

City and County of San Francisco

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



MEETING MINUTES

Monday, July 7, 2008

10:00 AM

City Hall, Room 250

Regular Meeting

Government Audit and Oversight Committee

Members: Aaron Peskin, Tom Ammiano, Sophie Maxwell

Clerk: Annette Lonich (415) 554-7706

Members Present: *Aaron Peskin, Sophie Maxwell.*

Members Excused: *Tom Ammiano.*

Members Absent: *None.*

MEETING CONVENED.

The meeting convened at 10:08 a.m.

AGENDA CHANGES

REGULAR AGENDA

- | | | |
|---------------|---|---------------------------------|
| 080915 | [Assessment Ballots for City Parcels, for proposed Yerba Buena Community Benefit District] | Mayor |
| | Resolution authorizing the Mayor to cast assessment ballots in the affirmative on behalf of the City and County of San Francisco as the owner of nine parcels of real property that would be subject to assessment in the proposed property and business improvement district to be named the Yerba Buena Community Benefit District. | |
| | 6/24/08, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee. | |
| | Heard in Committee. Speakers: Supervisor Peskin | |
| | RECOMMENDED by the following vote: | |
| | Ayes: 2 - Peskin, Maxwell | |
| | Excused: 1 - Ammiano | |
| 080874 | [Urging the State of California to repeal local preemption | Supervisors Alioto-Pier, |

regarding pesticides]

Mirkarimi, Maxwell, Peskin

Resolution urging the State of California to repeal the local preemption ban which prohibits local jurisdictions from banning pesticides throughout their city and county limits.

6/17/08, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

Heard in Committee. Speakers: Supervisor Peskin; Supervisor Alioto-Pier; Supervisor Maxwell; Catherine Dodd, Mayor's Office; Paul Schramski, Pesticide Watch; Debbie Raphael, Department of the Environment; Frank Eggers, Stop the Spray Marin; Charles Vargas; Ms. Costantino; female speaker, Breast Cancer Action; Catherine Gillian; Parents for a Safer Environment; Douglas Yep.

RECOMMENDED by the following vote:

Ayes: 2 - Peskin, Maxwell

Excused: 1 - Ammiano

080566 [Approving an agreement with Cochran, Inc. to install shoreside power equipment at Piers 27 and 29 of the Port of San Francisco and waiving the contracting requirements of the Administrative **Supervisors Peskin, Dufty, Alioto-Pier**

Ordinance authorizing the Executive Director of the Port to execute an agreement with Cochran, Inc. to install shoreside power equipment at Piers 27 and 29 of the Port of San Francisco for an amount not to exceed \$1,700,000 from the City and an additional \$1,900,000 to be separately provided by Princess Cruise Lines from the Bay Area Air Management District Carl Moyer Program grant and exempting the agreement from the contracting requirements of the Administrative Code and Environment Code.

(Fiscal Impact.)

4/22/08, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

Heard in Committee. Speakers: Supervisor Peskin; Supervisor Maxwell; Supervisor Alioto-Pier; Jay Ach, Manager, Regulatory and Environmental Affairs, Port; Brad Benson, Port; Ken Bruce, Budget Analyst.

AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE.

Ordinance authorizing the Executive Director of the Port to execute an agreement with Cochran, Inc. to install shoreside power equipment at Piers 27 and 29 of the Port of San Francisco for an amount not to exceed \$3,200,000 and exempting the agreement from the contracting requirements of the Administrative Code and Environment Code.

(Fiscal Impact.)

RECOMMENDED AS COMMITTEE REPORT by the following vote:

Ayes: 2 - Peskin, Maxwell

Excused: 1 - Ammiano

080860 [Children's Services Allocation Plan 2007-2010] **Supervisor Peskin**

Hearing on the Proposed Amendment to the Children's Services Allocation Plan 2007-2010.

6/17/08, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

7/2/08, TRANSFERRED to Government Audit and Oversight Committee.

Hearing held. Speakers: Supervisor Peskin; Supervisor Maxwell; Margaret Brodtkin, Director, Department of Children, Youth and Their Families; September Jarrett, Department of Children, Youth and Their Families; Hydra Mendoza, Commissioner, City and School District Select Committee; Ben Rosenfield, Controller; Starr Terrell, Mayor's Office; Loren Needle, vice chair, Children's Fund Citizens Advisory Committee; Laural Kloomok, 1st Five Commission; T. Lee, Coleman Advocates; female speaker; male speaker; Chelsea Boilard, Coleman Advocates; Nancy Griffin;

FILED by the following vote:

Ayes: 2 - Peskin, Maxwell
Excused: 1 - Ammiano

080843 [City's external auditors Comprehensive Annual Financial Report related to the City audit for Fiscal Year 2006-2007 and audit plans for Fiscal Year 2007-2008] Supervisor Peskin

Hearing for the City's external auditors (Macias Gini & O'Connell, KPMG, Hood and Strong, and Williams Adley & Co.) to present the Comprehensive Annual Financial Report (CAFR), Single Audit, and their Management Letters, if any, related to the City audit for Fiscal Year 2006-2007. They will also present their audit plans for Fiscal Year 2007-2008. This hearing is required under Charter Section 9.117. 6/24/08, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

Hearing held. Speakers: Supervisor Peskin; Carmen LeFranc, Controller's Office; Caroline Walsh, Director, Macias Gini & O'Connell; Karen Cordeiro, Audit Manager, KPMG; Edith Nahapetyan, KPMG; Robert Griffin, Partner, Williams Adley; Raul Hernandez, Audit Partner, Hood & Strong; Douglas Yep; Francisco DaCosta.

FILED by the following vote:

Ayes: 2 - Peskin, Maxwell
Excused: 1 - Ammiano

080675 [Approval of a contract amendment with InfoMc, Inc. to support and maintain the eCURA application in use by the Community Behavioral Health Services unit of the Department of Public Health]

Resolution authorizing the San Francisco Department of Public Health (DPH), to enter into a contract amendment with InfoMc, Inc. for the continued maintenance of proprietary InfoMc, Inc. applications for a new term July 1, 1999 through June 30, 2011. (Public Health Department)

(Fiscal Impact.)

6/2/08, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

Hearing held. Speakers: Supervisor Peskin; David Counter, Information Technology, Department of Public Health, Gregg Sass, Chief Financial Officer, Department of Public Health.

RECOMMENDED by the following vote:

Ayes: 2 - Peskin, Maxwell
Excused: 1 - Ammiano

080663 [SFGH Trauma Center General Obligation Bond Election - \$887,400,000] Mayor, Supervisors Ammiano, Maxwell, Alioto-Pier, Chu, Daly, Dufty, McGoldrick, Mirkarimi, Sandoval, Peskin, Elsbernd

Ordinance calling and providing for a special election to be held in the City and County of San Francisco on Tuesday, November 4th 2008, for the purpose of submitting to San Francisco voters a proposition to incur the following bonded debt of the City and County: \$887,400,000 for the building and/or rebuilding and improving of the earthquake safety of the San Francisco General Hospital and Trauma Center and related costs necessary or convenient for the foregoing purposes; authorizing landlords to pass-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

5/13/08, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee. 5/20/08 -

Transmitted letter via email to Planning Commission, Planning Director, Environmental Review Officer, Zoning Administrator, Environmental Analysis, Katy Stacy, Deputy City Attorney. 624/08 - Received from Planning; adoption of Certification of an Environmental Impact Report (Planning Commission Motion 17623), CEQA findings (Planning Commission Motion 17624) and Adoption of General Plan Consistency for SF General Hospital Seismic Compliance and Hospital Replacement Program (Planning Commission Motion 17625).

Hearing held. Speakers: Gene Marie O'Connell, Chief Executive Officer, SF General Hospital; Douglas Yep; Francisco Da Costa.

REFERRED WITHOUT RECOMMENDATION by the following vote:

Ayes: 2 - Peskin, Maxwell

Excused: 1 - Ammiano

080664 [SFGH Trauma Center General Obligation Bonds - \$887,400,000] Mayor, Supervisors Ammiano, Maxwell, Alioto-Pier, Chu, Daly, Dufty, McGoldrick, Mirkarimi, Sandoval, Peskin, Elsbernd

Resolution determining and declaring that the public interest and necessity demand the building and/or rebuilding and improving of the earthquake safety of the San Francisco General Hospital and Trauma Center and related costs necessary or convenient for the foregoing purposes; finding that the estimated cost of \$887,400,000 for such improvements 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 incurring bonded indebtedness; adopting findings under the California Environmental Quality Act, ("CEQA"), CEQA Guidelines and San Francisco Administrative Code Chapter 31, including the adoption of a mitigation monitoring and reporting program and a statement of overriding considerations; finding the proposed project is in conformity with the priority policies of Planning Code Section 101.1(b) and with the General Plan consistency requirement of Charter Section 4.105 and Administrative Code Section 2A.53; and waiving the time limits set forth in Administrative Code section 2.34.

(Fiscal Impact.)

5/13/08, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee. 5/20/08 - Transmitted letter via email to Planning Commission, Planning Director, Environmental Review Officer, Zoning Administrator, Environmental Analysis, Katy Stacy, Deputy City Attorney. 624/08 - Received from Planning; adoption of Certification of an Environmental Impact Report (Planning Commission Motion 17623), CEQA findings (Planning Commission Motion 17624) and Adoption of General Plan Consistency for SF General Hospital Seismic Compliance and Hospital Replacement Program (Planning Commission Motion 17625).

Hearing held. Speakers: Gene Marie O'Connell, Chief Executive Officer, SF General Hospital; Douglas Yep; Francisco Da Costa.

REFERRED WITHOUT RECOMMENDATION by the following vote:

Ayes: 2 - Peskin, Maxwell

Excused: 1 - Ammiano

080800 [MOU, Amendment No. 1 - San Francisco Fire Fighters Union, Local 798 (Unit 1)] Mayor

Ordinance adopting and implementing Amendment #1 to the 2007-2011 Memorandum of Understanding between the City and County of San Francisco and the San Francisco Fire Fighters Union, Local 798, IAFF, AFL-CIO (Unit 1) by implementing specified terms and conditions of employment for fiscal years 2008-2009, 2009-2010 and 2010-2011.

6/10/08, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

Hearing held. Speakers: Supervisor Peskin; Martin Gran, Employee Relations Director; Ben Rosenfield, Controller's Office.

RECOMMENDED AS COMMITTEE REPORT by the following vote:

Ayes: 2 - Peskin, Maxwell

Excused: 1 - Ammiano

080801 [MOU, Amendment No. 1 - San Francisco Fire Fighters Union, Local 798 (Unit 2)] Mayor

Ordinance adopting and implementing Amendment #1 to the 2007-2011 Memorandum of Understanding between the City and County of San Francisco and the San Francisco Fire Fighters Union, Local 798, IAFF, AFL-CIO (Unit 2) by implementing specified terms and conditions of employment for fiscal years 2008-2009, 2009-2010 and 2010-2011.

6/10/08, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

Hearing held. Speakers: Supervisor Peskin; Martin Gran, Employee Relations Director; Ben Rosenfield, Controller's Office.

RECOMMENDED AS COMMITTEE REPORT by the following vote:

Ayes: 2 - Peskin, Maxwell

Excused: 1 - Ammiano

080802 [MOU, Amendment No. 2 - Service Employees International Union, Local 1021] Mayor, Supervisor Elsbernd

Ordinance adopting and implementing Amendment #2 to the 2006-2009 Memorandum of Understanding between the City and County of San Francisco and the Service Employees International Union, Local 1021 by extending the terms of the parties' Agreement through June 30, 2010.

6/10/08, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

Hearing held. Speakers: Supervisor Peskin; Martin Gran, Employee Relations Director; Ben Rosenfield, Controller's Office.

RECOMMENDED AS COMMITTEE REPORT by the following vote:

Ayes: 2 - Peskin, Maxwell

Excused: 1 - Ammiano

080803 [MOU, Amendment No. 1 - Automotive Machinists Union, Local 1414] Mayor, Supervisor Elsbernd

Ordinance adopting and implementing Amendment #1 to the 2006-2009 Memorandum of Understanding between the City and County of San Francisco and the Automotive Machinists Union, Local 1414, Machinists Automotive Trades District 190, International Association of Machinists and Aerospace Workers by extending the terms of the parties' Agreement through June 30, 2010.

6/10/08, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

Hearing held. Speakers: Supervisor Peskin; Martin Gran, Employee Relations Director; Ben Rosenfield, Controller's Office.

RECOMMENDED AS COMMITTEE REPORT by the following vote:

Ayes: 2 - Peskin, Maxwell

Excused: 1 - Ammiano

080804 [MOU, Amendment No. 1 - International Federation of Professional and Technical Engineers, Local 21] Mayor, Supervisor Elsbernd

Ordinance adopting and implementing Amendment #1 to the 2006-2009 Memorandum of Understanding between the City and County of San Francisco and the International Federation of Professional and Technical Engineers, Local 21, AFL-CIO by extending the terms of the parties' Agreement through June 30, 2010.

6/10/08, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

Hearing held. Speakers: Supervisor Peskin; Martin Gran, Employee Relations Director; Ben Rosenfield, Controller's Office.

RECOMMENDED AS COMMITTEE REPORT by the following vote:

Ayes: 2 - Peskin, Maxwell

Excused: 1 - Ammiano

080805 [MOU, Amendment No. 1 - Municipal Attorneys' Association] Mayor, Supervisor Elsbernd

Ordinance adopting and implementing Amendment #1 to the 2006-2009 Memorandum of Understanding between the City and County of San Francisco and the Municipal Attorneys' Association by extending the terms of the parties' Agreement through June 30, 2010.

6/10/08, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

Hearing held. Speakers: Supervisor Peskin; Martin Gran, Employee Relations Director; Ben Rosenfield, Controller's Office.

RECOMMENDED AS COMMITTEE REPORT by the following vote:

Ayes: 2 - Peskin, Maxwell

Excused: 1 - Ammiano

080806 [MOU, Amendment No. 1 - Operating Engineers Local Union No. 3] Mayor, Supervisor Elsbernd

Ordinance adopting and implementing Amendment #1 to the 2006-2009 Memorandum of Understanding between the City and County of San Francisco and the Operating Engineers Local Union No. 3 of the International Union of Operating Engineers, AFL-CIO by extending the terms of the parties' Agreement through June 30, 2010.

6/10/08, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

Hearing held. Speakers: Supervisor Peskin; Martin Gran, Employee Relations Director; Ben Rosenfield, Controller's Office.

RECOMMENDED AS COMMITTEE REPORT by the following vote:

Ayes: 2 - Peskin, Maxwell

Excused: 1 - Ammiano

080807 [MOU, Amendment No. 1 - United Association of Journeymen and Apprentices of the Plumbing and Pipe Fitting Industry, Local 38] Mayor, Supervisor Elsbernd

Ordinance adopting and implementing Amendment #1 to the 2006-2009 Memorandum of Understanding between the City and County of San Francisco and the United Association of Journeymen and Apprentices of the Plumbing and Pipe Fitting Industry, Local 38 by extending the terms of the parties' Agreement through June 30, 2010.

6/10/08, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

Hearing held. Speakers: Supervisor Peskin; Martin Gran, Employee Relations Director; Ben Rosenfield, Controller's Office.

RECOMMENDED AS COMMITTEE REPORT by the following vote:

Ayes: 2 - Peskin, Maxwell

Excused: 1 - Ammiano

080808 [MOU, Amendment No. 1 - Teamsters, Local 350] Mayor, Supervisor Elsbernd

Ordinance adopting and implementing Amendment #1 to the 2006-2009 Memorandum of Understanding between the City and County of San Francisco and the Teamsters, Local 350 by extending the terms of the parties' Agreement through June 30, 2010.

6/10/08, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

Hearing held. Speakers: Supervisor Peskin; Martin Gran, Employee Relations Director; Ben Rosenfield, Controller's Office.

RECOMMENDED AS COMMITTEE REPORT by the following vote:

Ayes: 2 - Peskin, Maxwell

Excused: 1 - Ammiano

080809 [MOU, Amendment No. 1 - Teamsters, Local 856 (Multi-Unit)] Mayor, Supervisor Elsbernd

Ordinance adopting and implementing Amendment #1 to the 2006-2009 Memorandum of Understanding between the City and County of San Francisco and the Teamsters, Local 856 (Multi-Unit) by extending the terms of the parties' Agreement through June 30, 2010.

6/10/08, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

Hearing held. Speakers: Supervisor Peskin; Martin Gran, Employee Relations Director; Ben Rosenfield, Controller's Office.

RECOMMENDED AS COMMITTEE REPORT by the following vote:

Ayes: 2 - Peskin, Maxwell

Excused: 1 - Ammiano

080810 [MOU, Amendment No. 2 - Union of American Physicians and Dentists (Unit 8CC)] Mayor, Supervisor Elsbernd

Ordinance adopting and implementing Amendment #2 to the 2006-2009 Memorandum of Understanding between the City and County of San Francisco and the Union of American Physicians and Dentists (Unit 8CC) by extending the terms of the parties' Agreement through June 30, 2010 and by implementing specified terms and conditions of employment for fiscal years 2008-2009 and 2009-2010.

6/10/08, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

Hearing held. Speakers: Supervisor Peskin; Martin Gran, Employee Relations Director; Ben Rosenfield, Controller's Office.

RECOMMENDED AS COMMITTEE REPORT by the following vote:

Ayes: 2 - Peskin, Maxwell

Excused: 1 - Ammiano

080811 [MOU, Amendment No. 1 - Union of American Physicians and Dentists (Unit 11AA)] Mayor, Supervisor Elsbernd

Ordinance adopting and implementing Amendment #1 to the 2006-2009 Memorandum of Understanding between the City and County of San Francisco and the Union of American Physicians and Dentists (Unit 11AA) by extending the terms of the parties' Agreement through June 30, 2010 and by implementing specified terms and conditions of employment for fiscal years 2008-2009 and 2009-2010.

6/10/08, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

Hearing held. Speakers: Supervisor Peskin; Martin Gran, Employee Relations Director; Ben Rosenfield, Controller's Office.

7/7/08 - Clerical correction "change Amendment 1 to read Amendment 2 in title and on line 10 of page 1.

AMENDED.

Ordinance adopting and implementing Amendment #2 to the 2006-2009 Memorandum of Understanding between the City and County of San Francisco and the Union of American Physicians and Dentists (Unit 11AA) by extending the terms of the parties' Agreement through June 30, 2010 and by implementing specified terms and conditions of employment for fiscal years 2008-2009 and 2009-2010.

RECOMMENDED AS COMMITTEE REPORT by the following vote:

Ayes: 2 - Peskin, Maxwell

Excused: 1 - Ammiano

080812 [MOU, Amendment No. 2 - Municipal Executives' Association] Mayor, Supervisor Elsbernd

Ordinance adopting and implementing Amendment #2 to the 2006-2009 Memorandum of Understanding between the City and County of San Francisco and the Municipal Executives' Association by extending the terms of the parties' Agreement through June 30, 2010 and by implementing specified terms and conditions of employment for fiscal years 2008-2009 and 2009-2010.

6/10/08, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

Hearing held. Speakers: Supervisor Peskin; Martin Gran, Employee Relations Director; Ben Rosenfield, Controller's Office.

RECOMMENDED AS COMMITTEE REPORT by the following vote:

Ayes: 2 - Peskin, Maxwell

Excused: 1 - Ammiano

080813 [MOU, Municipal Executives' Association - Fire] Mayor, Supervisor Elsbernd

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Municipal Executives' Association Fire, to be effective July 1, 2007 through June 30, 2011.

6/10/08, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

Hearing held. Speakers: Supervisor Peskin; Martin Gran, Employee Relations Director; Ben Rosenfield, Controller's Office.

RECOMMENDED AS COMMITTEE REPORT by the following vote:

Ayes: 2 - Peskin, Maxwell

Excused: 1 - Ammiano

080814 [MOU, Municipal Executives' Association - Police] Mayor, Supervisor Elsbernd

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Municipal Executives' Association Police, to be effective July 1, 2007 through June 30, 2011.

6/10/08, RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

Hearing held. Speakers: Supervisor Peskin; Martin Gran, Employee Relations Director; Ben Rosenfield, Controller's Office.

RECOMMENDED AS COMMITTEE REPORT by the following vote:

Ayes: 2 - Peskin, Maxwell

Excused: 1 - Ammiano

ADJOURNMENT

The meeting adjourned at 1:34 p.m.