

File No. 110869

Committee Item No. _____

Board Item No. 54

COMMITTEE/BOARD OF SUPERVISORS

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Board of Supervisors Meeting Date 8/2/11

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ADW in Board 7/26/11

Completed by: Rana Calonsag

Date 7/27/11

An asterisked item represents the cover sheet to a document that exceeds 20 pages. The complete document is in the file.

7/26/11

FILE NO. 110869

MOTION NO.

1 [Authorizing Preparation of Proponent/Opponent Ballot Arguments and Rebuttal Ballot
2 Arguments for Submittal to the Voters at the November 8, 2011, Consolidated General
3 Municipal Election]

4 **Motion authorizing preparation of written Proponent and Opponent ballot arguments**
5 **and rebuttal ballot arguments for submittal to the voters at the November 8, 2011,**
6 **Consolidated General Municipal Election.**

7
8 WHEREAS, The Board of Supervisors wishes to authorize the Board Member(s) and/or
9 sponsor(s) of the following ballot measures to prepare and submit a written proponent ballot
10 argument and proponent rebuttal argument for submittal to the Director of Elections:

- 11
- 12 • Charter Amendment (Third Draft) to amend the Charter of the City and County of San
13 Francisco by amending Section 14.101 to allow amendments to or repeals of initiative
14 ordinances and declarations of policy. (Supervisor Wiener)
 - 15
 - 16 • Charter Amendment (Fourth Draft) to amend the Charter of the City and County of San
17 Francisco by amending the provisions in Appendix A to: 1) adjust contribution rates for
18 current and future employees to the San Francisco Employees' Retirement System
19 (SFERS) based on the rate employers are required to pay each year; 2) limit SFERS'
20 supplemental cost of living adjustments to retiree benefits for all employees and
21 retirees; 3) create new retirement plans for employees commencing employment on
22 and after January 7, 2012; 4) require elected officials to pay their contributions to
23 SFERS and the Retiree Health Care Trust Fund (RHCTF); 5) allow certain individuals
24 who are members of the California Public Employees' Retirement System (CalPERS)
25 to become members of SFERS; 6) change the composition of the Health Service Board

1 (HSB); 7) change the vote requirement for the HSB to approve member health care
2 plans; 8) require current employees to contribute to the RHCTF beginning in FY2016-
3 2017; 9) restrict certain retiree health care benefits for employees who left City
4 employment, but have not yet retired, to those benefits in place at the time they left
5 employment; 10) reduce employers' contributions into the Health Service System Trust
6 Fund under certain circumstances; and 11) make certain other changes to retirement
7 and health care benefits, and provisions governing the RHCTF and the Health Service
8 System. (Supervisor Elsbernd)

- 9
- 10 • Motion ordering submitted to the voters an ordinance amending Article I, Chapter 5, of
11 the Campaign and Governmental Conduct Code, to modify registration and disclosure
12 requirements for campaign consultants. (Supervisor Wiener)

 - 13
 - 14 • Ordinance submitting to the voters amending the San Francisco Business and Tax
15 Regulations Code by adding Article 16-A to provide funds for public safety programs
16 and services to children and senior citizens in the City and County of San Francisco by
17 imposing a transactions (sales) and use tax at the rate of one-half of one percent
18 (0.50%) for a period of ten years, to be administered by the State Board of Equalization
19 in accordance with Parts 1.6 and 1.7 of Division 2 of the California Revenue and
20 Taxation Code; adopting an expenditure plan; amending the Administrative Code by
21 adding Section 10.100.321 establishing a special revenue fund; and directing
22 submission of the tax for voter approval at the November 8, 2011, Municipal Election.
23 (Mayor)
- 24
25

- 1 • Ordinance submitting to the voters a proposition to incur the following bonded debt of
2 the City and County: \$248,000,000 to finance the repaving and reconstruction of
3 roads, the rehabilitation and seismic improvement of street structures, the replacement
4 of sidewalks, the installation and renovation of curb ramps, the redesign of
5 streetscapes to include pedestrian and bicycle safety improvements, and the
6 construction, rehabilitation and renovation of traffic infrastructure and related costs
7 necessary or convenient for the foregoing purposes; authorizing landlords to pass-
8 through 50% of the resulting property tax increase to residential tenants in accordance
9 with Chapter 37 of the San Francisco Administrative Code; finding that the estimated
10 cost of such proposed project is and will be too great to be paid out of the ordinary
11 annual income and revenue of the City and County and will require expenditures
12 greater than the amount allowed therefor by the annual tax levy; reciting the estimated
13 cost of such proposed project; fixing the date of election and the manner of holding
14 such election and the procedure for voting for or against the proposition; fixing the
15 maximum rate of interest on such bonds and providing for the levy and collection of
16 taxes to pay both principal and interest; prescribing notice to be given of such election;
17 finding that the proposed bond is not a project under the California Environmental
18 Quality Act (CEQA); finding that the proposed bond is in conformity with the priority
19 policies of Planning Code Section 101.1(b) and with the General Plan consistency
20 requirement of Charter Section 4.105 and Administrative Code Section 2A.53;
21 consolidating the special election with the general election; establishing the election
22 precincts, voting places, and officers for the election; waiving the word limitation on
23 ballot propositions imposed by San Francisco Municipal Elections Code Section 510;
24 complying with the restrictions on the use of bond proceeds specified in California
25 Government Code Section 53410; incorporating the provisions of San Francisco

1 Administrative Code Sections 5.30 - 5.36; and waiving the time requirements specified
2 in San Francisco Administrative Code Section 2.34. (Supervisor Wiener)

- 3
- 4 • Ordinance submitting to the voters amending San Francisco Park Code by adding
5 Section 12.49 to: 1) ensure equal public access to parks and recreation facilities and
6 prevent privatization of our public parks and facilities; and 2) set an effective date.
7 (Supervisors Avalos, Campos, Mar, Mirkarimi)

8

 - 9 • Ordinance submitting to the voters amending San Francisco Administrative Code by
10 amending Sections 20.57.1, 20.76.3, 20.106.2, 20.206.3, and 20.228, to: 1) provide
11 that homeless shelters shall not constitute "housing" for purposes of setting benefit
12 levels under the Care Not Cash Initiative; and 2) set an operative date. (Supervisors
13 Mar, Campos, Avalos, Kim, Mirkarimi)

14

 - 15 • Ordinance submitting to the voters amending the San Francisco Planning Code by
16 adding Section 317 to prohibit the demolition of residential buildings containing 50 or
17 more housing units. (Supervisors Mar, Avalos, Campos, Mirkarimi, Kim)

18

19 WHEREAS, The Board of Supervisors wishes to authorize the Board Member(s)
20 opposed to the following ballot measures to prepare and submit a written opponent ballot
21 argument and rebuttal ballot argument for submittal to the Director of Elections:

22

- 23 • Charter Amendment (Third Draft) to amend the Charter of the City and County of San
24 Francisco by amending Section 14.101 to allow amendments to or repeals of initiative
25 ordinances and declarations of policy. (Supervisors Avalos, Campos, Mar, Mirkarimi)

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- 10 • Charter Amendment to amend the Charter of the City and County of San Francisco by
11 enacting the "The San Francisco Pension Reform Act" to 1) increase the amount that
12 City employees contribute toward their pension benefits when the City's pension costs
13 increase, while exempting lower-paid employees; 2) prohibit 'spiking' and providing a
14 reformed pension plan for future employees; and 3) protect essential City services and
15 jobs, and will ensure that the City employees' pension system is funded in a
16 sustainable manner. (Supervisor Elsbernd)

17

 - 18 • Ordinance submitting to the voters a proposition to incur the following bonded debt of
19 the City and County: \$248,000,000 to finance the repaving and reconstruction of
20 roads, the rehabilitation and seismic improvement of street structures, the replacement
21 of sidewalks, the installation and renovation of curb ramps, the redesign of
22 streetscapes to include pedestrian and bicycle safety improvements, and the
23 construction, rehabilitation and renovation of traffic infrastructure and related costs
24 necessary or convenient for the foregoing purposes; authorizing landlords to pass-
25 through 50% of the resulting property tax increase to residential tenants in accordance
with Chapter 37 of the San Francisco Administrative Code; finding that the estimated
cost of such proposed project is and will be too great to be paid out of the ordinary
annual income and revenue of the City and County and will require expenditures
greater than the amount allowed therefor by the annual tax levy; reciting the estimated
cost of such proposed project; fixing the date of election and the manner of holding
such election and the procedure for voting for or against the proposition; fixing the
maximum rate of interest on such bonds and providing for the levy and collection of
taxes to pay both principal and interest; prescribing notice to be given of such election;

1 finding that the proposed bond is not a project under the California Environmental
2 Quality Act (CEQA); finding that the proposed bond is in conformity with the priority
3 policies of Planning Code Section 101.1(b) and with the General Plan consistency
4 requirement of Charter Section 4.105 and Administrative Code Section 2A.53;
5 consolidating the special election with the general election; establishing the election
6 precincts, voting places, and officers for the election; waiving the word limitation on
7 ballot propositions imposed by San Francisco Municipal Elections Code Section 510;
8 complying with the restrictions on the use of bond proceeds specified in California
9 Government Code Section 53410; incorporating the provisions of San Francisco
10 Administrative Code Sections 5.30 - 5.36; and waiving the time requirements specified
11 in San Francisco Administrative Code Section 2.34. (Supervisor Farrell)

- 12
- 13 • Ordinance submitting to the voters amending San Francisco Park Code by adding
14 Section 12.49 to: 1) ensure equal public access to parks and recreation facilities and
15 prevent privatization of our public parks and facilities; and 2) set an effective date.
16 (Supervisor Elsbernd)
 - 17
 - 18 • Ordinance submitting to the voters amending San Francisco Administrative Code by
19 amending Sections 20.57.1, 20.76.3, 20.106.2, 20.206.3, and 20.228, to: 1) provide
20 that homeless shelters shall not constitute "housing" for purposes of setting benefit
21 levels under the Care Not Cash Initiative; and 2) set an operative date. (Supervisor
22 Farrell)
- 23
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25

- 1 • Ordinance submitting to the voters amending the San Francisco Planning Code by
2 adding Section 317 to prohibit the demolition of residential buildings containing 50 or
3 more housing units. (Supervisor Elsbernd)
- 4
- 5 • Ordinance amending the San Francisco Planning Code by amending Sections 102.5
6 and 201 to include the Parkmerced Zoning Districts; adding Section 249.64 to establish
7 the Parkmerced Special Use District; amending Planning Code Section 270 to refer to
8 the Parkmerced Special Use District; and adopting findings, including environmental
9 findings, Planning Code Section 302 findings, and findings of consistency with the
10 General Plan and the priority policies of Planning Code Section 101.1. (Supervisor
11 Elsbernd)
- 12
- 13 • Ordinance amending the San Francisco Police Code by adding Article 50 (Sections
14 5001 through 5003) to prohibit unnecessary genital cutting of male minors, to provide
15 exceptions, and to provide a penalty. (Supervisor Wiener)
- 16

17 WHEREAS, The Board Member(s) authorized to submit the proponent and opponent
18 ballot arguments, will submit the argument to the Director of Elections no later than the
19 deadline of noon, August 18, 2011, and the respective rebuttal ballot argument no later than
20 noon, August 22, 2011; now, therefore, be it

21 MOVED, That the Board of Supervisors hereby authorizes the Board Member(s) and/or
22 sponsor(s) and designated opponent(s) of each measure, as listed above, under the
23 provisions of the San Francisco Elections Code Sections 530 and 550, to prepare and submit
24 a written proponent and opponent ballot argument and respective rebuttal ballot arguments on
25 their measures; and, be it

1 FURTHER MOVED, That the Baord Member(s) and/or sponsor(s) and opponent(s) of
2 measures submitted to the voters for the November 8, 2011, General Municipal Election, who
3 are authorized by this motion to prepare and submit arguments, may authorize or assign to
4 any other person(s) under the provisions of the San Francisco Elections Code Sections 530
5 and 550 (c) and (d) the right to prepare and submit the proponent or opponent's ballot
6 arguments and/or respective rebuttal arguments.

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