

1 [Administrative Code - Acceptance of Gifts - SFO Museum]

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3 **Ordinance amending the Administrative Code to authorize the Airport Commission to**
4 **accept certain gifts, devises, and bequests of objects or other articles for the SFO**
5 **Museum collection.**

6 NOTE: **Unchanged Code text and uncodified text** are in plain Arial font.
7 **Additions to Codes** are in *single-underline italics Times New Roman font*.
8 **Deletions to Codes** are in *strikethrough italics Times New Roman font*.
9 **Board amendment additions** are in double-underlined Arial font.
10 **Board amendment deletions** are in ~~strikethrough Arial font~~.
11 **Asterisks (* * * *)** indicate the omission of unchanged Code
12 subsections or parts of tables.

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

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13 Section 1. Findings.

14 (a) The Airport Commission created and operates the SFO Museum, which manages
15 a permanent collection for use in public programs in the San Francisco Airport Commission
16 Aviation Library and Louis A. Turpen Aviation Museum and conducts ongoing collection
17 development through acquisitions by purchase and gifts of objects appropriate to the
18 collection.

19 (b) The Airport Commission periodically receives offers of gifts for the SFO Museum
20 valued at greater than \$10,000, and Administrative Code Section 10.100-305 provides that
21 the acceptance or expenditure of any gift of cash or goods of a market value greater than
22 \$10,000 requires approval of the Board of Supervisors, by resolution.

23 (c) Under Charter Section 5.100, the governing boards of the Arts Commission, the
24 Asian Art Museum of San Francisco, the Fine Arts Museums of San Francisco, and the War
25 Memorial and Performing Arts Center may accept loans, gifts, devises, bequests, or

1 agreements donating works of art or other assets to their respective departments without
2 action of the Board of Supervisors, so long as acceptance of the same entails no expense for
3 the City beyond ordinary care and maintenance.

4 (d) By Resolution No. 18-0197, adopted on June 19, 2018 (the "Commission
5 Resolution"), the Airport Commission requested that the Administrative Code be amended to
6 likewise authorize the Airport Commission to accept gifts, devises, and bequests of objects or
7 other articles for the SFO Museum collection when the acceptance of the same entails no
8 expense on the part of the Commission beyond the ordinary care and maintenance of such
9 objects or other articles. A copy of the Commission Resolution is on file with the Clerk of the
10 Board of Supervisors in File No. 180925.

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12 Section 2. Chapter 10, Article XIII, of the Administrative Code is hereby amended by
13 revising Section 10.100-305, to read as follows:

14 **SEC. 10.100-305. SAN FRANCISCO GIFT FUNDS.**

15 (a) **Establishment and Use of Funds.** The Board of Supervisors does hereby
16 authorize the creation of category eight funds or accounts for the purpose of accepting any gift
17 of cash or goods which may from time to time be offered to the City and County of San
18 Francisco through any department, board, or commission thereof, for the benefit of the
19 designated department, board, or commission and for such purposes within its prescribed
20 legal jurisdiction as may be specified by the donors. The Board of Supervisors does hereby
21 authorize said departments, boards, and commissions to receive and to administer such gifts
22 in accordance with the wishes of the donors. All such gifts will be promptly reported to the
23 Controller.

1 (b) **Exceptions to Fund Category.** The acceptance or expenditure of any gift of cash
2 or goods of a market value greater than \$10,000 shall require approval of the Board of
3 Supervisors, by resolution.

4 (c) **Administrative Provisions.** Each department, board, and commission accepting
5 gifts authorized hereunder shall furnish to the Board of Supervisors annually within the first
6 two weeks of July a report showing such gifts received, the nature or amount of said gifts, and
7 the disposition thereof.

8 (d) **Airport Commission.** Notwithstanding subsection (b), the Airport Commission may accept
9 gifts, devises, and bequests of objects or other articles for the SFO Museum collection without action of
10 the Board of Supervisors when such acceptance entails no expense on the part of the Airport
11 Commission beyond the ordinary care and maintenance of such objects or other articles for exhibition
12 purposes. All gifts, devises, and bequests of objects or other articles for the SFO Museum collection
13 made prior to the effective date of the ordinance in Board of Supervisors File No. 180925, that entail
14 no expense beyond the ordinary care and maintenance thereof for exhibition purposes, are hereby
15 accepted for the purposes for which they were given. This subsection (d) does not limit or abridge the
16 Arts Commission's authority with respect to works of art as set forth in Charter Section 5.103 and
17 Administrative Code Section 2A.150.

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19 Section 3. Effective Date. This ordinance shall become effective 30 days after
20 enactment. Enactment occurs when the Mayor signs the ordinance, the Mayor returns the
21 ordinance unsigned or does not sign the ordinance within ten days of receiving it, or the Board
22 of Supervisors overrides the Mayor's veto of the ordinance.

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24 Section 4. Scope of Ordinance. In enacting this ordinance, the Board of Supervisors
25 intends to amend only those words, phrases, paragraphs, subsections, sections, articles,

1 numbers, punctuation marks, charts, diagrams, or any other constituent parts of the Municipal
2 Code that are explicitly shown in this ordinance as additions, deletions, Board amendment
3 additions, and Board amendment deletions in accordance with the “Note” that appears under
4 the official title of the ordinance.

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7 APPROVED AS TO FORM:
8 DENNIS J. HERRERA, City Attorney

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9 By: _____
10 SHERYL L. BREGMAN
Deputy City Attorney

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