



City and County of San Francisco

Meeting Minutes

Budget and Finance Committee

Members: *Carmen Chu, John Avalos, Jane Kim*

Clerk: *Victor Young (415) 554-7723*

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Wednesday, September 12, 2012

11:00 AM

City Hall, Legislative Chamber, Room 250

Regular Meeting

Present: 3 - Carmen Chu, John Avalos, and Jane Kim

MEETING CONVENED

The meeting convened at 11:09 a.m.

REGULAR AGENDA

120759 [Airport Capital Plan Bonds - \$502,200,000]

Sponsors: Mayor; Chiu

Resolution approving the issuance of up to \$502,200,000 aggregate principal amount of San Francisco Airport Commission Capital Plan Bonds; and approving certain related matters.
(Fiscal Impact)

07/10/12; RECEIVED AND ASSIGNED to Budget and Finance Committee.

Heard in Committee. Speakers: Julia Dawson (San Francisco Airport International Airport); Debra Newman (Budget and Legislative Analyst's Office); provided an overview and responded to questions raised throughout the discussion.

Continued to September 19, 2012.

CONTINUED to September 19, 2012, by the following vote:

Ayes: 3 - Chu, Avalos, Kim

120751 [Appropriating \$543,200,000 of Proceeds from the Sale of Bonds for Capital Improvement Projects to the Airport Commission - FY2012-2013]

Sponsors: Mayor; Chiu

Ordinance appropriating \$502,200,000 of proceeds from the sale of bonds for capital improvement projects to the Airport Commission for FY2012-2013, and placing the total appropriation of \$502,200,000 on Controller's Reserve pending sale of the bonds.
(Fiscal Impact)

07/10/12; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 8/9/2012.

9/12/12 - Amendment of the whole bearing a new title to increase the appropriation amount from \$502,200,000 to \$543,200,000.

AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE

Ordinance appropriating \$543,200,000 of proceeds from the sale of bonds for capital improvement projects to the Airport Commission for FY2012-2013, and placing the total appropriation of \$543,200,000 on Controller's Reserve pending sale of the bonds.
(Fiscal Impact)

Heard in Committee. Speakers: Julia Dawson (San Francisco Airport International Airport); Debra Newman (Budget and Legislative Analyst's Office); provided an overview and responded to questions raised throughout the discussion.

Continued to September 19, 2012.

CONTINUED AS AMENDED to September 19, 2012, by the following vote:

Ayes: 3 - Chu, Avalos, Kim

120825 [Accept and Expend Grant - Harding Park Recycled Water Project - \$2,114,000]

Sponsor: Elsbernd

Resolution authorizing the San Francisco Public Utilities Commission to accept and expend a Department of Water Resources administered grant in the amount of \$2,114,000 for implementation of the Harding Park Recycled Water Project.

07/31/12; RECEIVED AND ASSIGNED to Budget and Finance Committee.

Heard in Committee. Speakers: Julia Ortiz (San Francisco Public Utilities Commission); provided an overview and responded to questions raised throughout the discussion.

RECOMMENDED by the following vote:

Ayes: 3 - Chu, Avalos, Kim

120828 [Accept and Expend Grant - High-Efficiency Toilet Installation Program - \$863,100]

Sponsor: Chu

Resolution authorizing the San Francisco Public Utilities Commission to accept and expend a Department of Water Resources administered grant in the amount of \$863,100 for the San Francisco Public Utilities Commission High-Efficiency Toilet Installation Program.

07/31/12; RECEIVED AND ASSIGNED to Budget and Finance Committee.

Heard in Committee. Speaker: Julia Ortiz (San Francisco Public Utilities Commission); provided an overview and responded to questions raised throughout the discussion.

RECOMMENDED by the following vote:

Ayes: 3 - Chu, Avalos, Kim

120885 [Real Property Lease Amendment - General Assistance Services - 1235 Mission Street]

Sponsor: Kim

Resolution establishing rent and term for second extension; and confirming second sublease extension of a Lease with the San Francisco Unified School District for real property at 1235 Mission Street for the Human Services Agency for general assistance services.
(Fiscal Impact)

09/04/12; RECEIVED AND ASSIGNED to Budget and Finance Committee.

Heard in Committee. Speakers: John Updike, Acting Director (Real Estate); Joe Rasioli (San Francisco Unified School District); Debra Newman (Budget and Legislative Analyst's Office); provided an overview and responded to questions raised throughout the discussion.

RECOMMENDED by the following vote:

Ayes: 3 - Chu, Avalos, Kim

111340 [Contract - Shell Energy North America and Approval of the CleanPowerSF Program Including Local Sustainability Services]**Sponsor: Campos**

Resolution authorizing the Public Utilities Commission, subject to conditions, to launch the CleanPowerSF program, approving local sustainability services for CleanPowerSF customers, and authorizing the General Manager of the Public Utilities Commission to execute a contract with Shell Energy North America for a term of four years and six months for services required to launch the CleanPowerSF program.

(Fiscal Impact)

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

07/11/12; TRANSFERRED to Budget and Finance Sub-Committee.

07/17/12; SUBSTITUTED AND ASSIGNED to Budget and Finance Sub-Committee.

07/24/12; TRANSFERRED to Budget and Finance Committee.

Heard in Committee. Speakers: Supervisor David Campos and Supervisor Mark Farrell (San Francisco Board of Supervisors); Ed Harrington, General Manager, and Julia Harris (San Francisco Public Utilities Commission); Jon Givner (City Attorney's Office); Ted Egan (Controller's Office); Severin Campbell (Budget and Legislative Analyst); Melanie Nutter (Department of the Environment); provided an overview and responded to questions raised throughout the discussion. Female Speaker; Jenny Kofen; Ms. Kellen; Arthur Fienstein; Catherine Roberts; Chris Dunger (Sierra Club); Al Winebert; David Zucker; Andre Wong; John Weiss; June Fershare; Will Aler (Sierra Club); Carmelita; Eric Brooks (San Francisco Green Party); Joshua Arce (Brightline); Stacy Arnesis; Dedee Workman; Evan Wins; Mr. Pope; Michelle Myers; spoke in support of the matter. Male Speaker; Ms. Letrimetis; Julio Remendez; Win Ko La (translated); Rob Black; Chris Wright; David Fix; Barbara Raymond; Nick Freeman; Wilt Turner; Janan New; Hunter Stern; spoke in opposition of the matter. Walter Paulson; Jacklin Flynn; Male Speaker; spoke neither in support nor opposition on the matter.

9/12/12 - Recommended as amended bearing a new title.

AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE

Resolution authorizing the Public Utilities Commission, subject to conditions, to launch the CleanPowerSF program, approving local sustainability services for CleanPowerSF customers, and authorizing the General Manager of the Public Utilities Commission to execute a contract with Shell Energy North America for a term of up to five years for services required to launch the CleanPowerSF program; and delegating authority to non-materially amend or modify the contract.

(Supervisor Chu dissented in Committee)

(Fiscal Impact)

RECOMMENDED AS AMENDED by the following vote:

Ayes: 2 - Avalos, Kim

Noes: 1 - Chu

111371 [Administrative Code - CleanPowerSF Funds and Appropriating \$19,500,000 of Available Fund Balance to Support Required Reserves and Creating Special Funds for the CleanPowerSF Program at the Public Utilities Commission]

Sponsor: Campos

Ordinance appropriating \$19,500,000 of Hetch Hetchy fund balance at the Public Utilities Commission to support CleanPowerSF Community Choice Aggregation program consistent with the contractual requirements and budgetary authorizations as approved by the San Francisco Public Utilities Commission and the Board of Supervisors and adding Administrative Code Sections 10.100.372 and 10.100.373 to establish the CleanPowerSF Customer Fund and the CleanPowerSF Reserve Fund.
(Public Utilities Commission)
(Fiscal Impact)

12/27/11; RECEIVED FROM DEPARTMENT.

12/27/11; RECEIVED AND ASSIGNED to Budget and Finance Committee.

07/11/12; TRANSFERRED to Budget and Finance Sub-Committee.

07/17/12; SUBSTITUTED AND ASSIGNED to Budget and Finance Sub-Committee.

07/24/12; TRANSFERRED to Budget and Finance Committee.

Heard in Committee. Speakers: Supervisor David Campos and Supervisor Mark Farrell (San Francisco Board of Supervisors); Ed Harrington, General Manager, and Julia Harris (San Francisco Public Utilities Commission); Jon Givner (City Attorney's Office); Ted Egan (Controller's Office); Severin Campbell (Budget and Legislative Analyst); Melanie Nutter (Department of the Environment); provided an overview and responded to questions raised throughout the discussion. Female Speaker; Jenny Kofen; Ms. Kellen; Arthur Fienstein; Catherine Roberts; Chris Dunger (Sierra Club); Al Winebert; David Zucker; Andre Wong; John Weiss; June Fershare; Will Aler (Sierra Club); Carmelita; Eric Brooks (San Francisco Green Party); Joshua Arce (Brightline); Stacy Arnesis; Dedee Workman; Evan Wins; Mr. Pope; Michelle Myers; spoke in support of the matter. Male Speaker; Ms. Letrimetis; Julio Remendez; Win Ko La (translated); Rob Black; Chris Wright; David Fix; Barbara Raymond; Nick Freeman; Wilt Turner; Janan New; Hunter Stern; spoke in opposition of the matter. Walter Paulson; Jacklin Flynn; Male Speaker; spoke neither in support nor opposition on the matter.

9/12/12 - Recommended as amended bearing a new title.

AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE

Ordinance appropriating \$19,500,000 of Hetch Hetchy fund balance at the Public Utilities Commission to support CleanPowerSF Community Choice Aggregation program consistent with the contractual requirements and budgetary authorizations as approved by the San Francisco Public Utilities Commission and the Board of Supervisors, placing the \$6,000,000 appropriated for CleanPowerSF sustainability services on Budget and Finance Committee Reserve pending detailed appropriation plans for those sustainability services, and adding Administrative Code Sections 10.100.372 and 10.100.373 to establish the CleanPowerSF Customer Fund and the CleanPowerSF Reserve Fund.
(Public Utilities Commission)
(Supervisor Chu dissented in Committee)
(Fiscal Impact)

RECOMMENDED AS AMENDED by the following vote:

Ayes: 2 - Avalos, Kim

Noes: 1 - Chu

120631 [Business and Tax Regulations, Police, and Planning Codes - Parking Tax Simplification for Residential Properties]**Sponsor: Wiener**

Ordinance: 1) amending the San Francisco Business and Tax Regulations Code by adding Section 609 to establish Parking Tax Simplification for Residential Properties to relieve residential property owners and managers renting five or fewer parking spaces in Parking Stations physically attached to or otherwise associated with the building from the requirement to: (a) obtain a certificate of authority, (b) make monthly tax prepayments, (c) obtain a parking tax bond, and (d) provide amnesty from parking taxes, interest, penalties, and fees owed for tax periods more than 24 months prior to the effective date of the Ordinance; 2) amending the Business and Tax Regulations Code Section 2219.7 to exempt property owners and managers registered pursuant to Section 609 from the requirement to pay the Revenue Control Equipment compliance fee; 3) amending the Planning Code Section 204.5 to allow as an accessory use up to five dwelling unit parking spaces to be leased to persons living off-site anywhere in the City; 4) making conforming changes to the Planning Code Section 150(d); 5) amending the Police Code Section 1215 to eliminate the requirement to hold a commercial parking permit for property owners and managers registered pursuant to Section 609 of the Business and Tax Regulations Code; and 6) making environmental findings and findings of consistency with the general plan.

06/05/12; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 7/5/2012.

06/12/12; SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee. Supervisor Wiener submitted substitute legislation.

06/18/12; REFERRED TO DEPARTMENT. Referred to the Planning Department for environmental review; Planning Commission for public hearing and recommendation; and Treasure/Tax Collector and Police Department for informational purposes.

06/21/12; RESPONSE RECEIVED. Non-physical exemption per CEQA Section 15060(c)(2).

07/24/12; SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

08/01/12; TRANSFERRED to Budget and Finance Committee.

08/07/12; REFERRED TO DEPARTMENT. Referred to the Planning Department for environmental review; Planning Commission for public hearing and recommendation; and Treasure/Tax Collector and Police Department for informational purposes.

08/15/12; RESPONSE RECEIVED. on-physical exemption per CEQA Section 15060(c)(2).

09/04/12; SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

09/06/12; TRANSFERRED to Budget and Finance Committee.

Heard in Committee. Speakers: Supervisor Scott Wiener (San Francisco Board of Supervisors); Jose Cisneros, Treasurer/Tax Collector; Severin Campbell (Budget and Legislative Analyst's Office); Jon Givner (City Attorney's Office); provided an overview and responded to questions raised throughout the discussion. Jennie Mule; Mindy Cushner; Brook Turner; spoke in support of the matter. Andrew Long; Kathern Roberts; Tom Radulivich; Dennis Waybom; spoke in opposition of the matter.

AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE by the following vote:

Ayes: 3 - Chu, Avalos, Kim

Ordinance: 1) amending the San Francisco Business and Tax Regulations Code by adding Section 609 to establish Parking Tax Simplification for Residential Properties to relieve residential property owners and managers renting five or fewer parking spaces in Parking Stations physically attached to or otherwise associated with the building from the requirement to: (a) obtain a certificate of authority, (b) make monthly tax prepayments, (c) obtain a parking tax bond, and (d) providing amnesty from parking taxes, interest, penalties and fees owed for tax periods ending before April 1, 2011; 2) amending the Business and Tax Regulations Code Section 2219.7 to exempt property owners and managers registered pursuant to Section 609 from the requirement to pay the Revenue Control Equipment compliance fee; 3) amending the Planning Code Section 204.5 to allow as an accessory use up to five dwelling unit parking spaces to be leased to persons living off-site anywhere in the City; 4) making conforming changes to the Planning Code Section 150(d); 5) amending the Police Code Section 1215 to eliminate the requirement to hold a commercial parking permit for property owners and managers registered pursuant to Section 609 of the Business and Tax Regulations Code; and 6) making environmental findings and findings of consistency with the general plan.

RECOMMENDED AS AMENDED by the following vote:

Ayes: 3 - Chu, Avalos, Kim

ADJOURNMENT

The meeting adjourned at 3:45 p.m.