



City and County of San Francisco
Meeting Minutes
Government Audit and Oversight Committee

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

Members: Dean Preston, Connie Chan, Rafael Mandelman

Clerk: Jessica Perkinson (415) 554-7722

Thursday, July 21, 2022

10:00 AM

Regular Meeting

IN-PERSON MEETING
City Hall, Legislative Chamber, Room 250

(remote access provided)
(remote public comment provided via teleconference)

Present: 3 - Dean Preston, Connie Chan, and Rafael Mandelman

The Government Audit and Oversight Committee met in regular session, in-person with remote access and public comment via telephone on Thursday, July 21, 2022, with Chair Dean Preston presiding. Chair Preston called the meeting to order at 10:13 a.m.

Remote Access to Information and Participation

On March 17, 2020, the Board of Supervisors authorized their Board and Committee meetings to convene remotely (via Microsoft Teams) and will allow remote public comment via teleconference. Visit the SFGovTV website at (www.sfgovtv.org) to stream the live meetings, or to watch meetings on demand. Members of the public are encouraged to participate remotely via detailed instructions on participating via teleconference available at: <https://sfbos.org/remote-meeting-call>.

Members of the public may participate by phone or may submit their comments by email to: Jessica.Perkinson@sfgov.org all comments received will be made a part of the official record. Regularly-scheduled Government Audit and Oversight Committee Meetings begin at 10:00 a.m. every first and third Thursday of each month. Committee agendas and their associated documents are available at <https://sfbos.org/committees>.

Please visit the Board's website (www.sfbos.org) regularly to be updated on the current situation as it affects the legislative process. For more information contact the Government Audit and Oversight Committee Clerk at (415) 554-7722 or Jessica.Perkinson@sfgov.org.

ROLL CALL AND ANNOUNCEMENTS

On the call of the roll, Chair Preston, Member Mandelman, Member Peskin were noted present. Vice Chair Chan was noted not present. A quorum was present.

AGENDA CHANGES

There were no agenda changes.

COMMUNICATIONS

*Jessica Perkinson, Assistant Clerk, instructed members of the public, when general public comment is called, to contribute live comments for up to two minutes in-person or by dialing the provided telephone number. In-person public comment will be taken before remote public comment is called. Those who are providing public comment remotely must dial * 3 to be added to the remote queue to speak. Written comments may be submitted through email Jessica.Perkinson@sfgov.org or the U.S. Postal Service at City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.*

REGULAR AGENDA

Chair Preston requested File No. 220775 be called out of order.

220505 [Hearing - Civil Grand Jury Report - Shovel Ready: Best Practices and Collaboration to Improve San Francisco's Capital Construction Program]

Hearing on the 2021-2022 Civil Grand Jury Report, entitled "Shovel Ready: Best Practices and Collaboration to Improve San Francisco's Capital Construction Program" (Clerk of the Board)

04/11/22; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

Heard in Committee. Speakers: None.

Chair Preston moved that this Hearing be CONTINUED to the September 15, 2022 Government Audit and Oversight Committee Regular Meeting. The motion carried by the following vote:

Ayes: 3 - Preston, Chan, Mandelman

220506 [Board Response - Civil Grand Jury Report - Shovel Ready: Best Practices and Collaboration to Improve San Francisco's Capital Construction Program]

Resolution responding to the Presiding Judge of the Superior Court on the findings and recommendations contained in the 2021-2022 Civil Grand Jury Report, entitled "Shovel Ready: Best Practices and Collaboration to Improve San Francisco's Capital Construction Program;" and urging the Mayor to cause the implementation of accepted findings and recommendations through her department heads and through the development of the annual budget. (Clerk of the Board)

04/11/22; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

Heard in Committee. Speakers: None.

Chair Preston moved that this Hearing be CONTINUED to the September 15, 2022 Government Audit and Oversight Committee Regular Meeting. The motion carried by the following vote:

Ayes: 3 - Preston, Chan, Mandelman

220780 [Hearing - Monkeypox Response]**Sponsor: Mandelman**

Hearing on the City's response to the monkeypox virus, including public education and outreach on how best to avoid contracting and spreading the virus, efforts to vaccinate at-risk groups against monkeypox, and coordination with the California Department of Public Health and Center for Disease Control; and requesting the Department of Public Health to report.

06/28/22; RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

07/14/22; TRANSFERRED to Government Audit and Oversight Committee.

Heard in Committee: Dr. Stephanie Cohen and Frank Strona (Department of Public Health); presented information and answered questions raised throughout the discussion. Speakers: Joe Swise; Gary McCoy; Tom Temprano; Joanna Fontes; Curtis Bradford (Tenderloin People's Congress); Andy Stone; Harry Grow; Mike Marcus; Steven; Speaker; spoke on various concerns relating to the hearing matter.

Chair Preston moved that this Hearing be CONTINUED TO CALL OF THE CHAIR. The motion carried by the following vote:

Ayes: 3 - Preston, Chan, Mandelman

220526 [Hearing - Laguna Honda Hospital Accreditation and Medicare/Medicaid Funding Update]**Sponsors: Melgar; Peskin**

Hearing to receive an update on the City's plan to address "hand hygiene, documentation, contraband and infection prevention and control" deficiencies identified by the Centers for Medicare and Medicaid Services (CMS) resulting in the loss of Laguna Honda Hospital's accreditation and CMS Medicare/Medicaid program funding and to present a clear plan for reinstatement of these critical programs by the federal deadline; and requesting the Department of Public Health to report.

05/03/22; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

06/13/22; REFERRED TO DEPARTMENT. Referred to the Department of Public Health for informational purposes.

Heard in Committee: Speakers: Supervisor Myrna Melgar (Board of Supervisors); Roland Pickens and Wilme Hathaway (Department of Public Health); Louise Renne; presented information and answered questions raised throughout the discussion. Speakers: Joseph Urban; Cynthia Omen; Deanna Chan; Francisco De Costa; Patrick Monette-Shaw; Speaker; Dr. Theresa Palmer; Collette Hughes on various concerns relating to the hearing matter.

Chair Preston moved that this Hearing be CONTINUED TO CALL OF THE CHAIR. The motion carried by the following vote:

Ayes: 3 - Preston, Chan, Mandelman

220775 [Memorandum of Understanding - JPB Caltrain Governance]**Sponsors: Walton; Mandelman**

Resolution approving the Memorandum of Understanding between the Peninsula Corridor Joint Powers Board, Santa Clara Valley Transportation Authority, San Mateo County Transit District, and City and County of San Francisco relating to the governance of the Joint Powers Board (JPB).

06/28/22; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

Heard in Committee. Speakers: Supervisor Shamann Walton (Board of Supervisors); presented information and answered questions raised throughout the discussion. Speakers: Speaker spoke on various concerns relating to the hearing matter.

Supervisor Mandelman moved that this Resolution be RECOMMENDED AS COMMITTEE REPORT. The motion carried by the following vote:

Ayes: 3 - Preston, Chan, Mandelman

LITIGATION

Conference with City Attorney

Without objection, the Committee Members decided not to convene in Closed Session; deliberations occurred in Open Session.

220697 [Settlement of Lawsuit - Morton Weisberg - \$50,000]

Ordinance authorizing settlement of the lawsuit filed by Morton Weisberg against the City and County of San Francisco for \$50,000; the lawsuit was filed on December 23, 2020, in San Francisco Superior, Case No. CGC-20-588596; entitled Morton Weisberg v. Gabriel Arteaga and City and County of San Francisco; the lawsuit involves alleged personal injuries from being struck by a City vehicle. (City Attorney)

06/03/22; RECEIVED FROM DEPARTMENT.

06/14/22; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

Heard in Committee. Speakers: None.

Chair Preston moved that this Ordinance be RECOMMENDED. The motion carried by the following vote:

Ayes: 3 - Preston, Chan, Mandelman

220653 [Settlement of Lawsuit - Rebecca Michaels - \$280,000]

Ordinance authorizing settlement of the lawsuit filed by Rebecca Michaels against the City and County of San Francisco for \$280,000; the lawsuit was filed on May 12, 2020, in San Francisco Superior Court, Case No. CGC-20-584429; entitled Rebecca Michaels v. City and County of San Francisco, et al.; the lawsuit involves alleged personal injuries on a City sidewalk. (City Attorney)

05/24/22; RECEIVED FROM DEPARTMENT.

06/07/22; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

Heard in Committee. Speakers: None.

Chair Preston moved that this Ordinance be RECOMMENDED. The motion carried by the following vote:

Ayes: 3 - Preston, Chan, Mandelman

220700 [Settlement of Lawsuit - Elsa Acevedo Lubguban - \$175,000]

Ordinance authorizing settlement of the lawsuit filed by Elsa Acevedo Lubguban against the City and County of San Francisco for \$175,000; the lawsuit was filed on March 23, 2020, in San Francisco Superior Court, Case No. CGC-20-583887; entitled Elsa Acevedo Lubguban v. City and County of San Francisco, et al.; the lawsuit involves alleged personal injury from an alleged dangerous condition of public property. (City Attorney)

06/03/22; RECEIVED FROM DEPARTMENT.

06/14/22; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

Heard in Committee. Speakers: None.

Chair Preston moved that this Ordinance be RECOMMENDED. The motion carried by the following vote:

Ayes: 3 - Preston, Chan, Mandelman

220743 [Settlement of Lawsuit - Koreda Tan - \$180,000]

Ordinance authorizing settlement of two (2) grievances, one (1) anticipated grievance, Public Employment Relations Board charge, and lawsuit filed by Koreda Tan against the City and County of San Francisco for \$180,000; Grievance ERD Ref. #08-19-3732 (20-day suspension); Grievance ERD Ref. #08-20-3882 (30-day suspension); PERB charge SF-CE-1810-M; the lawsuit was filed on December 3, 2019, in San Francisco Superior Court, Case No. CGC-19-581229, entitled Koreda Tan v. City and County of San Francisco, et al.; the lawsuit involves an employment dispute. (City Attorney)

06/15/22; RECEIVED FROM DEPARTMENT.

06/28/22; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

Heard in Committee. Speakers: None.

Chair Preston moved that this Ordinance be RECOMMENDED. The motion carried by the following vote:

Ayes: 3 - Preston, Chan, Mandelman

220745 [Settlement of Lawsuit - Breonna Richard - \$47,500]

Ordinance authorizing settlement of the lawsuit filed by Breonna Richard against the City and County of San Francisco for \$47,500; the lawsuit was filed on July 13, 2020, in U.S. District Court Northern District, Case No. 20-CV-04276-JSC; entitled Breonna Richard v. City and County of San Francisco, et al.; the lawsuit involves an alleged civil rights violation. (City Attorney)

06/16/22; RECEIVED FROM DEPARTMENT.

06/28/22; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

Heard in Committee. Speakers: None.

Chair Preston moved that this Ordinance be RECOMMENDED. The motion carried by the following vote:

Ayes: 3 - Preston, Chan, Mandelman

220746 [Settlement of Lawsuit - Kevin Lee - \$35,000]

Ordinance authorizing settlement of the lawsuit filed by Kevin Lee against the City and County of San Francisco and the San Francisco Police Department for \$35,000; the lawsuit was filed on November 22, 2019, in San Francisco Superior Court, Case No. CGC-19-580969; entitled Kevin Lee v. City and County of San Francisco et al.; the lawsuit involves an employment dispute. (City Attorney)

06/16/22; RECEIVED FROM DEPARTMENT.

06/28/22; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

Heard in Committee. Speakers: None.

Chair Preston moved that this Ordinance be RECOMMENDED. The motion carried by the following vote:

Ayes: 3 - Preston, Chan, Mandelman

ADJOURNMENT

There being no further business, the Government Audit and Oversight Committee adjourned at the hour of 2:20 p.m.

N.B. The Minutes of this meeting set forth all actions taken by the Government Audit and Oversight Committee on the matters stated, but not necessarily in the chronological sequence in which the matters were taken up.