



City and County of San Francisco

Meeting Agenda

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, January 4, 2012

10:00 AM

City Hall, Legislative Chamber, Room 250

Regular Meeting

AGENDA CHANGES

REGULAR AGENDA

- 111318** **[Accept and Expend Grant - Lead Hazard Reduction Demonstration Program for FY2011-2012 - \$2,500,000]**
Sponsor: Mayor
Resolution authorizing the Mayor's Office of Housing to retroactively accept and expend a grant from the U.S. Department of Housing and Urban Development for lead-based paint hazard reduction in the amount of \$2,500,000 and program income not to exceed \$200,000.
Attachments: [Legislation Ver1](#)
[Comm Packet 010412](#)

12/6/11; RECEIVED AND ASSIGNED to the Budget and Finance Committee.
- 111288** **[Waiving the Competitive Bid Requirements and Approving Modified Indemnification Clause for the Design of a Runway Safety Area Engineered Material Arresting System]**
Ordinance waiving the competitive bid requirements of San Francisco Administrative Code Chapter 6, approving a modified indemnification clause pursuant to the requirements of Chapter 6, and authorizing the Airport Commission to award a contract to complete the design of a runway safety area engineered material arresting system. (Airport Commission)

(Fiscal Impact)
Attachments: [Legislation Ver1](#)
[Legislative Digest Ver1](#)
[Comm Packet 010412](#)
[Budget Analyst 010412](#)

11/22/11; RECEIVED FROM DEPARTMENT.
12/6/11; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

3. [111289](#) **[Airport Concession Lease Amendment - Boarding Area F Principal Retail - Pacific Gateway Concessions, LLC]**

Resolution approving Amendment No. 1 to Boarding Area "F" Principal Retail Concession Lease No. 04-0139 between Pacific Gateway Concessions, LLC, and the City and County of San Francisco, acting by and through its Airport Commission. (Airport Commission)

Attachments: [Legislation_Ver1](#)

[Comm Packet 010412](#)

[Budget_Analyst_010412](#)

11/21/11; RECEIVED FROM DEPARTMENT.

12/6/11; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

4. [111290](#) **[Airport Lease Modification - United Air Lines, Inc.]**

Resolution approving and authorizing the execution of Modification No. 1 of Lease L00-0464 at Plot 6 with United Air Lines, Inc., at San Francisco International Airport to: 1) extend the Term; 2) reduce the demised premises; 3) modify the annual rent; 4) provide for a deferred City improvements payment to City; and 5) provide for certain terms of retroactivity relating to the rent and the deferred City improvements payment. (Airport Commission)

(Fiscal Impact)

Attachments: [Legislation_Ver1](#)

[Comm Packet 010412](#)

[Budget_Analyst_010412](#)

11/21/11; RECEIVED FROM DEPARTMENT.

12/6/11; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

5. [111308](#) **[Real Property Lease - San Antonio Reservoir to Chevron Pipe Line Company]**

Resolution: 1) authorizing the General Manager of the San Francisco Public Utilities Commission to execute a 20 year lease for an approximately 11.73 acre pipeline right-of-way near the San Antonio Reservoir in Alameda County to Chevron Pipe Line Company at an initial rent of \$12,500 per year; 2) adopting environmental findings; and 3) authorizing other actions in furtherance of this Resolution. (Real Estate Department)

Attachments: [Legislation_Ver1](#)

[Comm Packet 010412](#)

12/2/11; RECEIVED FROM DEPARTMENT.

12/13/11; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

6. [111309](#) **[Contract Amendment - Xtech - \$51,000,000]**
Resolution authorizing the Office of Contract Administration to enter into the Third Amendment between the City and Xtech (part of the technology store procurement vehicle), in which the amendment shall increase the contract limit from \$41,000,000 to \$51,000,000. (Office of Contract Administration)
- (Fiscal Impact)
- Attachments:** [Legislation Ver1](#)
[Comm Packet 010412](#)
[Budget Analyst 010412](#)
- 12/5/11; RECEIVED FROM DEPARTMENT.
12/13/11; RECEIVED AND ASSIGNED to the Budget and Finance Committee.
7. [111310](#) **[Contract Amendment - Xtech - \$60,000,000]**
Resolution authorizing the Office of Contract Administration to enter into the Fourth Amendment between the City and Xtech (part of the Technology Store procurement vehicle), in which the amendment shall increase the contract limit from \$40,000,000 to \$60,000,000. (Office of Contract Administration)
- (Fiscal Impact)
- Attachments:** [Legislation Ver1](#)
[Comm Packet 010412](#)
[Budget Analyst 010412](#)
- 12/5/11; RECEIVED FROM DEPARTMENT.
12/13/11; RECEIVED AND ASSIGNED to the Budget and Finance Committee.
8. [111311](#) **[Contract Amendment - En Pointe Technology Sales, Inc. - \$38,000,000]**
Resolution authorizing the Office of Contract Administration to enter into the Third Amendment between the City and County of San Francisco and En Pointe Technology Sales, Inc. ("En Pointe", part of the Technology Store procurement vehicle), in which the amendment shall increase the contract limit from \$28,475,000 to \$38,000,000. (Office of Contract Administration)
- (Fiscal Impact)
- Attachments:** [Legislation Ver1](#)
[Comm Packet 010412](#)
[Budget Analyst 010412](#)
- 12/5/11; RECEIVED FROM DEPARTMENT.
12/13/11; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

9. [111317](#) **[Real Property Lease - Bauer Intelligent Transportation, Inc. - Pier 50]**
Sponsor: Chiu
Resolution approving Port Commission Lease No. L-15004 with Bauer Intelligent Transportation, Inc., a California Corporation, for certain real property located at Pier 50, Sheds A and C, in the City and County of San Francisco, for a term of ten years.

(Fiscal Impact)

Attachments: [Legislation_Ver1](#)
[Comm_Packet_010412](#)
[Budget_Analyst_010412](#)

12/6/11; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

10. [111250](#) **[Sale of City Property - Northeast Corner of Fulton and Gough Streets - Boys and Girls Clubs - \$2,500,000]**
Sponsors: Mirkarimi; Cohen, Chiu, Avalos, Mar and Kim
Resolution authorizing: 1) the sale of City property at the northeast corner of Fulton Street and Gough Street to the Boys and Girls Clubs of San Francisco for \$2,500,000 subject to a declaration of economic covenants and a project use restriction; 2) adopting environmental findings and other findings that the actions set forth in this Resolution are consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; and 3) authorizing other actions in furtherance of this Resolution.

(Fiscal Impact)

Attachments: [Budget_Analyst_120711](#)
[Legislation_Ver1](#)
[Comm_Packet_120711](#)
[Comm_Packet_010412](#)
[Budget_Analyst_010412](#)

11/15/11; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

12/7/11; CONTINUED. Heard in Committee. Speakers: John Updike (Department of Real Estate); Kelly Pretzer and Jennifer Matz (Mayor's Office of Economic and Workforce Development); Female Speaker; Ralph Conley (Boys and Girls Club); Harvey Rose (Budget and Legislative Analyst); Cheryl Adams (City Attorney's Office); provided an overview and responded to questions raised throughout the discussion. Female Speaker; Male Speaker; Derick Brown; Dave Ford; Esam Lusa; Winnie Fan; spoke in support of the matter.

Continued to January 4, 2012.

11. [111190](#) **[Administrative, Police Codes - Prevailing Rate of Wages Under City Contracts For Specified Services]**

Sponsors: Wiener; Chiu, Mirkarimi and Campos

Ordinance amending the San Francisco Administrative Code Sections 21C.2 through 21C.6, and adding Section 21C.7 to: 1) specify the City contracts for services that are subject to the City's prevailing rate of wage requirement ("Covered Contracts"); 2) consolidate consistent standards for determining and enforcing prevailing rate of wage requirements in all Covered Contracts; 3) provide an employment transition period for workers under successor contracts to all Covered Contracts; and 4) provide that all work on Covered Contracts be performed by employees and not independent contractors; and 5) amending the San Francisco Police Code Section 3300C.1 to make conforming changes.

Attachments: [Legislation Ver1](#)

[Leg Digest ver1](#)

[Budget Analyst 120711](#)

[Comm Packet 120711](#)

[Legislation Ver2](#)

[Leg Digest Ver2](#)

[Comm Packet 010412](#)

[Budget Analyst 010412](#)

11/1/11; ASSIGNED UNDER 30 DAY RULE to the Budget and Finance Committee.

11/9/11; REFERRED TO DEPARTMENT. Referred to the Small Business Commission for review and comment. Referred to the Police Department for informational purposes.

12/7/11; AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE. Heard in Committee. Speakers: Supervisor Scott Weiner (Board of Supervisors); Donna Levitt (Office of Labor Standards); Phil Arnold (Human Services Agency); Anne Okubo (Public Health); Harvey Rose (Budget and Legislative Analyst); Naomi Kelly (Purchasing); Supervisor David Campos (Board of Supervisors); provided an overview and responded to questions raised throughout the discussion. Geoff Piller; Tim Paulson (SF Labor Council); Olga Miranda (Local 21); Joshua Arce; Patrick Regan; Ramon Hernandez; Jim Furgus; Eric Brooks; spoke in support of the matter. Patrick Regan; spoke in opposition of the matter. Walter Paulson; Steve Crabel; spoke neither in support nor opposition on the matter.

12/7/11 – Amended on Page 2, Line 16, to delete 'property contracts,,'; Page 2, Line 17, to delete 'subcontracts,' and on page 34, Line 18, after 'hire', insert 'months worked or hours worked for the employer'.

Supervisors Mirkarimi and Campos requested to be added as co-sponsor.

12/7/11; CONTINUED AS AMENDED. Continued to January 4, 2012.

ADJOURNMENT

LEGISLATION UNDER THE 30-DAY RULE

NOTE: The following legislation will not be considered at this meeting. Board 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.

111316

[Business and Tax Regulations Code - Excluding Stock-Based Compensation from Payroll Expense, Tax Years 2011 through 2017]

Sponsor: Mirkarimi

Ordinance amending the San Francisco Business and Tax Regulations Code, Article 12-A, Section 906.4 to clarify the amount of payroll expense tax attributable to stock-based compensation that a person may exclude from its payroll expense tax liability.

Attachments: [Legislation Ver1](#)

[Leg Digest Ver1](#)

[111316_SBC legislative response](#)

12/6/11; ASSIGNED UNDER 30 DAY RULE to the Budget and Finance Committee.

12/12/11; REFERRED TO DEPARTMENT. Referred to the Small Business Commission for review and comment.

12/16/11; RESPONSE RECEIVED. The Small Business Commission has no recommendation.

111354

[Administrative Code - San Francisco Municipal Transportation Agency Revenue Bond]

Sponsors: Chu; Wiener and Chiu

Ordinance amending the San Francisco Administrative Code by adding Chapter 43, Article XIII, Sections 43.13.1 through 43.13.8, to authorize the issuance of revenue bonds by the San Francisco Municipal Transportation Agency.

(Fiscal Impact)

12/13/11; ASSIGNED UNDER 30 DAY RULE to the Budget and Finance Committee.

Agenda Item Information

Each item on the Consent or Regular agenda may include the following documents:

- 1) Legislation
- 2) Budget and Legislative Analyst report
- 3) Department or Agency cover letter and/or report
- 4) Public correspondence

These items will be available for review at City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, Reception Desk.

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 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) bringing in or displaying signs in the meeting room; and 4) standing in the meeting room.

Each member of the public will be allotted the same maximum number of minutes to speak as set by the President or Chair at the beginning of each item or public comment, 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.

IMPORTANT INFORMATION: The public is encouraged to testify at Committee meetings. 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. Written communications should be submitted to the Clerk of the Board, Clerk of a Committee or its members: 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102. Communications which are not received prior to the hearing may be delivered to the Clerk of the Committee at the hearing and you are encouraged to bring enough copies for distribution.

LAPTOP COMPUTER FOR PRESENTATIONS: Contact City Hall Media Services at (415) 554-7490 to coordinate the use of the laptop computer for presentations. Presenters should arrive 30 minutes prior to the meeting to test their presentations on the computer.

AGENDA PACKET: Available for review in Clerk's Office, Room 244, City Hall, 1 Dr. Carlton B Goodlett Place, or on the internet at <http://www.sfbos.org/meetings>. Meetings are cablecast on SF Cable 26. For DVD copies and scheduling call (415) 554-4188.

LANGUAGE INTERPRETERS: Requests 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 debe recibirse antes de mediodía de el viernes anterior a la reunion. Llame a Erasmo Vazquez (415) 554-4909.

翻譯 必須在會議前最少四十八小時提出要求
請電 (415) 554-7719

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 F, J, K, L, M, N, T (exit at Civic Center or Van Ness Stations). MUNI bus lines also serving the area are the 5, 6, 9, 19, 21, 47, 49, 71, and 71L. 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 decision in full view of the public. Commissions, boards, councils, and other agencies of the City and County exist to conduct the people's business. This 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; phone at (415) 554-7724; fax at (415) 554-7854; or by email at 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.sfbos.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 <http://www.sfgov.org/ethics>