



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

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

Members: John Avalos, Ross Mirkarimi, Sean Elsbernd, Sophie Maxwell, David Campos

Clerk: Gail Johnson (415) 554-4445

Friday, July 9, 2010

11:30 AM

City Hall, Legislative Chamber, Room 250

Special Meeting

MEETING CONVENED

The meeting convened at 11:42 a.m.

Present: 5 - John Avalos, Ross Mirkarimi, Sean Elsbernd, Sophie Maxwell and David Campos

REGULAR AGENDA

100703 [Planning Code Amendments to Update Fees for Cost Recovery]

Sponsor: Mayor

Ordinance amending the San Francisco Planning Code, Article 3.5, by amending Sections 350, 351, 352, 353, 354, 355, and 358, to increase fees 2.61%, and an additional 2.04% for all fees except those associated with small projects for cost recovery; add a new fee for Conditional Use Applications for Wireless Telecommunication Services Facilities; increase the Discretionary Review filing fee; and make other adjustments for cost recovery.

06/01/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

06/21/10; CONTINUED. Heard in Committee. Speaker: Elaine Forbes, Planning Department.
Continued to June 28, 2010.

06/28/10; AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE. Heard in committee.
Speaker: Tom DiSanto, Planning Department.

06/28/10; CONTINUED AS AMENDED. Continued to July 9, 2010, Special Meeting at 11:30 a.m.

Heard in Committee. Speakers: Tom DiSanto, Planning Department; Ellen Tsang; Male Speaker; Dave Hartz.

RECOMMENDED by the following vote:

Ayes: 5 - Avalos, Mirkarimi, Elsbernd, Maxwell, Campos

100724 [Update to Environmental Review Fees to Increase Fees for Cost Recovery, Establish a New Fee for Mitigation and Conditions of Approval Monitoring, and Make Other Clarifying Changes]**Sponsor: Mayor**

Ordinance amending the San Francisco Administrative Code, Chapter 31, Articles IV and V, by amending Sections 31.22, 31.23, and 31.24, to increase all fees 2.61% which is the cost of living adjustment, and an additional 2.04% for cost recovery, further increase Categorical Exemption Class 32, Negative Declaration and Environmental Impact Report addendum fees for cost recovery, change the timing of Environmental Impact Report payments, add a new fee for mitigation and condition of approval monitoring, and for the Municipal Transportation Agency and Public Utilities Commission for Categorical Exemption Certificates, clarify phase collection payments and refund policy, and establish a processing fee for phased payments.

06/01/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

06/21/10; CONTINUED. Heard in Committee. Speaker: Elaine Forbes, Planning Department. Continued to June 28, 2010.

06/28/10; AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE. Heard in committee. Speaker: Tom DiSanto, Planning Department.

06/28/10; CONTINUED AS AMENDED. Continued to July 9, 2010, Special Meeting at 11:30 a.m.

Heard in Committee. Speakers: Tom DiSanto, Planning Department; Ellen Tsang; Male Speaker; Dave Hartz.

RECOMMENDED by the following vote:

Ayes: 5 - Avalos, Mirkarimi, Elsbernd, Maxwell, Campos

100580 [General Obligation Bond - Earthquake Safety Retrofit Deferred Loan and Grant Program General Obligation Bond - November 2, 2010, Election]**Sponsor: Mayor**

Ordinance calling and providing for a consolidated general election to be held in the City and County of San Francisco on Tuesday, November 2, 2010, for the purpose of submitting to the voters of the City and County of San Francisco a proposition to authorize general obligation bonded indebtedness of the City and County in the Amount of Forty Six Million One Hundred and Fifty Thousand Dollars (\$46,150,000) to provide deferred loans and/or grants to pay the costs of seismic retrofits to multi-story wood structures that are at significant risk of substantial damage and collapse during an earthquake; 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 on such bonds and providing for the levy and collection of taxes to pay both principal and interest thereof; prescribing notice to be given of such election; finding that the proposed bond is not a project under the California Environmental Quality Act; finding that 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 Administrative Code Section 2A.53; consolidating the special election with the general election on the same date; establishing the election precincts, voting places and officers for the election; waiving the word limitation on ballot propositions imposed by San Francisco Municipal Elections Code Section 510; complying with Section 53410 of the California Government Code; incorporating the provisions of Article V of Chapter V of the San Francisco Administrative Code; and waiving the time requirements specified in Section 2.34 of the San Francisco Administrative Code.

05/11/10; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

06/30/10; TRANSFERRED to Budget and Finance Committee.

Heard in Committee. Speakers: Jason Elliott, Mayor's Office; Supervisor Chiu; Greg Wagner, Mayor's Budget Director; Cheryl Adams, Deputy City Attorney; Nathan Cruz, Budget Analyst's Office.

REFERRED WITHOUT RECOMMENDATION AS COMMITTEE REPORT by the following vote:

Ayes: 5 - Avalos, Mirkarimi, Elsbernd, Maxwell, Campos

100798 [Clarifying Who is Responsible for Collecting and Remitting Third-Party Taxes; Consolidating Definitions and Amending the Definition of "Permanent Resident"]**Sponsor: Mayor**

Hearing to consider the proposed initiative ordinance to be submitted by the Mayor to the voters at the November 2, 2010, election entitled "Ordinance amending the San Francisco Business and Tax Regulations Code by amending Section 6.2-13 of Article 6 - Common Administrative Provisions, Section 501 of Article 7 - Tax on Transient Occupancy of Hotel Rooms, and Section 601 of Article 9 - Tax on Occupancy of Parking Space in Parking Stations, to amend and consolidate the definition of "Operator" and to clarify who is responsible for collecting and remitting third-party taxes; and amending Section 501 of Article 7 - Tax on Transient Occupancy of Hotel Rooms, to specify that a "Permanent Resident" is an "individual."

06/15/10; RECEIVED AND ASSIGNED to Rules Committee.

06/22/10; TRANSFERRED to Budget and Finance Committee.

Heard in Committee. Speakers: Greg Wagner, Mayor's Budget Director; Cheryl Adams, Deputy City Attorney; Male Speaker; Richard Hanlin; Female Speaker.

FILED

Ayes: 5 - Avalos, Mirkarimi, Elsbernd, Maxwell, Campos

100750 [Increase the Real Property Transfer Tax]**Sponsor: Avalos**

Motion ordering submitted to the voters an ordinance authorizing an amendment to the Real Property Transfer Tax at an election to be held on November 2, 2010.
(Economic Impact.)

06/08/10; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 7/8/2010.

06/22/10; TRANSFERRED to Budget and Finance Committee.

*Heard in Committee. Speakers: Supervisor Chiu; Ted Egan, Controller's Office; Male Speaker, Municipal Transportation Agency; Pauline Marx, Assistant Treasurer; Female Speaker; Rosario Ramirez; Linda Mjellem, Union Square Business Improvement District; Dave Hartz; Spencer Sechler, City Park/ San Francisco Parking Association; Mark Gleason, President, Teamsters, Local 665; Walter Paulson; Dave Snyder, San Francisco Transit Riders Union; Jennifer Friedenbach, Coalition on Homelessness; Matthias M., SRO Families United Collaboratives; Colleen Rivecca; Gordon Mar, Jobs With Justice; Fei Yi Chin, Chinese Progressive Association; Ken Cleaveland, Building Owners and Managers Association; Sheila Tully, Jobs With Justice; Sue Vaughan; Bobbi Lopez, SEIU 1021; Brenda Barros, 1021 Political Action Co-Chair; James, Young Workers United; Rob Black, San Francisco Chamber of Commerce.
Continued to Special Meeting on Wednesday, July 14, 2010, at 1:35 p.m.*

AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE

(Economic Impact.)

CONTINUED AS AMENDED by the following vote:

Ayes: 5 - Avalos, Mirkarimi, Elsbernd, Maxwell, Campos

100756 [Establishing a Progressive Payroll Expense Tax Rate Structure and Reducing Selected Payroll Expense Tax Rates; Imposing a Gross Receipts Tax on the Rental of Commercial Real Property]**Sponsor: Chiu**

Motion ordering submitted to the voters an ordinance revising the payroll expense tax to establish a progressive tax rate structure and reducing selected payroll expense tax rates and imposing a gross receipts tax on the rental of commercial real property, at an election to be held on November 2, 2010.

(Economic Impact.)

06/08/10; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 7/8/2010.

06/22/10; TRANSFERRED to Budget and Finance Committee.

Heard in Committee. Speakers: Supervisor Chiu; Ted Egan, Controller's Office; Male Speaker, Municipal Transportation Agency; Pauline Marx, Assistant Treasurer; Female Speaker; Rosario Ramirez; Linda Mjellem, Union Square Business Improvement District; Dave Hartz; Spencer Sechler, City Park/ San Francisco Parking Association; Mark Gleason, President, Teamsters, Local 665; Walter Paulson; Dave Snyder, San Francisco Transit Riders Union; Jennifer Friedenbach, Coalition on Homelessness; Matthias M., SRO Families United Collaboratives; Colleen Rivecca; Gordon Mar, Jobs With Justice; Fei Yi Chin, Chinese Progressive Association; Ken Cleaveland, Building Owners and Managers Association; Sheila Tully, Jobs With Justice; Sue Vaughan; Bobbi Lopez, SEIU 1021; Brenda Barros, 1021 Political Action Co-Chair; James, Young Workers United; Rob Black, San Francisco Chamber of Commerce.
Continued to Special Meeting on Wednesday, July 14, 2010, at 1:35 p.m.

AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE

(Economic Impact.)

CONTINUED AS AMENDED

Ayes: 5 - Avalos, Mirkarimi, Elsbernd, Maxwell, Campos

100759 [Parking Tax Increase and Tax on Valet Services]**Sponsor: Mirkarimi**

Motion ordering submitted to the voters an ordinance authorizing the "Ordinance amending San Francisco Business and Tax Regulations Code, Article 9, Sections 602 and 602.5 (Tax on Occupancy of Parking Space in Parking Station) to increase the tax rate from 15% to 25%, making the total tax rate, including the existing surcharge, 35%; amending Section 601 to clarify the definition of "Operator" and "Occupant" and to add a new definition of "Valet Parking Service Provider"; and adding Section 602B to impose an additional tax of 35% on gross receipts from valet parking services" at an election to be held on November 2, 2010.
(Economic Impact.)

06/08/10; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 7/8/2010.

06/22/10; TRANSFERRED to Budget and Finance Committee.

*Heard in Committee. Speakers: Supervisor Chiu; Ted Egan, Controller's Office; Male Speaker, Municipal Transportation Agency; Pauline Marx, Assistant Treasurer; Female Speaker; Rosario Ramirez; Linda Mjellem, Union Square Business Improvement District; Dave Hartz; Spencer Sechler, City Park/ San Francisco Parking Association; Mark Gleason, President, Teamsters, Local 665; Walter Paulson; Dave Snyder, San Francisco Transit Riders Union; Jennifer Friedenbach, Coalition on Homelessness; Matthias M., SRO Families United Collaboratives; Colleen Rivecca; Gordon Mar, Jobs With Justice; Fei Yi Chin, Chinese Progressive Association; Ken Cleaveland, Building Owners and Managers Association; Sheila Tully, Jobs With Justice; Sue Vaughan; Bobbi Lopez, SEIU 1021; Brenda Barros, 1021 Political Action Co-Chair; James, Young Workers United; Rob Black, San Francisco Chamber of Commerce.
Continued to Special Meeting on Wednesday, July 14, 2010, at 1:35 p.m.*

CONTINUED by the following vote:

Ayes: 5 - Avalos, Mirkarimi, Elsbernd, Maxwell, Campos

ADJOURNMENT

The meeting adjourned at 2:22 p.m.