



**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*

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Wednesday, October 27, 2010

11:00 AM

City Hall, Legislative Chamber, Room 250

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**Regular Meeting**

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**Present:** 3 - John Avalos, Ross Mirkarimi and Sean Elsbernd

## Meeting Convened

*The meeting convened at 11:02 a.m.*

## REGULAR AGENDA

**101269 [Accept and Expend Grant - Probation Specialized Supervision Program and Amendment to the Annual Salary Ordinance for FY2010-2011 - \$300,000]**

**Sponsor: Maxwell**

Ordinance authorizing the Department of Adult Probation to retroactively accept and expend a grant in the amount of \$300,000 from the California Emergency Management Agency for Probation Specialized Supervision Program federally funded through the Violence Against Women Act and amend Ordinance No. 191-10 (Annual Salary Ordinance, FY2010-2011) to reflect the addition of three (3) grant-funded positions (.75 FTE) in Class 8444 Deputy Probation Officer, (.50 FTE) in Class 9920 Public Service Aide/Probation Aide, and (.50 FTE) in Class 9920 Public Service Aide/Probation Aide at the Department of Adult Probation.

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

*Heard in Committee. Speaker: Wendy Still, Chief Adult Probation Officer.*

**RECOMMENDED by the following vote:**

Ayes: 2 - Avalos, Mirkarimi

Absent: 1 - Elsbernd

**101270 [Accept and Expend Grant - San Francisco Reentry Courts and Amendment to the Annual Salary Ordinance for FY2010-2011 - \$500,000]****Sponsor: Mirkarimi**

Ordinance authorizing the Adult Probation Department to retroactively accept and expend a grant in the amount of \$500,000 from the Office of Justice Programs for funding under the Second Chance Act State, Local and Tribal Reentry Courts, and amend Ordinance No. 191-10 (Annual Salary Ordinance, FY2010-2011) to reflect the addition of (4) four grant funded positions; (.20 FTE) in Class 8138 Court Reporter at the Adult Probation Department, (.20 FTE) in Class 8113 Court Clerk at the Adult Probation Department, (.40 FTE) in Class 8177 Attorney at the Office of the Public Defender (PDR) and (.75 FTE) in Class 2912 Sr. Social Worker at the Department of Public Health.

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

*Heard in Committee. Speaker: Wendy Still, Chief Adult Probation Officer.*

**RECOMMENDED by the following vote:**

Ayes: 2 - Avalos, Mirkarimi

Absent: 1 - Elsbernd

**101282 [Accept and Expend Grant - The ARTery Project - \$250,000]****Sponsors: Mayor; Dufty**

Resolution authorizing the San Francisco Arts Commission to retroactively accept and expend a grant in the amount of \$250,000 from the National Endowment for the Arts for the Mid Market Cultural District Partnership, now called The ARTery Project.

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

*Heard in Committee. Speaker: Judy Nepsoft, Arts Commission.*

**RECOMMENDED.. by the following vote:**

Ayes: 2 - Avalos, Mirkarimi

Absent: 1 - Elsbernd

**101228 [Contract Modification - Hamilton Family Center - \$180,000]**

Resolution concurring with the Human Services Agency's Declaration of Emergency to modify the contract between the City and County of San Francisco and Hamilton Family Center to provide emergency elevator repairs for the family shelter in the amount of \$180,000. (Human Services Department)

09/24/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

*Heard in Committee. Speaker: Dave Curto, Human Services Agency.*

*10/27/10 - Amended on Page 1, Lines 17 and 18, to replace "Department of Real Estate" with "Real Estate Division".*

**AMENDED****RECOMMENDED AS AMENDED by the following vote:**

Ayes: 2 - Avalos, Mirkarimi

Absent: 1 - Elsbernd

**101268 [Waiver of Street Encroachment Inspection Fee for Golden Gate Transportation District]****Sponsor: Elsbernd**

Ordinance waiving the Street Encroachment Permit Inspection Fee established through Public Works Code Section 2.1.1 for signs related to bus service for the Golden Gate Bridge, Highway, and Transportation District.

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

*Heard in Committee. Speakers: Joshua Switzky, Planning Department; Nick Elsner, Department of Public Works; Walter Paulson.*

**RECOMMENDED by the following vote:**

Ayes: 2 - Avalos, Mirkarimi

Absent: 1 - Elsbernd

**101099 [Business and Tax Regulations Code - Common Administrative Provisions; Parking Tax; Business Registration]****Sponsors: Mirkarimi; Dufty**

Ordinance amending the San Francisco Business and Tax Regulations Code by: (1) amending Article 6 (Common Administrative Provisions) to revise provisions relating to: certificates of authority to collect third-party taxes; prepayment and remittance requirements for hotel and parking operators; enforcement procedures and penalties; and to otherwise clarify and update the provisions of Article 6; (2) amending Article 9 (Tax on Occupancy of Parking Space in Parking Stations), Article 10 (Utility Users Tax), and Article 12 (Business Registration), to lengthen the time period that service suppliers must preserve records from 4 years to 5 years and to extend the payment date of the registration certificate; and (3) repealing Sections 608 through 608.8 of Article 9 (Tax on Occupancy of Parking Space in Parking Stations); and (4) amending the San Francisco Administrative Code by amending Article XIII (Funds), Chapter 10 (Finance, Taxation, and Other Fiscal Matters), to correct references to the California Government Code.

08/10/10; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 9/9/2010.

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

*Heard in Committee. Speakers: David Augustine, Treasurer's Office; Cheryl Adams, Deputy City Attorney; Walter Paulson; Officer Stewart, Police Department.*

*10/27/10 - Amendment of the whole bearing the same title.*

**AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE**

*Continued to November 3, 2010.*

**CONTINUED TO NOVEMBER 3, 2010, AS AMENDED by the following vote:**

Ayes: 2 - Avalos, Mirkarimi

Absent: 1 - Elsbernd

**101100 [Business and Tax Regulations Code - Adding to the Definition of "Control,"  
Revising the Enforcement Authority, and Making Other Nonsubstantive Changes]  
Sponsors: Mirkarimi; Dufty**

Ordinance amending Article 22 of the Business and Tax Regulations Code by amending Sections 2201 through 2210, 2215, 2216, 2218, 2220, 2225, 2226, 2229, 2230, 2232, and 2233 and repealing Sections 2217, 2223, 2224, and 2237, to establish a presumption that certain operators, signatories and owners control the business affairs of the parking station, revise the Enforcing Agency's authority to permit the use of all authority granted by law and by Article 6 of this Code, and make other nonsubstantive changes.

08/10/10; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 9/9/2010.

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

*Heard in Committee. Speakers: David Augustine, Treasurer's Office; Cheryl Adams, Deputy City Attorney; Walter Paulson; Officer Stewart, Police Department.*

*10/27/10 - Amendment of the whole bearing the same title.*

**AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE**

*Continued to November 3, 2010.*

**CONTINUED TO NOVEMBER 3, 2010, AS AMENDED by the following vote:**

Ayes: 2 - Avalos, Mirkarimi

Absent: 1 - Elsbernd

**101255 [Issuance of General Obligation Bonds (Earthquake Safety and Emergency  
Response Bonds, 2010) - Not to Exceed \$412,300,000]**

**Sponsors: Mayor; Chiu**

Resolution providing for the issuance of not to exceed \$412,300,000 aggregate principal amount of City and County of San Francisco General Obligation Bonds (Earthquake Safety and Emergency Response Bonds, 2010); authorizing the execution, authentication, and registration of said bonds; providing for the levy of a tax to pay the principal and interest thereof; providing for the appointment of depositories and other agents for said bonds; providing for the establishment of accounts related thereto; ratifying certain actions previously taken; adopting certain CEQA findings and determinations; and granting general authority to City officials to take necessary actions in connection with the authorization, issuance, sale and delivery of said bonds.

09/28/10; 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; Charles Harris, Department of Public Works; Walter Paulson.*

**RECOMMENDED by the following vote:**

Ayes: 3 - Avalos, Mirkarimi, Elsbernd

**101256 [Sale of General Obligation Bonds (Earthquake Safety and Emergency Response Bonds, 2010) - Not to Exceed \$85,000,000]****Sponsors: Mayor; Chiu**

Resolution authorizing and directing the sale of not to exceed \$85,000,000 aggregate principal amount of City and County of San Francisco General Obligation Bonds (Earthquake Safety and Emergency Response Bonds, 2010), Series 2010E (Tax-Exempt), and City and County of San Francisco General Obligation Bonds (Earthquake Safety and Emergency Response Bonds, 2010), Series 2010F (Federally Taxable Build America Bonds); prescribing the form and terms of said bonds; authorizing the execution, authentication, and registration of said bonds; providing for the appointment of depositories and other agents for said bonds; providing for the establishment of accounts related thereto; providing for the manner of sale of said bonds by competitive sale; approving the forms of official notice of sale and notice of intention to sell bonds; directing the publication of the notice of intention to sell bonds; approving the form of the preliminary official statement and the form and execution of the official statement relating to the sale of said bonds; approving the form of the continuing disclosure certificate; approving modifications to documents; ratifying certain actions previously taken; adopting certain CEQA findings and determinations; and granting general authority to City officials to take necessary actions in connection with the authorization, issuance, sale, and delivery of said bonds.

09/28/10; 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; Charles Harris, Department of Public Works; Walter Paulson.*

**RECOMMENDED by the following vote:**

Ayes: 3 - Avalos, Mirkarimi, Elsbernd

**101248 [Appropriating \$85,000,000 of General Obligation Bonds for the Department of Public Works and the Public Utilities Commission for FY2010-2011]****Sponsors: Mayor; Chiu**

Ordinance appropriating \$85,000,000 of the 2010 Series 1 Earthquake Safety and Emergency Response General Obligation Bond proceeds including \$76,603,071 to the Department of Public Works, and \$8,396,929 to the Public Utilities Commission for necessary repairs and seismic improvements in order to better prepare San Francisco for a major earthquake or natural disaster for FY2010-2011, and placing these funds on Controller's Reserve pending the sale of the bonds.

09/28/10; 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; Charles Harris, Department of Public Works; Walter Paulson.*

**RECOMMENDED by the following vote:**

Ayes: 3 - Avalos, Mirkarimi, Elsbernd

**101316 [Board Review and Approval of 2010 United States Department of Housing and Urban Development Continuum of Care Programs Application]****Sponsor: Mayor**

Resolution approving the City and County of San Francisco 2010 Grant Application for the United States Department of Housing and Urban Development Continuum of Care Programs and fulfilling the San Francisco Board of Supervisors' review and approval process for all annual or otherwise recurring grants of \$5,000,000 or more.

10/19/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

*Heard in Committee. Speakers: Ali Schlageter, Local Homeless Coordinating Board; Walter Paulson.*

**RECOMMENDED by the following vote:**

Ayes: 3 - Avalos, Mirkarimi, Elsbernd

**101318 [Resolution of Intention to Form the Civic Center Community Benefit District]****Sponsor: Mayor**

Resolution (1) declaring the intention of the Board of Supervisors to establish a property-based business improvement district (community benefit district) to be known as the "Civic Center Community Benefit District" and levy a multi-year assessment on identified parcels in the district; (2) approving the management district plan and engineer's report and proposed boundaries map for the district; (3) ordering and setting a time and place for a public hearing thereon; (4) approving the form of the Notice of Public Hearing and Assessment Ballots; (5) directing environmental findings; and (6) directing the Clerk of the Board of Supervisors to give notice of the public hearing and balloting, as required by law.

10/19/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

*Heard in Committee. Speakers: Lisa Pagan, Office of Workforce and Economic Development; Karin Eklund, MJM Management Group; Colin Galiger; David Harrison; Jim Haas; Female Speakers; Mr. Malone, Conservatory of Music; Roberto Lombardi, San Francisco Library Commission; Jennifer Morris, War Memorial; Walter Paulson.*

10/27/10 - Amendment of the whole bearing a new title.

**AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE**

Resolution (1) declaring the intention of the Board of Supervisors to establish a property-based business improvement district (community benefit district) to be known as the "Civic Center Community Benefit District" and levy a multi-year assessment on identified parcels in the district; (2) approving the management district plan and engineer's report and proposed boundaries map for the district; (3) ordering and setting a time and place for a public hearing thereon; (4) approving the form of the Notice of Public Hearing and Assessment Ballots; (5) directing environmental findings; and (6) directing the Clerk of the Board of Supervisors to give notice of the public hearing and balloting, as required by law.

**RECOMMENDED AS AMENDED by the following vote:**

Ayes: 3 - Avalos, Mirkarimi, Elsbernd

**101324 [Ongoing Budget Updates]**

**Sponsor: Avalos**

Hearing to consider various updates and presentations regarding the City budget.

10/19/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

*Heard in Committee. Speakers: Leo Levenson and Monique Zmuda, Controller's Office; Kate Howard, Mayor's Office.*

**CONTINUED TO CALL OF THE CHAIR by the following vote:**

Ayes: 3 - Avalos, Mirkarimi, Elsbernd

**ADJOURNMENT**

*The meeting adjourned at 1:10 p.m.*