

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

City Hall, Legislative Chamber, Room 250



**Meeting Agenda
Wednesday, July 15, 2009
1:30 PM
Regular Meeting**

Members: John Avalos, Ross Mirkarimi, Carmen Chu, David Campos, Bevan Dufty

Clerk: Gail Johnson (415) 554-4445

If a quorum of the Board of Supervisors members is present, the chair will hold a Special Board of Supervisors meeting to discuss items on this Budget and Finance Committee Agenda.

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. 090855 [Assessment Ballots for City Parcels, for the proposed renewed and expanded Greater Union Square Business Improvement District] **Supervisor Chiu****

Resolution authorizing the Mayor to cast assessment ballots in the affirmative on behalf of the City and County of San Francisco, as the owner of four parcels of real property that would be subject to assessment in the proposed renewed and expanded property and business improvement district to be named the Greater Union Square Business Improvement District.

6/30/09, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

7/2/09, TRANSFERRED to Budget and Finance Committee.

7/8/09, AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. Heard in Committee. Speaker: Lisa Pagan, Office of Economic and Workforce Development. Continued to

July 15, 2009.

7/8/09, CONTINUED AS AMENDED.

2. **090184** **[Declaring emergency under California Constitution Article XIII C, Section 2(b) authorizing submission to voters of ordinance imposing a local assessment on all vehicles in San Francisco that are subject to Department of Motor Vehicle registration]** **Supervisors Chiu, Dufty**

Resolution declaring an emergency under California Constitution Article XIII C, Section 2(b) and authorizing submission of Ordinance that adopts and submits to the voters an 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 its submission as a general tax measure for voter approval at the November 3, 2009 general municipal election.

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

2/18/09, CONTINUED TO CALL OF THE CHAIR. Speakers: None.

7/14/09, SUBSTITUTED. Supervisor Chiu submitted a substitute ordinance bearing new title.

7/14/09, ASSIGNED to Budget and Finance Committee.

Pending introduction at the Board of Supervisors' meeting of July 14, 2009.

3. **090136** **[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, Dufty**

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 November 3, 2009 general municipal election.

(2/9/09 - Economic Impact)

2/3/09, RECEIVED AND ASSIGNED to Budget and Finance Committee. 02/06/09 - Referred to the Small Business Commission, Retirement Board, and the Ethics Commission for review and comment.

2/11/09, TRANSFERRED to Board of Supervisors.

2/18/09, TRANSFERRED to Budget and Finance Committee.

4/21/09, SUBSTITUTED. Supervisor Chiu submitted a substitute ordinance bearing new title.

4/21/09, ASSIGNED to Budget and Finance Committee.

7/1/09, CONTINUED. Speakers: None. Continued to July 8, 2009.

7/8/09, AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE. Heard in Committee. Speakers: Ted Egan, Controller's Office Economic Analysis; Monique Zmuda, Deputy Controller; Jim Lazarus, San Francisco Chamber of Commerce; Howard Strassner; Deborah Lerner, San Francisco Human Services Network. Continued to July 15, 2009.

7/8/09, CONTINUED AS AMENDED.

4. 090134 [0.50% Sales Tax Increase for Health and Human Services and Public Protection] Supervisor Avalos

Ordinance amending the San Francisco Business and Tax Regulations Code to add Article 16-A to provide support for health and human services and public protection to residents of the City and County of San Francisco by imposing a transactions (sales) and use tax at the rate of one-half of one percent (0.50%) for a period of three (3) years, to be administered by the State Board of Equalization in accordance with Parts 1.6 and 1.7 of Division 2 of the California Revenue and Taxation Code; adopting an expenditure plan; and directing submission of the tax for voter approval at the November 3, 2009, election.

(Economic Impact)

2/3/09, RECEIVED AND ASSIGNED to Budget and Finance Committee. 02/06/09 - Referred to the Small Business Commission, Retirement Board, and the Ethics Commission for review and comment.

2/11/09, AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. Heard in Committee. Speakers: Cheryl Adams, Deputy City Attorney; Monique Zmuda, Deputy Controller; Ted Egan, Controller's Office; David Augustine, Treasurer's Office; Robert Haaland, SEIU; Debbie, San Francisco Human Services Network; Regina Dick-Endrizzi, Acting Director, Small Business Commission; Steve Paul, San Francisco Chamber of Commerce; Jim Lazarus, San Francisco Chamber; Eizabeth Alexander, Coalition to Save Public Health; Chelsea, Coleman Advocates for Children and Youth.

2/11/09, REFERRED WITHOUT RECOMMENDATION.

2/24/09, RE-REFERRED to Budget and Finance Committee.

6/9/09, ASSIGNED to Budget and Finance Committee.

6/9/09, SUBSTITUTED. Supervisor Avalos submitted a substitute ordinance bearing new title.

7/1/09, CONTINUED TO CALL OF THE CHAIR. Speakers: None.

5. 090794 [Submission of Parcel Tax to voters] Supervisors Avalos, Mirkarimi

Motion ordering submitted to the voters an "Ordinance amending the Business and Tax Regulations Code of the City and County by: (1) adding Article 18, Parcel Tax, (2) amending Section 6.1-1 of Article 6, Common Administrative Provisions, to include appropriate cross-reference to new Article 18, and (3) amending the Administrative Code by adding Section 10.100-248 (Recreation and Parks Parcel Tax Fund)," at an election to be held on November 3, 2009.

(Economic Impact.)

6/9/09, ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 7/9/2009.

6/23/09, SUBSTITUTED. Supervisor Avalos submitted a substitute motion bearing new title.

6/23/09, ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 7/9/2009.

6. 090631 [Recreation and Park Department - Renaming Candlestick Park] Supervisors Dufty, Elsbernd

Motion ordering submitted to the voters an ordinance authorizing the amending San Francisco Administrative Code Section 4.24 to allow the Recreation and Park Department to enter into an agreement for the naming of City-owned sports stadium located at Candlestick Point, and to use fifty percent of the revenue from the agreement to fund recreation center directors at an election to be held on November 3, 2009.

(Fiscal Impact.)

5/19/09, RECEIVED AND ASSIGNED to Budget and Finance Committee.

6/2/09, SUBSTITUTED. Supervisor Dufty submitted a substitute motion bearing new title.

6/2/09, ASSIGNED to Budget and Finance Committee.

7. 090698 [Planning Fee Procedures and Adjustments] Mayor

Ordinance amending the San Francisco Planning Code by amending Article 3.5 to increase fees to recover costs for monitoring conditions of approval, code violation abatement, and the General Advertising Sign Program; establish a fee for Department facilitated pre-application meetings; modify refund procedures; modify the indigent fee waiver provision; clarify phased collections and payment deferment; establish a new processing fee for phased payments; and adopting Section 302 and environmental findings.

6/1/09, RECEIVED AND ASSIGNED to Budget and Finance Committee.

6/23/09, SUBSTITUTED. Mayor Newsom submitted a substitute ordinance bearing new title.

6/23/09, ASSIGNED to Budget and Finance Committee.

8. 090861 [Accept and Expend State Grant - Department of Public Works - \$333,000] Mayor

Resolution authorizing the Department of Public Works to accept and expend State Transportation Development Act (TDA) Article 3 funds totaling \$333,000 for various pedestrian projects in the City and County of San Francisco in FY 2009-2010.

(Fiscal Impact.)

6/30/09, RECEIVED AND ASSIGNED to Budget and Finance Committee.

9. 090737 [Approval of Sustainable Crushing Ventures, LLC Lease] Supervisor Maxwell

Resolution approving the Port Commission Lease No. L-14705 with Sustainable Crushing Ventures, LLC, for a five (5) year term with a five (5) year extension option for certain real property located at Pier 94, Seawall Lot 352 in the City and County of San Francisco.

6/2/09, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

7/2/09, TRANSFERRED to Budget and Finance Committee.

- 10. 090546 [Appropriating \$119,800,000 of proceeds from debt for wastewater system improvements at the Public Utilities Commission for Fiscal Year 2008-2009] Mayor**

Ordinance appropriating \$119,800,000 of proceeds from debt revenue for the Wastewater Enterprises' Interim Capital Improvement Program and the Sewer System Master Plan Biosolids/Digester and Channel Tunnel Projects at the San Francisco Public Utilities Commission for Fiscal Year 2008-2009 and placing \$78,800,000 on Controller's reserve pending of the sale of bonds.

(Fiscal Impact.)

5/5/09, RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 11. 090820 [Public Employment and Accept-Expend Federal Grant - Amendment to the Annual Salary Ordinance, FY 2009-2010 - Human Services Agency] Mayor**

Ordinance amending the FY 2009-2010 Annual Salary Ordinance (Companion File No. 090541) to reflect the addition of temporary salaries of \$7,737,578 and authorizing the Human Services Agency to accept and expend a grant in the amount of \$28,141,437 from the United States Department of Health and Human Services, TANF Emergency Contingency Fund, as part of the American Recovery and Reinvestment Act of 2009, to sponsor the Mayor's Jobs NOW Program.

(Fiscal Impact.)

6/16/09, RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 12. 090765 [80 Charter Oak Street Lease Amendment]**
Resolution authorizing a Lease Amendment to extend the term for five years for real property at 80 Charter Oak Street for the San Francisco Municipal Transportation Agency. (Real Estate Department)

6/1/09, RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 13. 090766 [1975-1999 Bryant Street Lease Amendment]**
Resolution authorizing a Lease Amendment to extend the term for five years for real property at 1975-1999 Bryant Street for the San Francisco Municipal Transportation Agency. (Real Estate Department)

(Fiscal Impact.)

6/1/09, RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 14. 090786 [Lease of Real Property at 160 South Van Ness Avenue]**
Resolution authorizing the Director of Property to exercise an extension option for a 7-year term for the lease of real property located at 160 South Van Ness Avenue, San Francisco, for the Human

Services Agency. (Real Estate Department)

(Fiscal Impact.)

6/8/09, RECEIVED AND ASSIGNED to Budget and Finance Committee.

15. 090787 [Lease of Real Property at 100 Larkin Street]

Resolution authorizing the lease of 683 square feet of space to the Nasra Family Partnership, in the Main Library located at 100 Larkin Street, San Francisco, on behalf of the San Francisco Public Library. (Real Estate Department)

6/8/09, RECEIVED AND ASSIGNED to Budget and Finance Committee.

16. 090834 [California Public Employees' Retirement System (CalPERS) Contract Amendment] Supervisor Elsbernd

Resolution of intention to approve an amendment to contract between the Board of Administration, California Public Employees' Retirement System (CalPERS), and the Board of Supervisors, City and County of San Francisco.

(Fiscal Impact.)

6/23/09, RECEIVED AND ASSIGNED to Budget and Finance Committee.

17. 090735 [Approving contract between the SFMTA and TJPA for Transbay Transit Center services] Supervisor Daly

Resolution approving Contract No. CS – 159 between the San Francisco Municipal Transportation Agency and the Transbay Joint Powers Authority for Transbay Transit Center program services.

(Fiscal Impact.)

6/2/09, 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.

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

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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

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