



City and County of San Francisco
Meeting Minutes
Budget and Finance Committee

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

Members: John Avalos, Ross Mirkarimi, Sean Elsbernd

Clerk: Victor Young (415) 554-7723

Wednesday, October 13, 2010

11:00 AM

City Hall, Legislative Chamber, Room 250

Regular Meeting

Present: 2 - John Avalos and Sean Elsbernd

Excused: 1 - Ross Mirkarimi

MEETING CONVENED

The meeting convened at 11:10 a.m.

REGULAR AGENDA

101165 [Accept and Expend Grant - San Francisco Arts Commission - WritersCorps Program - \$50,000]

Sponsor: Mayor

Resolution authorizing the San Francisco Arts Commission to retroactively accept and expend a grant in the amount of \$50,000 from the National Endowment for the Arts Learning in the Arts for Children and Youth for general operating support for WritersCorps.

09/14/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

Heard in Committee. Speakers: Male Speaker and Melissa Hung, San Francisco Arts Commission; Francisco Da Costa; Al Fabulli.

RECOMMENDED.. by the following vote:

Ayes: 2 - Avalos, Elsbernd

Excused: 1 - Mirkarimi

101154 [Accept and Expend Grant - Office of the Public Defender - Rosenberg Foundation and Amendment to the Annual Salary Ordinance FY2010-2011 - \$47,000]**Sponsor: Mirkarimi**

Ordinance authorizing the Office of the Public Defender to accept and expend a grant in the amount of \$47,000 from the Rosenberg Foundation, via Institute for Local Governance, to develop a California Reentry Council Network to assist in the development of statewide capacity to improve reentry policies and programs, and amending Ordinance No. 191-10 (Annual Salary Ordinance, FY2010-2011) to reflect addition of one (1) temporary Class 8173 Legal Assistant, grant-funded position (0.55 FTE), in the Office of the Public Defender.

09/14/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

Heard in Committee. Speaker: Monique Zmuda, Deputy Controller.

10/13/10 - Amended on Page 1, Line 8, to delete "(1) Class 1406 Senior Clerk"; Page 1, Line 19, to delete "hire Reentry Council Assistant and"; Page 2, Line 18, to delete reference to the 1406 Senior Clerk; and Page 2, Line 21, to replace ".0118 FTE" with ".55 FTE".

AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE

Ordinance authorizing the Office of the Public Defender to accept and expend a grant in the amount of \$47,000 from the Rosenberg Foundation, via Institute for Local Governance, to develop a California Reentry Council Network to assist in the development of statewide capacity to improve reentry policies and programs, and amending Ordinance No. 191-10 (Annual Salary Ordinance, FY2010-2011) to reflect addition of one (1) temporary Class 8173 Legal Assistant, grant-funded position (0.55 FTE), in the Office of the Public Defender.

RECOMMENDED AS AMENDED by the following vote:

Ayes: 2 - Avalos, Elsbernd

Excused: 1 - Mirkarimi

100692 [Lease of Port Real Property - Pier 26 Annex]

Resolution approving Port Commission Lease No. L-14796 with IDEO, LLC for office space located at Pier 26 Annex within the Southern Waterfront with a sixty month term and a sixty month option. (Port)

05/28/10; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

08/02/10; TRANSFERRED to Budget and Finance Committee.

Heard in Committee. Speakers: Mr. Romani and Brad Benson, San Francisco Port; Harvey Rose, Budget and Legislative Analyst.

10/13/10 - Amendment of the whole bearing the same title adding an additonal resolved clause pertaining to the impracticality of competitively bidding the property.

AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE**RECOMMENDED AS AMENDED by the following vote:**

Ayes: 2 - Avalos, Elsbernd

Excused: 1 - Mirkarimi

101166 [Amendment to Fire Department Cooperative Agreement with the Navy]**Sponsor: Mayor**

Resolution authorizing the San Francisco Fire Department to amend the Cooperative Agreement with the United States Navy to set the reimbursement rate for fire and emergency medical services to portions of the Hunters Point Shipyard for the period October 1, 2010, through September 30, 2011, and to accept and expend funds from the Navy as reimbursement for services under that Agreement.

(Fiscal Impact.)

09/14/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

09/21/10; REFERRED TO DEPARTMENT. Referred to the Fire Department for informational purposes.

Heard in Committee. Speakers: Mr Corso; Harvey Rose, Budget and Legislative Analyst; Francisco Da Costa.

RECOMMENDED by the following vote:

Ayes: 2 - Avalos, Elsbernd

Excused: 1 - Mirkarimi

100984 [Public Utilities Commission - Memorandum of Agreement with the National Park Service - Not to Exceed \$27,486,504]

Resolution approving the Memorandum of Agreement with the National Park Service for the Comprehensive Management of Yosemite National Park Watersheds that supply water to the San Francisco Regional Water System pursuant to Charter Section 9.118. (Public Utilities Commission)

(Fiscal Impact.)

08/27/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

Heard in Committee. Speakers: Steve Richie, San Francisco Public Utilities Commission; Harvey Rose, Budget and Legislative Analyst; Francisco Da Costa.

10/13/10 - Amended on Page 1, Line 1, to replace "Not to Exceed \$30,000,000" with "Not to Exceed \$27,486,504"; Page 1, Line 13, to replace "thirty million (\$30,000,000)" with "\$27,486,504"; and Page 1, Line 22, to replace ""thirty million (\$30,000,000)" with "\$27,486,504".

AMENDED

(Fiscal Impact.)

RECOMMENDED AS AMENDED by the following vote:

Ayes: 2 - Avalos, Elsbernd

Excused: 1 - Mirkarimi

101150 [Real Estate Department - Agreement to Exchange Easements in Connection with the Bay Division Pipeline Reliability Upgrade Project - Bay Tunnel]

Resolution approving and authorizing an Agreement to Exchange Interests in Real Property to obtain an exclusive, subsurface easement from the Midpeninsula Regional Open Space District in exchange for a non-exclusive open space easement over real property owned by the City and County of San Francisco, for the purpose of constructing the San Francisco Public Utilities Commission Water System Improvement Program-Funded Project CUW36801, Bay Division Pipeline Reliability Upgrade - Bay Tunnel; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; adopting findings of consistency with City Planning Code Section 101.1; and authorizing the General Manager of SFPUC to execute documents, make certain modifications, and take certain actions in furtherance of this resolution. (Real Estate Department)

09/10/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

Heard in Committee. Speaker: Male Speaker.

RECOMMENDED by the following vote:

Ayes: 2 - Avalos, Elsbernd

Excused: 1 - Mirkarimi

101104 [Public Employment - Department of the Environment]**Sponsor: Mayor**

Ordinance amending Ordinance No. 191-10 (Annual Salary Ordinance FY2010-2011) to reflect the addition of two positions: one (1) Class 5640 Environmental Specialist, one (1) Class 5644 Environmental Manager in the Department of the Environment.
(Fiscal Impact.)

08/10/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

Heard in Committee. Speakers: Mark Westlund, Department of the Environment; Harvey Rose, Budget and Legislative Analyst; Monique Zmuda, Deputy Controller; Cheryl Adams, Deputy City Attorney

10/13/10 - Amendment of the whole bearing a new title to delete one Class 5638 Environmental Assistant; to modify the FTE from .75 FTE to .58 FTE for the Environmental Specialist and the Environmental Manager; and to add a contingency clause.

AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE

Ordinance amending Ordinance No. 191-10 (Annual Salary Ordinance FY2010-2011) to reflect the addition of two positions: one (1) Class 5640 Environmental Specialist, one (1) Class 5644 Environmental Manager in the Department of the Environment.
(Fiscal Impact.)

RECOMMENDED AS AMENDED by the following vote:

Ayes: 2 - Avalos, Elsbernd

Excused: 1 - Mirkarimi

101201 [Petitions for City Parcels to Form the Proposed Civic Center Community Benefit District]**Sponsor: Mayor**

Resolution authorizing the Mayor to cast petitions in the affirmative for formation of the proposed Civic Center Community Benefit District, to sign on behalf of the City and County of San Francisco as the owner of certain parcels of real property that would be subject to assessment in the proposed property and business improvement district to be named the Civic Center Community Benefit District.

09/21/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

09/29/10; CONTINUED. Heard in Committee. Speakers: Lisa Pagan, Office of Economic and Workforce Development; Ian Paset, Patson Companies; Roberto Lombardi, Main Library; Lev Kushner, Recreation and Parks Dept.; Jim Chappell, MJM Management; Female Speaker; John LT; Michael Maltz.

Continued to October 13, 2010.

Heard in Committee. Speakers: Lisa Pagan, Office of Economic and Workforce Development; Harvey Rose, Budget and Legislative Analyst; Melissa Riley; Gabriel Haaland, SEIU 1021; Francisco Da Costa.

REFERRED WITHOUT RECOMMENDATION to the Board of Supervisors, by the following vote:

Ayes: 2 - Avalos, Elsbernd

Excused: 1 - Mirkarimi

101159 [Taxable and/or Tax Exempt Certificates of Participation for Various Capital Improvements - Not to Exceed \$48,000,000]**Sponsor: Mayor**

Ordinance authorizing the execution and delivery of Certificates of Participation in an aggregate principal amount not to exceed \$48,000,000 to finance the acquisition, construction, improvement and installation of certain street improvements and of various disability access improvement projects; approving the form of a Second Supplement to Trust Agreement between the City and County of San Francisco and the Trustee named therein (including certain indemnities contained therein); approving the form of a Second Supplement to Property Lease between the City, as lessor, and the Trustee, as lessee; approving the form of a Second Supplement to Project Lease between the Trustee, as lessor, and the City, as lessee; approving the form of an Official Notice of Sale and Notice of Intention to Sell for the Certificates of Participation, if sold by competitive sale; authorizing certain actions relating to the Certificates of Participation, if sold by negotiated sale; delegating to the Director of Public Finance the authority to sell the Certificates of Participation by either a competitive or negotiated sale; approving the form of a Purchase Contract between the City and the underwriter(s) selected in accordance herewith, if the Certificates of Participation are sold by negotiated sale; approving the form of an official statement in preliminary and final form; approving the form of a Continuing Disclosure Certificate; granting general authority to City officials to take necessary actions in connection with the authorization, issuance, sale and delivery of the Certificates of Participation; approving modifications to documents; and ratifying previous actions taken in connection therewith.

(Fiscal Impact.)

09/14/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

Heard in Committee. Speakers: Nadia Sesay, Director of the Controller's Office of Public Finance; Harvey Rose, Budget and Legislative Analyst; Francisco Da Costa.

RECOMMENDED by the following vote:

Ayes: 2 - Avalos, Elsbernd

Excused: 1 - Mirkarimi

101158 [Taxable and/or Tax Exempt Certificates of Participation (HOPE SF) - Not to Exceed \$38,000,000]**Sponsor: Mayor**

Ordinance authorizing the execution and delivery of Taxable and/or Tax Exempt Certificates of Participation (HOPE SF) in an aggregate principal amount not to exceed \$38,000,000 to finance certain capital improvement projects; approving the form of a Trust Agreement between the City and County of San Francisco and the trustee (including certain indemnities contained therein); granting authorization for the selection of a trustee; approving the form of a Property Lease between the City and the Trustee named therein relating to certain property generally known as the Mission Police Station, certain property generally known as the Bayview Station of the San Francisco Police Department and certain other City-owned property; approving the form of a Project Lease between the City and the Trustee (including certain indemnities contained therein); delegating to the Director of Public Finance the authority to sell the Certificates of Participation by either a competitive or negotiated sale; approving the form of an Official Notice of Sale and a Notice of Intention to Sell the Taxable and/or Tax Exempt Certificates of Participation (HOPE SF), if sold by competitive sale; authorizing certain actions relating to the Taxable and/or Tax Exempt Certificates of Participation (HOPE SF), if sold by negotiated sale including approving the form of a Purchase Contract between the City and an underwriter named therein; approving the form of an Official Statement in preliminary form; approving the form of a Continuing Disclosure Certificate; granting general authority to City officials to take necessary actions in connection with the authorization, sale, execution and delivery of the Taxable and/or Tax Exempt Certificates of Participation (HOPE SF); approving modifications to documents; and ratifying previous actions taken in connection therewith.

(Fiscal Impact.)

09/14/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

Heard in Committee. Speakers: Craig Elman, Mayor's Office of Housing; Nadia Sesay, Director of the Controller's Office of Public Finance; Harvey Rose, Budget and Legislative Analyst; Francisco Da Costa.

RECOMMENDED by the following vote:

Ayes: 2 - Avalos, Elsbernd

Excused: 1 - Mirkarimi

101192 [Appropriating \$38,000,000 of Certificate of Participation Proceeds for the HOPE SF Development Project in the Mayor's Office of Housing for FY2010-2011]**Sponsors: Mayor; Maxwell**

Ordinance appropriating \$38,000,000 of Certificate of Participation Series 2011B proceeds to fund the HOPE SF Development Project sponsored by Hunters View Associates in the Mayor's Office of Housing for FY2010-2011 and placing these funds on Controller's reserve pending issuance of the COPs or associated commercial paper used for cash flow purposes in FY2010-2011.

(Fiscal Impact.)

09/21/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

Heard in Committee. Speakers: Craig Elman, Mayor's Office of Housing; Nadia Sesay, Director of the Controller's Office of Public Finance; Harvey Rose, Budget and Legislative Analyst; Francisco Da Costa.

RECOMMENDED by the following vote:

Ayes: 2 - Avalos, Elsbernd

Excused: 1 - Mirkarimi

101167 [Accept and Expend Grant - Mayor's Office of Housing - Infill Infrastructure Program - \$30,000,000]**Sponsor: Mayor**

Resolution authorizing the Mayor's Office of Housing to enter into a standard agreement with the California State Department of Housing and Community Development to accept and expend \$30,000,000 of Infill Infrastructure Grant Program funds; the execution of a loan agreement with the Project Sponsor for disbursement of grant funds; and the execution of any related documents necessary to participate in the Infill Infrastructure Grant Program.

09/14/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

Heard in Committee. Speakers: Craig Elman, Mayor's Office of Housing; Nadia Sesay, Director of the Controller's Office of Public Finance; Harvey Rose, Budget and Legislative Analyst; Francisco Da Costa.

RECOMMENDED by the following vote:

Ayes: 2 - Avalos, Elsbernd

Excused: 1 - Mirkarimi

ADJOURNMENT

The meeting adjourned at 1:25 p.m.