

1 [The Mayor’s Budget Director may waive payment of part of the cost of additional police
2 services, including the administrative overhead charge.]

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4 **Ordinance permitting the Mayor’s Budget Director to waive, in writing, part of the cost**
5 **of additional police services, including the administrative overhead charge.**

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7 Note: Additions are single-underline italics Times New Roman;
8 deletions are ~~strikethrough italics Times New Roman~~.
9 Board amendment additions are double underlined.
Board amendment deletions are ~~strikethrough normal~~.

10 Be it ordained by the People of the City and County of San Francisco:

11 Section 1. The San Francisco Administrative Code is hereby amended by amending
12 Section 10B.2 to read as follows:

13 SEC. 10B.2. PAYMENT FOR SERVICES.

14 (a) Except as provided in subsection (f), below, ~~The~~ person, corporation, firm or organization
15 desiring such services shall pay to the police department such sums of money as may be
16 necessary to pay for the additional services. The payment shall be computed based upon the
17 rate paid or payable to those uniformed officers of the Police Department actually performing
18 services at the time they are to perform such additional duties, and the cost of additional
19 equipment and materials expended, together with an administrative overhead charge to cover
20 the proportionate percentage of the Department's administrative costs that are attributable in
21 the Department's reasonable discretion to the work performed pursuant to the request.

22 No person, corporation, firm or organization that contracts with the Police Department for
23 additional services that are: 1) of the type normally provided by police officers on patrol in the
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1 designated area; and 2) to be provided at least four days per week, each week, for a period in
2 excess of one year, shall be required to pay an administrative overhead charge, unless such
3 additional services are provided in conjunction with a City permit or license, or are otherwise
4 necessary to mitigate a negative impact created by the activity of the person, corporation, firm
5 or organization contracting for the additional services.

6 (b) The Police Department shall provide an estimate of the payment for such services to the
7 person, corporation, firm or organization desiring the service within a reasonable time prior to
8 the date service is to be rendered. The person, corporation, firm or organization shall deposit
9 the amount of estimated funds with the Police Department prior to the time that the Police
10 Department renders the requested service. The Police Department may waive the deposit
11 requirement if services are requested for 30 days or more, or if Department reasonably
12 believes that a waiver is justified.

13 (c) Within a reasonable time after the services are rendered, the Chief of Police shall
14 determine the amount of payment due. If the deposit pursuant to Subsection (b) hereof is
15 insufficient to cover the cost of services, the Chief of Police shall notify the person,
16 corporation, firm or organization that requested the services by United States mail to the
17 address listed on the request for such services and that party shall have ten days to pay the
18 balance. If the amount deposited exceeds the actual costs, the Chief of Police shall authorize
19 a refund of the excess to the applicant at the address shown on the application.

20 (d) The Police Department shall deposit with the Treasurer such sums as received in a special
21 account designated public facilities overtime account; provided, however, that the amount
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1 representing administrative overhead shall be deposited to the general fund unappropriated
2 balance of funds.

3 (e) The person, corporation, firm or organization shall indemnify, hold harmless and defend
4 said City and County of San Francisco, the San Francisco Police Department, and all the
5 officers, agents and employees of either, from and against all liability, judgments or claims for
6 personal or bodily injuries, false arrest and false imprisonment caused by or purportedly
7 caused by such personnel in the rendering of such services.

8 (f) The City shall not waive payment for additional police services pursuant to this Chapter
9 except by ordinance of the Board of Supervisors, provided, however, that the Mayor's Budget
10 Director may waive, in writing, payment of part of the cost of such services, including but not limited to
11 the administrative overhead charge.
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15 APPROVED AS TO FORM:
16 DENNIS J. HERRERA, City Attorney

17 By: _____
18 Mariam M. Morley
19 Deputy City Attorney
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