

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

*City Hall, Legislative Chamber, Room 250*



**Meeting Agenda**

Wednesday, October 28, 2009

11:00 AM

Regular Meeting

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***Members: John Avalos, Ross Mirkarimi, Carmen Chu***

***Clerk: Gail Johnson (415) 554-4445***

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*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. 091166 [Approval of Management and Operations Agreement for the Cable Car Museum] Supervisor Chiu**

Resolution approving Municipal Transportation Agency Management and Operations Agreement with the Friends of the Cable Car Inc., for the Cable Car Museum for a term of ten years with two five-year options to extend the term.

10/6/09, RECEIVED AND ASSIGNED to Budget and Finance Committee.

2. **090929** **[Port of San Francisco's Request for Proposals for a Concrete Batching or Asphalt Production Lease at Seawall Lot 352, Pier 94]** **Supervisor Elsbernd**
- Hearing to consider the Port of San Francisco's Request for Proposals for a Concrete Batching or Asphalt Production Lease at Seawall Lot 352, Pier 94 and the Department of Public Works' findings regarding the Municipal Asphalt Plant located at 1801 Jerrold Street.
- 7/21/09, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 10/5/09, CONTINUED TO CALL OF THE CHAIR. Heard in Committee. Speakers: Brad Benson, Port of San Francisco; Douglas Legg, Department of Public Works; Michael Hammon and Karen Pierce, Southern Waterfront Advisory Committee; Maurice Quinlan, Golden Gate Disposal & Recycling.
- 10/22/09, TRANSFERRED to Budget and Finance Committee.
3. **091179** **[CEQA Findings in Connection with the Exploratorium Relocation Project]** **Mayor**
- Resolution adopting findings pursuant to the California Environmental Quality Act (CEQA) and Administrative Code Chapter 31 in connection with the Exploratorium Relocation Project proposed to be located on Pier 15 and a portion of Pier 17 in the Port of San Francisco, City and County of San Francisco.
- (Fiscal Impact.)
- 10/6/09, RECEIVED AND ASSIGNED to Budget and Finance Committee.
4. **091178** **[Approval of Lease for Pier 15 and a portion of Pier 17, a related Parking Agreement and Licenses]** **Mayor**
- Resolution approving and authorizing a 66-year Lease of Pier 15 and a portion of Pier 17 and a related Parking Agreement at Seawall Lot 321, two Curb Indent Licenses in front of Piers 15 and 17 and a Curb Space License at Green Street between the Exploratorium and the City and County of San Francisco acting by and through the San Francisco Port Commission.
- (Fiscal Impact.)
- 10/6/09, RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 10/20/09, SUBSTITUTED. Mayor Newsom submitted a substitute ordinance bearing new title.
- 10/20/09, ASSIGNED to Budget and Finance Committee.
5. **081324** **[Monthly Overtime Report]** **Supervisor Mar**
- Hearing on Monthly Overtime Report (Administrative Code Section 18.13-1), discussing the five

City departments using the most overtime in the preceding month.

10/21/08, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

10/29/08, TRANSFERRED to Budget and Finance Committee.

11/5/08, CONTINUED TO CALL OF THE CHAIR. Heard in Committee. Speakers: Monique Zmuda, Deputy Controller; Steve Minor, Human Resource; Nani Coloretti, Mayor's Budget Director; Jan Dempsey, Sheriff's Office; Deputy Chief Gary Mantizoni, Fire Dept.; Kenneth McDonald, MTA; Ken Bukousky, Police Dept.; Officer Kevin Patrick, Police Dept.; Greg Sass, Public Health.

12/3/08, CONTINUED TO CALL OF THE CHAIR. Heard in Committee. Speakers: Monique Zmuda, Deputy Controller; Jan Dempsey; Deputy Sheriff; Deputy Chief Gary Mantizoni, Fire Dept.; Kenneth McDonald, MTA; Ken Bukousky, Police Dept.; Greg Sass, Public Health.

1/21/09, CONTINUED TO CALL OF THE CHAIR. Heard in Committee. Speakers: Monique Zmuda, Deputy Controller; Steve Moner, Compensation Manager; Greg Wagner, Mayor's Budget Office; Jan Dempsey, Undersheriff; Ken Bukousky, CFO, Police Dept.; Deputy Chief Kevin Hashman, Police Dept.; Deputy Chief Gary Mantizoni, Fire Dept.; Kenneth McDonald, MTA; Sue Krin, Public Health.

3/4/09, CONTINUED. Heard in Committee. Speakers: Monique Zmuda, Deputy Controller; Jean Mariani, Sheriff's Department; Ken Bukowski, Chief Financial Officer, Police Department; Deputy Chief Gary Massetani, Fire Department; Captain Cashman, Deputy Chief, Field Operations, Police Department; Kenneth McDonald, Chief Operating Officer, Municipal Transportation Agency; Greg Saas, Department of Public Health. Continued to April 1, 2009.

4/1/09, CONTINUED TO CALL OF THE CHAIR. Heard in Committee. Speakers: Deputy Chief Gary Massetani, Fire Department; Joanne Hayes-White, Chief, Fire Department; Peg Stevenson, Controller's Office; Nani Coloretti, Mayor's Budget Director; John Hanley, Firefighters Union, Local 798; Ken Bukowski, Chief Financial Officer, Police Department; Heather Fong, Chief of Police; Tom Owen, Deputy City Attorney.

9/23/09, CONTINUED TO CALL OF THE CHAIR. Heard in Committee. Speaker: Monique Zmuda, Deputy Controller.

## **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.*

**091162 [Purchaser's authority to permit informal solicitation of certain contracts for purchase of goods or services and to set aside contracts for small local businesses] Supervisors Chu, Chiu, Maxwell**

Ordinance amending Administrative Code section 21.5 to allow Purchaser to permit informal solicitation for contracts for commodities and services up to \$100,000 and for those contracts utilizing federal grant funds where authorized and to update Purchaser's authority to set aside contracts for local small businesses.

10/6/09, ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 11/6/2009.

10/20/09, SUBSTITUTED. Supervisor Chu submitted a substitute ordinance bearing same title.

10/20/09, ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 11/6/2009.

**091163 [Economic stimulus measures for capital project acceleration] Supervisors Chu, Chiu, Maxwell**

Ordinance amending Administrative Code Chapter 6, Public Works Contracting Policies and Procedures, Section 6.1, to add a definition for a department head and designee and to increase the Threshold Amount for sealed competitively bid construction contracts from \$100,000 to \$400,000, with a future increase by the Controller in 2015; amending Section 6.20, to update and conform references to Administrative Code Chapter 14B; amending Section 6.21, to update and conform references to Administrative Code Chapter 14B; amending Section 6.22(A), to clarify and conform to state law the minimum contract amount requiring performance and payment bonds to \$25,000; amending Section 6.22(J), to allow for early release of retention to subcontractors certified by the Human Rights Commission as Local Business Enterprises or subcontractors on multi-year construction projects; amending Section 6.40, to increase the minimum competitive amount for the procurement of professional services for public work projects from \$25,000 to \$100,000, with a future increase in 2015 by the Controller; amending Section 6.60 to update and conform references

to the Municipal Transportation Agency; amending Section 6.62, Job Order Contracts, to amend the Local Business Enterprise goal enforcement procedure and allow for micro-LBE set-asides, to increase the maximum contract amount from \$3,000,000 to \$5,000,000 and the maximum contract time to five years, to increase the maximum service order amount from \$200,000 or \$400,000 (depending on the program) to \$400,000 for all purposes, and adding new subcontractor listing and subcontractor substitution requirements.

10/6/09, ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 11/6/2009.

### **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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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 5, 6, 7, 9, 21, 47, 49, 71, 71L, F, J, K, L, M, N, T (exit at Van Ness Station). For more information about MUNI accessible services, call (415) 701-4485.

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 by mail 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 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 25 Van Ness Avenue, Suite 220, San Francisco, CA 94102; telephone (415) 252-3100; fax (415) 252-3112; web site [www.sfgov.org/ethics](http://www.sfgov.org/ethics)