



City and County of San Francisco
Meeting Minutes
Budget and Finance Committee

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Members: Carmen Chu, Ross Mirkarimi, Jane Kim

Clerk: Victor Young (415) 554-7723

Wednesday, September 7, 2011

10:00 AM

City Hall, Committee Room 263

Regular Meeting

Present: 3 - Jane Kim, Carmen Chu, and Ross Mirkarimi

MEETING CONVENED

The meeting convened at 10:11 a.m.

REGULAR AGENDA

110496 [License Agreement - Non-Stop Music Library, L.C.]

Ordinance retroactively approving an agreement with Non-Stop Music Library, L.C., to license the use of a music library and waiving certain requirements of the Administrative Code with respect to the license agreement. (Department of Technology)

06/22/11; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

07/27/11; TRANSFERRED to Budget and Finance Committee.

Heard in Committee. Speakers: Ron Vincent (Dept. of Technology); Harvey Rose (Budget and Legislative Analyst); Cheryl Adams (Deputy City Attorney); provided an overview and responded to questions raised throughout the discussion. H. Brown; spoke in support of the matter.

09/07/11 - Amendment of the whole bearing a new title to provide for retroactive approval to September 1, 2010.

AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE

Ordinance retroactively approving an agreement with Non-Stop Music Library, L.C., to license the use of a music library and waiving certain requirements of the Administrative Code with respect to the license agreement. (Department of Technology)

RECOMMENDED AS AMENDED by the following vote:

Ayes: 2 - Kim, Chu

Absent: 1 - Mirkarimi

110581 [Contract Amendment - In-Home Supportive Services Provider Benefits and Administration - \$419,187,910]

Resolution amending Resolution No. 291-06 File No. 06033 that approved the contract between the City and County of San Francisco and San Francisco In-Home Supportive Services (IHSS) Public Authority for the provision of administration, health and dental benefits to IHSS independent providers for the period of July 1, 2006, to June 30, 2016, in the amended amount of \$419,187,910. (Human Services Department)
(Fiscal Impact.)

06/08/11; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

07/21/11; TRANSFERRED to Budget and Finance Committee.

Heard in Committee. Speakers: Dave Curto (Human Services); David Flores (Human Services); Harvey Rose (Budget and Legislative Analyst); Male Speaker (Human Services); provided an overview and responded to questions raised throughout the discussion.

9/7/11 - Amended on Page 1, Lines 1, 8, and 25, to replace '\$419,058,271' with '419,187,910'.

AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE

Resolution amending Resolution No. 291-06 File No. 06033 that approved the contract between the City and County of San Francisco and San Francisco In-Home Supportive Services (IHSS) Public Authority for the provision of administration, health and dental benefits to IHSS independent providers for the period of July 1, 2006, to June 30, 2016, in the amended amount of \$419,187,910. (Human Services Department)
(Fiscal Impact.)

RECOMMENDED AS AMENDED by the following vote:

Ayes: 3 - Kim, Chu, Mirkarimi

110957 [Accept and Expend Grant - Airport Canine Explosives Detection Team Program - \$600,500]**Sponsor: Chu**

Resolution authorizing the Airport Commission to accept and expend funding in the amount of \$600,500 from the Transportation Security Administration for the Airport Canine (K-9) Explosives Detection Team Program.

09/06/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

Heard in Committee. Speakers: Cathy Widener (SF Airport); provided an overview and responded to questions raised throughout the discussion.

RECOMMENDED by the following vote:

Ayes: 3 - Kim, Chu, Mirkarimi

110847 [Memorandum of Understanding, Amendment No. 5 - San Francisco Firefighters, Local 798 (Unit 2)]**Sponsor: Mayor**

Ordinance adopting and implementing Amendment No. 5 to the 2007-2013 Memorandum of Understanding (MOU) between the City and County of San Francisco and the San Francisco Firefighters, Local 798 (Unit 2), by extending the term of the MOU to June 30, 2015, and by implementing specified terms and conditions of employment for FYs 2011-2012, 2012-2013, 2013-2014, and 2014-2015.

07/19/11; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

08/30/11; TRANSFERRED to Budget and Finance Committee.

Heard in Committee. Speakers: Martin Gran (Human Resources); Monique Zmuda, (Controller); provided an overview and responded to questions raised throughout the discussion. Tom O'Connor; spoke in support of the matter. H. Brown; Jeff Adachi, Public Defender; spoke in opposition of the matter.

REFERRED WITHOUT RECOMMENDATION to the Board of Supervisors, by the following vote:

Ayes: 3 - Kim, Chu, Mirkarimi

110848 [Memorandum of Understanding, Amendment No. 5 - San Francisco Firefighters, Local 798 (Unit 1)]**Sponsor: Mayor**

Ordinance adopting and implementing Amendment No. 5 to the 2007-2013 Memorandum of Understanding (MOU) between the City and County of San Francisco and the San Francisco Firefighters, Local 798 (Unit 1), by extending the term of the MOU to June 30, 2015, and by implementing specified terms and conditions of employment for FYs 2011-2012, 2012-2013, 2013-2014, and 2014-2015.

(Supervisor Chu excused from voting.)

07/19/11; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

08/30/11; TRANSFERRED to Budget and Finance Committee.

Heard in Committee. Speakers: Martin Gran (Human Resources); Monique Zmuda (Controller); provided an overview and responded to questions raised throughout the discussion. H. Brown; Jeff Adachi, Public Defender; spoke in opposition of the matter. Walter Paulson; spoke neither in support nor opposition on the matter.

Supervisor Chu recused herself from voting on File No. 110848.

REFERRED WITHOUT RECOMMENDATION to the Board of Supervisors, by the following vote:

Ayes: 2 - Kim, Mirkarimi

Excused: 1 - Chu

110849 [Memorandum of Understanding, Amendment No. 4 - San Francisco Police Officers' Association (Units P-1 & P-2A)]**Sponsor: Mayor**

Ordinance adopting and implementing Amendment No. 4 to the 2007-2013 Memorandum of Understanding (MOU) between the City and County of San Francisco and the San Francisco Police Officers' Association (Units P-1 & P-2A), by extending the term of the MOU to June 30, 2015, and by implementing specified terms and conditions of employment for FYs 2011-2012, 2012-2013, 2013-2014, and 2014-2015.

07/19/11; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

08/30/11; TRANSFERRED to Budget and Finance Committee.

Heard in Committee. Speakers: Martin Gran (Human Resources); Monique Zmuda, (Controller); provided an overview and responded to questions raised throughout the discussion. Tom O'Connor; spoke in support of the matter. H. Brown; Jeff Adachi, Public Defender; spoke in opposition of the matter.

REFERRED WITHOUT RECOMMENDATION to the Board of Supervisors, by the following vote:

Ayes: 3 - Kim, Chu, Mirkarimi

110850 [Memorandum of Understanding, Amendment No. 4 - Municipal Executives' Association, Fire]**Sponsor: Mayor**

Ordinance adopting and implementing Amendment No. 4 to the 2007-2013 Memorandum of Understanding (MOU) between the City and County of San Francisco and the Municipal Executives' Association, Fire, by extending the term of the MOU to June 30, 2015, and by implementing specified terms and conditions of employment for FYs 2011-2012, 2012-2013, 2013-2014, and 2014-2015.

07/19/11; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

08/30/11; TRANSFERRED to Budget and Finance Committee.

Heard in Committee. Speakers: Martin Gran (Human Resources); Monique Zmuda, (Controller); provided an overview and responded to questions raised throughout the discussion. Tom O'Connor; spoke in support of the matter. H. Brown; Jeff Adachi, Public Defender; spoke in opposition of the matter.

REFERRED WITHOUT RECOMMENDATION to the Board of Supervisors, by the following vote:

Ayes: 3 - Kim, Chu, Mirkarimi

110851 [Memorandum of Understanding, Amendment No. 4 - San Francisco Police Officers' Association (Unit P-2B)]**Sponsor: Mayor**

Ordinance adopting and implementing Amendment No. 4 to the 2007-2013 Memorandum of Understanding (MOU) between the City and County of San Francisco and the San Francisco Police Officers' Association (Unit P-2B), by extending the term of the MOU to June 30, 2015, and by implementing specified terms and conditions of employment for FYs 2011-2012, 2012-2013, 2013-2014, and 2014-2015.

07/19/11; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

08/30/11; TRANSFERRED to Budget and Finance Committee.

Heard in Committee. Speakers: Martin Gran (Human Resources); Monique Zmuda, (Controller); provided an overview and responded to questions raised throughout the discussion. Tom O'Connor; spoke in support of the matter. H. Brown; Jeff Adachi, Public Defender; spoke in opposition of the matter.

REFERRED WITHOUT RECOMMENDATION to the Board of Supervisors, by the following vote:

Ayes: 3 - Kim, Chu, Mirkarimi

110852 [Memorandum of Understanding, Amendment No. 4 - Municipal Executives' Association, Police]**Sponsor: Mayor**

Ordinance adopting and implementing Amendment No. 4 to the 2007-2013 Memorandum of Understanding (MOU) between the City and County of San Francisco and the Municipal Executives' Association, Police, by extending the term of the MOU to June 30, 2015, and by implementing specified terms and conditions of employment for FYs 2011-2012, 2012-2013, 2013-2014 and 2014-2015.

07/19/11; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

08/30/11; TRANSFERRED to Budget and Finance Committee.

Heard in Committee. Speakers: Martin Gran (Human Resources); Monique Zmuda, (Controller); provided an overview and responded to questions raised throughout the discussion. Tom O'Connor; spoke in support of the matter. H. Brown; Jeff Adachi, Public Defender; spoke in opposition of the matter.

REFERRED WITHOUT RECOMMENDATION to the Budget and Finance Committee, by the following vote:

Ayes: 3 - Kim, Chu, Mirkarimi

110680 [Master Lease Amendment - U.S. Navy - Treasure Island South Waterfront]

Resolution approving the Twenty-Seventh Amendment to the Treasure Island South Waterfront Master Lease between the Treasure Island Development Authority and the U.S. Navy to extend the term. (Treasure Island Development Authority)

06/20/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

Heard in Committee. Speakers: Marian Saez, Director, Treasure Island; Harvey Rose (Budget and Legislative Analyst); provided an overview and responded to questions raised throughout the discussion. H. Brown; spoke in opposition of the matter.

RECOMMENDED by the following vote:

Ayes: 2 - Chu, Mirkarimi

Absent: 1 - Kim

110681 [Master Lease Amendment - U.S. Navy -Treasure Island Childcare]

Resolution approving the Seventh Amendment to the Treasure Island Childcare Master Lease between the Treasure Island Development Authority and the U.S. Navy to extend the term. (Treasure Island Development Authority)

06/20/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

Heard in Committee. Speakers: Marian Saez, Director, Treasure Island; Harvey Rose (Budget and Legislative Analyst); provided an overview and responded to questions raised throughout the discussion. H. Brown; spoke in opposition of the matter.

RECOMMENDED by the following vote:

Ayes: 2 - Chu, Mirkarimi

Absent: 1 - Kim

110682 [Cooperative Agreement Modification - U.S. Navy - Treasure Island]

Resolution approving and authorizing the Treasure Island Development Authority to enter into a modification of the Cooperative Agreement with the U.S. Navy to extend the Cooperative Agreement from October 1, 2011, to September 30, 2012. (Treasure Island Development Authority)

06/20/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

Heard in Committee. Speakers: Marian Saez, Director, Treasure Island; Harvey Rose (Budget and Legislative Analyst); provided an overview and responded to questions raised throughout the discussion. H. Brown; spoke in opposition of the matter.

RECOMMENDED by the following vote:

Ayes: 2 - Chu, Mirkarimi

Absent: 1 - Kim

110683 [Master Lease Amendment - U.S. Navy - Treasure Island Event Venues]

Resolution approving the Twenty Third Amendment to the Treasure Island Event Venues Master Lease between the Treasure Island Development Authority and the U.S. Navy to extend the term. (Treasure Island Development Authority)

06/20/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

Heard in Committee. Speakers: Marian Saez, Director, Treasure Island; Harvey Rose (Budget and Legislative Analyst); provided an overview and responded to questions raised throughout the discussion. H. Brown; spoke in opposition of the matter.

RECOMMENDED by the following vote:

Ayes: 2 - Chu, Mirkarimi

Absent: 1 - Kim

110684 [Master Lease Amendment - U.S. Navy - Treasure Island Land and Structures]

Resolution approving the Thirty-Fifth Amendment to the Treasure Island Land and Structures Master Lease between the Treasure Island Development Authority and the U.S. Navy to extend the term. (Treasure Island Development Authority)

06/20/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

Heard in Committee. Speakers: Marian Saez, Director, Treasure Island; Harvey Rose (Budget and Legislative Analyst); provided an overview and responded to questions raised throughout the discussion. H. Brown; spoke in opposition of the matter.

RECOMMENDED by the following vote:

Ayes: 2 - Chu, Mirkarimi

Absent: 1 - Kim

110685 [Master Lease Amendment - U.S. Navy - Treasure Island Marina]

Resolution approving the Fifteenth Amendment to the Treasure Island Marina Master Lease between the Treasure Island Development Authority and the U.S. Navy to extend the term. (Treasure Island Development Authority)

06/20/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

Heard in Committee. Speakers: Marian Saez, Director, Treasure Island; Harvey Rose (Budget and Legislative Analyst); provided an overview and responded to questions raised throughout the discussion. H. Brown; spoke in opposition of the matter.

RECOMMENDED by the following vote:

Ayes: 2 - Chu, Mirkarimi

Absent: 1 - Kim

110781 [Setting San Francisco's Property Tax Rate and Establishing Pass-Through Rate for Residential Tenants - FY2011-2012]**Sponsor: Mayor**

Ordinance providing revenue and levying property taxes for City and County purposes and establishing pass-through rate of residential tenants pursuant to Chapter 37 of the Administrative Code for FY ending June 30, 2012.

(Fiscal Impact)

07/21/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

08/02/11; SUBSTITUTED AND ASSIGNED to Budget and Finance Committee.

Heard in Committee. Speakers: Monique Zmuda (Controller); Jaime Whitaker (Controller); Harvey Rose (Budget and Legislative Analyst); provided an overview and responded to questions raised throughout the discussion. Walter Paulson; Female Speaker; spoke neither in support nor opposition on the matter.

RECOMMENDED by the following vote:

Ayes: 2 - Chu, Mirkarimi

Absent: 1 - Kim

110782 [Setting San Francisco Community College District's Property Tax Rate to be Included in the City's Overall Property Tax Rate - FY2011-2012]**Sponsor: Mayor**

Ordinance providing revenue and levying property taxes for San Francisco Community College District purposes for FY ending June 30, 2012.

(Fiscal Impact)

07/21/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

08/02/11; SUBSTITUTED AND ASSIGNED to Budget and Finance Committee.

Heard in Committee. Speakers: Monique Zmuda (Controller); Jaime Whitaker (Controller); Harvey Rose (Budget and Legislative Analyst); provided an overview and responded to questions raised throughout the discussion. Walter Paulson; Female Speaker; spoke neither in support nor opposition on the matter.

RECOMMENDED by the following vote:

Ayes: 2 - Chu, Mirkarimi

Absent: 1 - Kim

110783 [Setting San Francisco Unified School District's Property Tax Rate to be Included in the City's Overall Property Tax Rate - FY2011-2012]**Sponsor: Mayor**

Ordinance providing revenue and levying property taxes for San Francisco Unified School District purposes for FY ending June 30, 2012.

(Fiscal Impact)

07/21/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

08/02/11; SUBSTITUTED AND ASSIGNED to Budget and Finance Committee.

Heard in Committee. Speakers: Monique Zmuda (Controller); Jaime Whitaker (Controller); Harvey Rose (Budget and Legislative Analyst); provided an overview and responded to questions raised throughout the discussion. Walter Paulson; Female Speaker; spoke neither in support nor opposition on the matter.

RECOMMENDED by the following vote:

Ayes: 2 - Chu, Mirkarimi

Absent: 1 - Kim

110784 [Setting San Francisco Bay Area Rapid Transit District's Property Tax Rate to be Included in the City's Overall Property Tax Rate - FY2011-2012]**Sponsor: Mayor**

Ordinance providing revenue and levying property taxes for San Francisco Bay Area Rapid transit District purposes for FY ending June 30, 2012.

(Fiscal Impact)

07/21/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

08/02/11; SUBSTITUTED AND ASSIGNED to Budget and Finance Committee.

Heard in Committee. Speakers: Monique Zmuda (Controller); Jaime Whitaker (Controller); Harvey Rose (Budget and Legislative Analyst); provided an overview and responded to questions raised throughout the discussion. Walter Paulson; Female Speaker; spoke neither in support nor opposition on the matter.

RECOMMENDED by the following vote:

Ayes: 2 - Chu, Mirkarimi

Absent: 1 - Kim

110921 [Certificates of Participation - Moscone Center Refunding Project - Not to Exceed \$110,000,000]**Sponsor: Mayor**

Resolution approving the execution and delivery of not to exceed \$110,000,000 aggregate principal amount of Refunding Certificates of Participation for the purpose of refinancing certain lease revenue refunding bonds issued by the Redevelopment Agency; approving a property lease, project lease, escrow agreements, and a trust agreement; providing for the manner of sale of Refunding Certificates of Participation, whether by competitive or negotiated sale; approving the form of the official notice of sale and the notice of intention to sell for the Refunding Certificates of Participation; directing the publication of the notice of intention to sell for the Refunding Certificates of Participation; approving the form of the Certificate Purchase Contract; approving the form of the official statement in preliminary and final form; approving the form of the continuing disclosure certificate; authorizing the acceptance by the City of certain property in connection with the execution and delivery of the Refunding Certificates of Participation; authorizing the payment of cost of issuance; authorizing the taking of appropriate actions in connection therewith; and related matters.

(Fiscal Impact)

08/02/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

Heard in Committee. Speakers: Anthony Ababon (Controller); provided an overview and responded to questions raised throughout the discussion

RECOMMENDED by the following vote:

Ayes: 2 - Chu, Mirkarimi

Absent: 1 - Kim

110902 [Public Employment - Amendment to the Annual Salary Ordinance for Adult Probation, District Attorney, and Public Defender - FY2011-2012]**Sponsor: Mayor**

Ordinance amending Ordinance No. 146-11 (Annual Salary Ordinance FY2011-2012) to reflect the addition of 31 positions (20.59 FTE) in various job classes for Assembly Bill 109 Public Safety Realignment consisting of adding 27 positions (17.76 FTE) in Adult Probation, 2 positions (1.50 FTE) in Public Defender, and 2 positions (1.33 FTE) in District Attorney.

(Fiscal Impact)

08/02/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

Heard in Committee. Speakers: Wendy Still, Chief, Adult Probation; Harvey Rose (Budget and Legislative Analyst); Severin Cambell (Budget and Legislative Analyst), Janet Dempsey (Sheriff); Lenore Anderson (City Attorney); provided an overview and responded to questions raised throughout the discussion.

AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE

Ordinance amending Ordinance No. 146-11 (Annual Salary Ordinance FY2011-2012) to reflect the addition of 31 positions (20.59 FTE) in various job classes for Assembly Bill 109 Public Safety Realignment consisting of adding 27 positions (17.76 FTE) in Adult Probation, 2 positions (1.50 FTE) in Public Defender, and 2 positions (1.33 FTE) in District Attorney.

(Fiscal Impact)

9/7/11 - Amendment of the whole bearing a new title.

RECOMMENDED AS AMENDED by the following vote:

Ayes: 2 - Chu, Mirkarimi

Absent: 1 - Kim

110907 [Appropriating State Assembly Bill 109 Realignment Fund to Support Expenditures at the Adult Probation and Other Departments for FY2011-2012 - \$5,787,176]

Sponsor: Mayor

Ordinance appropriating \$5,787,176 of Assembly Bill 109 Public Safety Realignment revenue to support related expenditures at Adult Probation, District Attorney, Public Defender, and Sheriff for FY2011-2012.

(Fiscal Impact)

08/02/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

Heard in Committee. Speakers: Wendy Still, Chief, Adult Probation; Harvey Rose (Budget and Legislative Analyst); Severin Cambell (Budget and Legislative Analyst), Janet Dempsey (Sheriff); Lenore Anderson (City Attorney); provided an overview and responded to questions raised throughout the discussion.

AMENDED

(Fiscal Impact)

RECOMMENDED AS AMENDED by the following vote:

Ayes: 2 - Chu, Mirkarimi

Absent: 1 - Kim

110920 [2011 Public Safety Realignment Plan]

Sponsor: Mayor

Resolution approving the City and County of San Francisco 2011 Public Safety Realignment Plan.

08/02/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

Heard in Committee. Speakers: Wendy Still, Chief, Adult Probation; Harvey Rose (Budget and Legislative Analyst); Severin Cambell (Budget and Legislative Analyst), Janet Dempsey (Sheriff); Lenore Anderson (City Attorney); provided an overview and responded to questions raised throughout the discussion.

RECOMMENDED by the following vote:

Ayes: 2 - Chu, Mirkarimi

Absent: 1 - Kim

ADJOURNMENT

The meeting adjourned at 1:30 p.m.