

1 [Adding a charge for administrative overhead when the City provides additional police and
2 street-cleaning services to private parties; prohibiting waiver of fees for additional police
3 services except by ordinance of the Board of Supervisors.]

4 **Ordinance amending the San Francisco Administrative Code by amending Sections**
5 **10B.2, 10B.3, and 10B.12, to require the City to charge for administrative overhead**
6 **when it contracts with private parties to provide additional police and street-cleaning**
7 **services, to prohibit the waiver of fees for additional police services except by**
8 **ordinance of the Board of Supervisors, and to correct a citation to the Charter.**

9 Note: Additions are *single-underline italics Times New Roman*;
10 deletions are ~~strikethrough italics 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. The San Francisco Administrative Code is hereby amended by amending
15 Sections 10B.2, 10B.3, and 10B.12, to read as follows:

16 **SEC. 10B.2. PAYMENT FOR SERVICES.**

17 (a) The person, corporation, firm or organization desiring such services shall pay to
18 the Police Department such sums of money as may be necessary to pay for the additional
19 services. The payment shall be computed based upon the rate paid or payable to those
20 uniformed officers of the Police Department actually performing services at the time they are
21 to perform such additional duties, and the cost of additional equipment and materials
22 expended, together with an administrative overhead charge to cover the proportionate percentage of
23 the Department's administrative costs that are attributable in the Department's reasonable discretion
24 to the work performed pursuant to the request.

25 (b) The Police Department shall provide an estimate of the payment for such services
to the person, corporation, firm or organization desiring the service within a reasonable time

1 prior to the date service is to be rendered. The person, corporation, firm or organization shall
2 deposit the amount of estimated funds with the Police Department prior to the time that the
3 Police Department renders the requested service. The Police Department may waive the
4 deposit requirement if services are requested for 30 days or more, or if Department
5 reasonably believes that a waiver is justified.

6 (c) Within a reasonable time after the services are rendered, the Chief of Police shall
7 determine the amount of payment due. If the deposit pursuant to Subsection (b) hereof is
8 insufficient to cover the cost of services, the Chief of Police shall notify the person,
9 corporation, firm or organization that requested the services by United States mail to the
10 address listed on the request for such services and that party shall have ten days to pay the
11 balance. If the amount deposited exceeds the actual costs, the Chief of Police shall authorize
12 a refund of the excess to the applicant at the address shown on the application.

13 (d) The Police Department shall deposit with the Treasurer such sums as received in a
14 special account designated public facilities overtime account; provided, however, that the
15 amount representing administrative overhead shall be deposited to the general fund
16 unappropriated balance of funds.

17 (e) The person, corporation, firm or organization shall indemnify, hold harmless and
18 defend said City and County of San Francisco, the San Francisco Police Department, and all
19 the officers, agents and employees of either, from and against all liability, judgments or claims
20 for personal or bodily injuries, false arrest and false imprisonment caused by or purportedly
21 caused by such personnel in the rendering of such services.

22 (f) The City shall not waive payment for additional police services pursuant to this
23 Chapter except by ordinance of the Board of Supervisors.
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1 **SEC. 10B.3. RATES OF PAY.**

2 For services performed in excess of the basic week, police department members shall
3 be compensated on the basis of time and one-half in accordance with the ratio which said
4 excess service bears to the basic week of service and the annual compensation provided
5 therefor in Section A8.451 3.534 of the City Charter and applicable memoranda of
6 understanding.

7
8 **SEC. 10B.12. PAYMENT FOR SERVICES.**

9 The person, firm or organization desiring such personnel shall pay to the Department
10 such sums of money as the Director of Public Works estimates shall be necessary to cover
11 the actual costs of the services to be provided, together with an administrative overhead charge to
12 cover the proportionate percentage of the Department's administrative costs that are attributable in the
13 Department's reasonable discretion to the work performed pursuant to the request. Such person,
14 corporation, firm or organization shall indemnify, hold harmless and defend said City and
15 County of San Francisco, the Department of Public Works, and all the officers, agents and
16 employees of either, from any and all liability, judgments or claims for personal or bodily
17 injuries, property damage, or other injuries caused by or purportedly caused by such
18 personnel in the rendering of such services.

19
20 APPROVED AS TO FORM:
21 DENNIS J. HERRERA, City Attorney

22
23 By: 
24 THOMAS J. OWEN
25 Deputy City Attorney



City and County of San Francisco

City Hall
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San Francisco, CA 94102-4689

Tails

Ordinance

File Number: 021082

Date Passed:

Ordinance amending the San Francisco Administrative Code by amending Sections 10B.2, 10B.3, and 10B.12, to require the City to charge for administrative overhead when it contracts with private parties to provide additional police and street-cleaning services, to prohibit the waiver of fees for additional police services except by ordinance of the Board of Supervisors, and to correct a citation to the Charter.

July 1, 2002 Board of Supervisors — PASSED, ON FIRST READING

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick,
Newsom, Peskin, Sandoval, Yee

July 8, 2002 Board of Supervisors — FINALLY PASSED

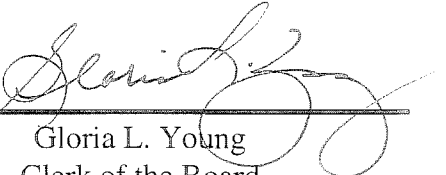
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick,
Newsom, Peskin, Sandoval, Yee

File No. 021082


I hereby certify that the foregoing Ordinance
was FINALLY PASSED on July 8, 2002 by
the Board of Supervisors of the City and
County of San Francisco.

JUL 11 2002

Date Approved



Gloria L. Young
Clerk of the Board



Mayor Willie L. Brown Jr.