.140.5, 1.144.5 and 1.146 to create a public financing program for mayoral candidates, appropriate funding for the program and make other changes to the Campaign Finance Reform Ordinance.

(Fiscal impact.)

10/25/05, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 11/24/2005.

10/27/05, REFERRED TO DEPARTMENT. Referred to Ethics Commission for review and recommendation.

11/7/05, TRANSFERRED to Budget and Finance Committee.

12/20/05, RESPONSE RECEIVED. From Ethics Commission, memorandum indicating that on December 19, 2005, the Commission, by a 5-0 vote, adopted amendments to the proposed legislation.

1/25/06, AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE. Heard in Committee. Speakers: Supervisor Mirkarimi; Cheryl Adams, Deputy City Attorney; John St. Croix, Executive Director, Ethics Commission; Harvey Rose, Budget Analyst; Chad Jacobs, Deputy City Attorney; Rob Arnow, San Franciscans for Voter Re-Election; Joni Eisen, Volunteer, Clean Money Campaign; Karl Kramer, San Francisco Labor Council for Latin American Advancement; Ernestine Weiss; Rick Galbreath, Sierra Club; Michael Goldstein, SFDCCC/Milk Club; Ric Bainter, Chairman, Board of Directors, Common Cause; Denise D'Anne, San Francisco Tomorrow; Robert Haaland, SEIU, Local 790; Barry Hermanson; Patricia Gerber; Hallie Montoya Tansey, National Program Director, League of Young Voters, League of Pissed Off Voters; Greg Wagner, San Francisco Planning and Urban Research; Nell Greenway, Democracy Program Coordinator, Global Exchange; Nolan Treadway; Pau La Fiscal, Mexican American Political Association; Susan Harrison, San Francisco Young Democrats; Bruce Wolfe; Jane Kim, San Francisco People's Organization; Nicole Derse, Power PAC; Dirk von der Horst; Julian Mocine-McQueen, League of Pissed Off Voters, San Francisco State Chapter; Marc Salomon, San Francisco Green Party; Jeff Wettington; Pierre France, San Francisco Green Party;

1/25/06, CONTINUED AS AMENDED.

2. 060030 [Weights and Measures-Registration and Inspection Fees] Mayor

Ordinance amending Section 1.13-5 of the San Francisco Administrative Code, to set new fees for the registration and inspection of weighing and measuring devices, based on each device and business location.

1/10/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.

3. 060064 [2006 Finance Corporation Equipment Program] Mayor

Resolution approving the form of and authorizing execution and delivery by the City and County of San Francisco of an equipment lease Supplement No. 13 (Series 2006A Bonds) between the City and County of San Francisco Finance Corporation, as lessor, and the City and County of San Francisco, as lessee, with respect to the equipment to be used for city purposes, a related certificate of approval and a continuing disclosure certificate; approving the issuance of lease revenue bonds by said nonprofit corporation in an amount not to exceed \$10,750,000; approving the form of the official statement in preliminary and final form; providing for reimbursement to the City and County of San Francisco of certain city expenditures incurred prior to the issuance of lease revenue bonds; and providing for the execution of documents in connection therewith.

(Fiscal impact.)

1/17/06, RECEIVED AND ASSIGNED to Budget and Finance Committee.

4. 051919 [San Francisco Health Care Security Ordinance] Supervisors Ammiano, Daly

Ordinance amending the San Francisco Administrative Code to add Chapter 14, Sections 14.1

through 14.8, to provide health care security for San Francisco residents by creating a public health access program for the uninsured, requiring employer paid health expenditures, identifying options for how an employer may make such expenditures, creating an advisory health access working group, and setting an operative date.

(Economic Impact)

11/22/05, ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 12/22/2005. 06/23/06 - Economic Impact Report received.

12/22/05, REFERRED TO DEPARTMENT. Referred to Small Business Commission for comment and recommendation.

SPECIAL ORDER - 4:00 PM

5. 051792 [Regulating Deemed Approved Off-Sale Alcohol Uses and Establishing An Annual Fee] Supervisors Maxwell, Dufty, Peskin, Ma, Mirkarimi

Ordinance amending the Administrative Code to add Chapter 26, ("Deemed Approved Off-Sale Alcohol Use Nuisance Regulations"), deeming all existing non-conforming and permitted off-sale alcohol uses "approved;" establishing an administrative hearing process to abate nuisance activities by deemed approved off-sale alcohol uses; creating a list of performance standards that reflect existing local nuisance and related state and federal laws; providing for an education and outreach program; authorizing penalties for violation of performance standards including administrative penalties from \$500 to \$1000 or revocation of deemed approved status; providing for appeals of conditions or administrative penalties to the Board of Appeals; providing for appeals of the revocation of deemed approved status to the Board of Supervisors or the Board of Appeals; setting an annual fee of \$264 for deemed approved off-sale alcohol uses; establishing a deemed approved off-sale alcohol use nuisance regulation continuing project accounts within the City's General Fund; and making environmental findings.

11/15/05, ASSIGNED UNDER 30 DAY RULE to Land Use Committee, expires on 12/15/2005. 01/31/06 -Referred to the Small Business Commission

11/23/05, TRANSFERRED to Budget and Finance Committee.

1/10/06, REFERRED TO DEPARTMENT. Referred to Planning Department for environmental review.

1/26/06, RESPONSE RECEIVED. Exempt from CEQA under Sections 15060(c)(3) and 15378, Non-physical exemption. Not a project.

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.

- 6. 060031 [Approving a contract between the City and County of San Francisco and the American Registry for Internet Numbers, LTD. (ARIN) for registration of Internet Protocol address space] Supervisor Dufty**

Ordinance approving a contract between the City and County of San Francisco and the American Registry for Internet Numbers, LTD. (ARIN), for the registration of Internet Protocol address space, required to increase the City's bandwidth on the Internet and designating ARIN as the sole source contractor for the registration of Internet Addresses, and waiving the competitive procurement requirements of the San Francisco Administrative Code Chapter 21 for this service, and approving the City indemnifying and holding ARIN harmless against claims arising from the activities of the City under the contract, and waiving the requirement of Section 21.35 of the San Francisco Administrative Code that every contract contain a statement regarding liability of claimants for submitting false claims, and waiving the requirement of Section 21.19(d) of the San Francisco Administrative Code that a City contract not contain an automatic renewal provision.

1/10/06, ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 2/9/2006.

- 7. 060077 [Adding a \$1.00 fuel surcharge to taxi fares and eliminating the cap on taxicab gate fees] Supervisor Ma**

Ordinance amending the San Francisco Police Code by amending Sections 1135 and 1137 to add a \$1.00 fuel surcharge to the \$2.85 taxi rate of fare for the first fifth of a mile, the surcharge to expire on November 1, 2008 unless renewed, and by repealing Section 1135.1 and further amending Section 1137 to eliminate the cap on taxi gate fees; fuel surcharge to supersede existing procedures for review of taxi rates of fare for 2006.

1/24/06, ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 2/23/2006. 01/31/06 - Referred to Taxi Commission and Small Business Commission. Referred Planning for environmental review. 02/03/06 - Response received from Planning, exempt from CEQA, non-physical exemption.

8. 060078 [Capital Expenditure Plan; timeline amendments for initial submission and approval] Supervisor Elsbernd

Ordinance amending Administrative Code Section 3.20 to provide that the initial ten-year capital expenditure plan to be prepared thereunder shall be submitted to the Mayor and the Board of Supervisors by May 1, 2006 and that the Mayor and the Board of Supervisors shall review, update, amend and adopt such plan by resolution by August 1, 2006.

1/24/06, ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 2/23/2006.

9. 060081 [Minor Sidewalk Encroachments - Partial repeal of public right-of-way occupancy assessment fee] Supervisors Alioto-Pier, Dufty, Maxwell

Ordinance amending Public Works Code Section 723.2 to repeal the public right-of-way occupancy assessment fee for specified minor sidewalk encroachments and to delineate those specified minor sidewalk encroachments for which the fee shall apply; and making repeal of the fee for specified encroachments set forth herein retroactive to August 29, 2005.

1/24/06, RECEIVED AND ASSIGNED to Budget and Finance Committee. 01/31/06 - Referred to Public Works.

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