

1 [Deleting obsolete provisions of Chapter 10, Article XVIII, of the Administrative Code relating
2 to the former Mayor's Office of Employment and Training, and certain special funds.]

3 **Ordinance amending Chapter 10, Article XVIII, of Part I of the San Francisco Municipal**
4 **Code (Administrative Code), by amending Section 10.199, relating to the Controller's**
5 **duties, and by repealing Sections 10.199-1 (Mayor's Office of Employment and**
6 **Training), 10.201 (Convention Facilities Fund), 10.203 (Chinatown Open Space Fund),**
7 **10.204 (911 Emergency Response Fund), and 10.205 (Municipal Railway Improvement**
8 **Fund).**

9 Note: Additions are *italic; Times New Roman*; deletions
10 are ~~strikethrough italic; Times New Roman~~
11 Board amendment additions are double underlined.
12 Board amendment deletions are ~~strikethrough normal~~.

13 Be it ordained by the People of the City and County of San Francisco:

14 Section 1. Chapter 10 of the San Francisco Administrative Code is hereby amended by
15 amending Section 10.199, to read as follows:

16 **SEC. 10.199. CONTROLLER'S REVIEW.**

17 The Controller shall on an annual basis, as part of his or her duties in reviewing budget
18 estimates submitted to him or her and consolidated by him or her for transmission to the
19 Mayor, ~~except as exempted by Section 10.199-1,~~ verify that the annual budget for each recipient
20 agency contains an allocation of funds for transfer to the General Fund sufficient to fund the
21 cost of services to be rendered and facilities to be provided by all rendering agencies. In
22 those cases where the Controller determines that the recipient agency has failed in its budget
23 estimate to make the allocation of funds for transfer to the General Fund to defray the cost of
24 rendering services or providing facilities to all service rendering agencies, calculated pursuant
25

1 to its general service charge, the Controller shall make the appropriate allocation by reducing
2 expenditures for other items in the budget estimates.

3
4 Section 2. Chapter 10 of the San Francisco Administrative Code is hereby amended by
5 repealing Section 10.199-1.

6 ~~**SEC. 10.199-1. MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING (MOET);**~~

7 ~~**EXCEPTIONS: FISCAL YEARS 1981-1982 AND 1982-1983.**~~

8 ~~*— The provisions of Section 10.199 of this Article shall not apply to the Comprehensive*~~
9 ~~*Employment and Training Act (CETA) program administered by MOET for fiscal years 1981-1982 and*~~
10 ~~*1982-1983; therefore, upon a determination by the Controller that MOET has failed in its budget*~~
11 ~~*estimate to make an allocation of funds for transfer to the general fund to defray the cost of rendering*~~
12 ~~*services or providing facilities, calculated pursuant to its general service charge, the Controller shall*~~
13 ~~*not make such allocation by reducing expenditures for other items in the budget estimates for said*~~
14 ~~*years.*~~

15
16 Section 3. Chapter 10 of the San Francisco Administrative Code is hereby amended by
17 repealing Section 10.201.

18 ~~**SEC. 10.201. ESTABLISHMENT OF CONVENTION FACILITIES FUND.**~~

19 ~~*— There is hereby established a Convention Facilities Fund for the purposes of receiving all*~~
20 ~~*revenues accruing from the use of Moscone Center, Brooks Hall and Civic Auditorium and Hotel Room*~~
21 ~~*Tax Fund receipts as provided in Section 515(6), Part III, San Francisco Municipal Code, and any*~~
22 ~~*other funds transferred into the fund. Said special fund shall be used solely for the following purposes:*~~

23 ~~*— (a) — Operation, maintenance, management and improvement of Moscone Center, Brooks*~~
24 ~~*Hall and Civic Auditorium; and*~~

1 ~~(b) Funding for the San Francisco Convention and Visitors Bureau, which funding shall be~~
2 ~~limited to an amount equivalent to 8.5 percent of the Hotel Room Tax collected; provided, however,~~
3 ~~that the Director of Administrative Services may increase the amount of funding in excess of 8.5~~
4 ~~percent as revenues increase. In administering this allocation the Director of Administrative Services~~
5 ~~shall have the discretion to allocate, budget and control the monies hereby allocated.~~

6 ~~The monies collected and deposited in the Convention Facilities Fund shall be specifically~~
7 ~~appropriated to the office of the Director of Administrative Services for the purposes set forth above.~~

8 ~~Any unexpended balances remaining in the Convention Facilities Fund at the close of any fiscal~~
9 ~~year shall be deemed to be provided for a specific purpose within the meaning of Section 9.113 of the~~
10 ~~Charter and shall be carried forward and accumulated in said special fund for the purposes cited~~
11 ~~herein.~~

12
13 Section 4. Chapter 10 of the San Francisco Administrative Code is hereby amended by
14 repealing Section 10.203.

15 **~~SEC. 10.203. CHINATOWN OPEN SPACE FUND.~~**

16 ~~(a) Establishment of Fund. There is hereby established a special fund in the Treasury of the~~
17 ~~City and County of San Francisco called the Chinatown Open Space Fund. All monies collected by the~~
18 ~~Controller pursuant to this Section shall be deposited in the fund. All monies deposited in the fund shall~~
19 ~~be used for the purpose of acquiring, improving and/or maintaining open space resources and park~~
20 ~~land and park facilities as defined in Section 135.1 of the San Francisco Municipal Code (City~~
21 ~~Planning Code), which is expected to be used solely or in substantial part by persons who live, work,~~
22 ~~shop or otherwise do business in the Chinatown Mixed Use Districts as defined in Sections 810.1, 811.1~~
23 ~~and 812.1 of the City Planning Code and as identified on Sectional Map 1 of the Zoning Map of the~~
24 ~~City and County of San Francisco. The Controller's Office shall file an annual report with the Board of~~
25 ~~Supervisors, which shall set forth the amount of money collected in the fund.~~

1 ~~(b) Utilization of Fund. Said special fund shall be used solely for, and the monies therein~~
2 ~~are hereby appropriated exclusively for, the purpose of such acquisition, improvement, maintenance~~
3 ~~and related expenses including the planning, design and engineering of specific projects. Expenditures~~
4 ~~from the fund shall be for facilities located within the Chinatown Mixed Use Districts.~~

5 ~~(c)(1) Administration of Fund. The fund shall be administered jointly by the Recreation and~~
6 ~~Park Commission and the City Planning Commission. The two Commissions shall conduct business~~
7 ~~related to their duties under this Section at joint public hearings, which hearings may be initiated by~~
8 ~~either the Recreation and Park Commission or the City Planning Commission. Recommendations shall~~
9 ~~be made annually for expenditures from this fund by the General Manager of the Recreation and Parks~~
10 ~~Department in consultation with the Department of City Planning and presented to both Commissions~~
11 ~~at a joint public hearing to elicit public comment on proposals for the acquisition of, improvement or~~
12 ~~maintenance of property using monies in the fund. Notice of any joint public hearings shall be~~
13 ~~published in an official newspaper at least 20 days prior to the date of the hearing, which notice shall~~
14 ~~set forth the time, place and purpose of the hearing. The hearing may be continued to a later date by a~~
15 ~~majority vote of the members of both Commissions present at the hearing. At a joint public hearing, a~~
16 ~~quorum of the membership of each Commission may vote to allocate the monies in the fund for~~
17 ~~acquisition of property and/or for the development, improvement or maintenance of property as~~
18 ~~established in Section 10.203(a), above, including property, such as an alleyway, which may not always~~
19 ~~be appropriate as a Recreation and Park property.~~

20 ~~Any unexpended balance remaining in said fund at the close of any fiscal year shall be deemed~~
21 ~~to have been provided for a special purpose within the meaning of Section 6.306 of the Charter and~~
22 ~~shall be carried forward and accumulated in said special fund for the purposes recited in this Section.~~
23 ~~Any balance remaining from interest earned on fund monies shall be applied to the General Fund.~~

1 Section 5. Chapter 10 of the San Francisco Administrative Code is hereby amended by
2 repealing Section 10.204.

3 **~~SEC. 10.204. 911 EMERGENCY RESPONSE FUND.~~**

4 ~~(a) Establishment of Fund. There is hereby established a 911 Emergency Response Fund for~~
5 ~~the purpose of receiving all monies collected pursuant to Article 10A of Part III of the San Francisco~~
6 ~~Municipal Code, those monies which are specifically set aside for deposit into the fund pursuant to the~~
7 ~~provisions of Section 720 of Article 10 of Part III of the San Francisco Municipal Code, and any other~~
8 ~~monies transferred into the fund.~~

9 ~~(b) Use of Monies in the Fund. Monies in the fund shall be appropriated solely for the~~
10 ~~following purposes:~~

11 ~~(1) For the payment of costs of acquiring land on which to locate a 911 communication~~
12 ~~system facility, acquiring and installing computerized call delivery processing and dispatch equipment~~
13 ~~and software, and/or any other acquisition or construction necessary to combine 911 communication~~
14 ~~staff under a single uniform command structure and to house 911 communication system equipment~~
15 ~~and staff in a seismically safe and fireproof facility contiguous or proximate to the Central Fire Alarm~~
16 ~~Station on Turk Street, including any debt service payments related thereto;~~

17 ~~(2) For the payment of "Conversion Costs," as that term is defined in Section 751(d) of~~
18 ~~Part III of the San Francisco Municipal Code, to telephone service suppliers;~~

19 ~~(3) For the payment of extensions, replacements and improvements to a 911 communication~~
20 ~~system;~~

21 ~~(4) For the payment of operating, repair and maintenance expenses for a 911~~
22 ~~communication system;~~

23 ~~(5) For the payment of personnel costs related to the operation and maintenance of a 911~~
24 ~~communication system.~~

1 ~~———— No expenditures for the purposes set forth in Subparagraphs (3), (4) and (5) shall be made from~~
2 ~~the fund until the costs set forth in Subparagraphs (1) and (2) have been paid.~~

3 ~~———— The term “911 communication system” shall have the meaning set forth in Section 751(a) of~~
4 ~~Part III of the San Francisco Municipal Code.~~

5 ~~———— (c) Interest. Interest earned from the 911 Emergency Response Fund shall be part of the~~
6 ~~principal thereof and shall not be expended for any purpose other than that for which said fund is~~
7 ~~established.~~

8 ~~———— (d) Administration and Expenditures from Fund. Expenditures for the purposes set forth in~~
9 ~~Subparagraphs (1) and (2) of Subsection (b) above shall be made upon the recommendation of the~~
10 ~~Director of Telecommunications and Information Services. Expenditures for the purposes set forth in~~
11 ~~Subparagraphs (3), (4) and (5) of Subsection (b) above shall be made upon the recommendation of the~~
12 ~~Director of Emergency Services. Expenditures and encumbrances from this fund shall be subject to the~~
13 ~~budget and fiscal provisions of the Charter.~~

14 ~~———— Any unexpended balance remaining in this fund at the close of any fiscal year shall be deemed~~
15 ~~to have been provided for a specific purpose within the meaning of Section 9.113 of the Charter, and~~
16 ~~shall be carried forward and accumulated in said fund for the purposes recited herein.~~

17
18 Section 6. Chapter 10 of the San Francisco Administrative Code is hereby amended by
19 repealing Section 10.205.

20 **~~SEC. 10.205. MUNICIPAL RAILWAY IMPROVEMENT FUND.~~**

21 ~~———— (a) Establishment of Fund. There is hereby established a special fund in the treasury of the~~
22 ~~City and County of San Francisco to be known as the Municipal Railway Improvement Fund for the~~
23 ~~purpose of receiving the amounts certified by the Controller and identified in the Memorandum of~~
24 ~~Understanding between the Transport Workers Union and the City and County of San Francisco~~
25 ~~effective July 1, 1996 as amounts which the City agreed to pay into the Transport Workers Union San~~

1 ~~San Francisco Municipal Railway Trust Fund in fiscal years 1994/95 and 1996/97 which exceed the level of~~
2 ~~permissible payments to the Transport Workers Union San Francisco Municipal Railway Trust Fund.~~

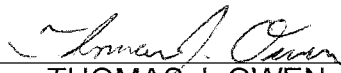
3 ~~—— (b) — Authorization to Expend. All funds shall be used and expended and are hereby~~
4 ~~appropriated solely for purposes of improving operations, efficiency and service of the Municipal~~
5 ~~Railway and may include any expenditure lawful under the City Charter, which may include but are not~~
6 ~~limited to such uses as the implementation of the “Ambassador” program and “Friends of Muni”~~
7 ~~programs currently under discussion between the Municipal Railway Department and the Transport~~
8 ~~Workers Union; employee health facilities; and employee child care facilities. Such expenditures shall~~
9 ~~be authorized by majority vote of the same individuals serving as the Trustees of the Municipal Railway~~
10 ~~Trust Fund.~~

11 ~~—— (c) — Accrual of Monies in Fund. Any unexpended balances remaining in the fund at the close~~
12 ~~of any fiscal year shall be deemed to have been provided for a specific purpose within the meaning of~~
13 ~~Section 6.306 of the Charter and shall be carried forward and accumulated in the fund for the purposes~~
14 ~~recited herein.~~

15
16
17 APPROVED AS TO FORM:

18 LOUISE H. RENNE, City Attorney

19
20
21 By:


THOMAS J. OWEN
Deputy City Attorney



City and County of San Francisco

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

Tails Ordinance

File Number: 001914

Date Passed:

Ordinance amending Chapter 10, Article XVIII, of Part I of the San Francisco Municipal Code (Administrative Code), by amending Section 10.199, relating to the Controller's duties, and by repealing Sections 10.199-1 (Mayor's Office of Employment and Training), 10.201 (Convention Facilities Fund), 10.203 (Chinatown Open Space Fund), 10.204 (911 Emergency Response Fund), and 10.205 (Municipal Railway Improvement Fund).

December 11, 2000 Board of Supervisors — PASSED, ON FIRST READING

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

December 18, 2000 Board of Supervisors — FINALLY PASSED

Ayes: 9 - Ammiano, Becerril, Bierman, Brown, Kaufman, Leno, Newsom, Yaki, Yee

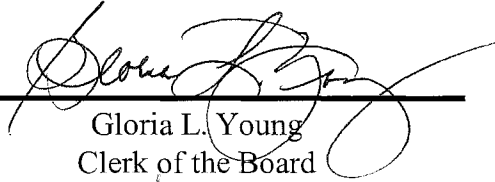
Absent: 2 - Katz, Teng

File No. 001914

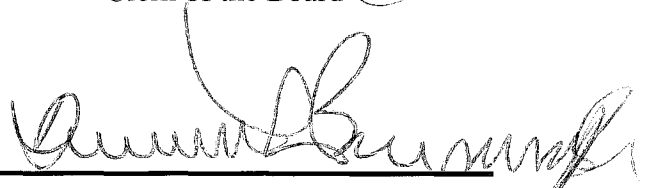
I hereby certify that the foregoing Ordinance was FINALLY PASSED on December 18, 2000 by the Board of Supervisors of the City and County of San Francisco.

DEC 28 2000

Date Approved



Gloria L. Young
Clerk of the Board



Mayor Willie L. Brown Jr.