

City and County of San Francisco

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

Meeting Agenda

Budget and Finance Committee

Members: Connie Chan, Rafael Mandelman, Ahsha Safai

Clerk: Brent Jalipa (415) 554-7712

Wednesday, February 15, 2023

10:00 AM

Regular Meeting

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

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> PUBLIC COMMENT CALL-IN 1 (415) 655-0001 / Meeting ID: 2493 446 0403 # #

A quorum of the Board of Supervisors may be present at this committee meeting. If a quorum is present, the meeting will also constitute a Special Meeting of the Board of Supervisors. However, the meeting will be conducted in all respects as a committee meeting, and any substantive decision will constitute a recommendation of the committee rather than an action taken by the Board. The Clerk will make a note of the special meeting in the committee minutes, and discussion will be limited to items noticed on this agenda.

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Members of the public attending in-person may be required to wear masks or adhere to current orders, please visit <u>https://sfbos.org/in_person_meeting_guidelines</u> for the current guidelines.

Members of the public may also submit their comments by email to: <u>brent.jalipa@sfgov.org</u>; all comments received will be made a part of the official record. Regularly scheduled Budget and Finance Committee Meetings begin at 10:00 a.m. every Wednesday of each month. Committee agendas and their associated documents are available at <u>https://sfbos.org/committees</u>.

PUBLIC COMMENT CALL IN <u>1 (415) 655-0001 / Meeting ID: 2493 446 0403 # #</u> (Press *3 to enter the speaker line)

Please visit the Board's website (<u>www.sfbos.org</u>) regularly to be updated on the current situation as it affects the legislative process. For more information contact the Clerk, Brent Jalipa, at (415) 554-7712 or <u>brent.jalipa@sfgov.org</u>.

ROLL CALL AND ANNOUNCEMENTS

COMMUNICATIONS

AGENDA CHANGES

REGULAR AGENDA

1. <u>230097</u> [De-Appropriation and Appropriation - District 10 General City Responsibility - District 10 Projects and Services - Various Departments -\$250,000 - FY2022-2023]

Sponsor: Walton

Ordinance de-appropriating \$250,000 from General City Responsibility and re-appropriating \$170,000 to the Human Rights Commission for District 10 safety plan implementation, youth activities such as sports, mentoring, college exploration, and on-site school support to District 10 schools, and \$80,000 to the Department of Children, Youth and Their Families for District 10 sports programming for basketball and football in Fiscal Year (FY) 2022-2023.

(Fiscal Impact)

1/31/23; ASSIGNED to the Budget and Finance Committee.

2. <u>220949</u> [Designation of Agents Authorized to Obtain Disaster and Emergency Assistance Funding]

Sponsor: Mayor

Resolution authorizing agents to act on behalf of the City and County of San Francisco for all matters pertaining to State and Federal disaster and emergency assistance funding and to provide the assurances and agreements required by the Governor's Office of Emergency Services.

9/6/22; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

3. <u>230100</u> [Tax Exempt and Taxable Lease Revenue Commercial Paper Certificates of Participation (Series 1 and Series 2) - To Fund Board Approved Capital Projects Not to Exceed \$150,000,000] Sponsor: Mayor

Resolution re-authorizing the issuance of Tax-Exempt Lease Revenue Commercial Paper Certificates of Participation, Series 1 and Series 2, and Taxable Lease Revenue Commercial Paper Certificates of Participation, Series 1-T and Series 2-T, in an aggregate principal amount not to exceed \$150,000,000 to finance the acquisition, construction, and rehabilitation of capital improvements and capital equipment approved by the Board of Supervisors and the Mayor; authorizing the delivery of an alternate credit facility in the principal amount of \$163,500,000; and approving and authorizing the execution of a second supplement to trust agreement, a second amendment to site lease, a second amendment to sublease, a revolving credit agreement, a fee agreement, an offering memorandum, and certain other related financing documents, and authorizing other related actions, as defined herein.

(Fiscal Impact)

1/31/23; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

4. <u>230011</u> [Grant Agreement Amendment - Meals on Wheels of San Francisco -Home-Delivered Meal (HDM) Nutrition Services to Older Adults - Not to Exceed \$35,653,759]

Resolution approving the second amendment to the grant agreement between the City and County of San Francisco and the non-profit Meals on Wheels of San Francisco, for the administration of the Home-Delivered Meal (HDM) Nutrition Services to Older Adults program, to increase the grant amount by \$4,173,350 for a total not to exceed amount of \$35,653,759 effective upon approval of this Resolution, with no change to the grant period of July 1, 2021, through June 30, 2025. (Human Services Agency)

(Fiscal Impact)

12/19/22; RECEIVED FROM DEPARTMENT.

1/10/23; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

5. <u>230012</u> [Grant Agreement Amendment - Project Open Hand - Congregate Nutrition Services for Older Adults - Not to Exceed \$11,782,223]

Resolution approving an amendment to the grant agreement between the City and County of San Francisco and the non-profit Project Open Hand, for the administration of the Congregate Nutrition Services for Older Adults program, to increase the grant amount by \$2,224,772 for a total not to exceed amount of \$11,782,223 effective upon approval of this Resolution, with no change to the grant period of July 1, 2021, through June 30, 2025. (Human Services Agency)

(Fiscal Impact)

12/19/22; RECEIVED FROM DEPARTMENT.

1/10/23; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

6. <u>230013</u> [Grant Agreement Amendment - San Francisco-Marin Food Bank -Citywide Grocery Access - Not to Exceed \$11,228,328]

Resolution approving an amendment to the grant agreement between the City and County of San Francisco and the non-profit San Francisco-Marin Food Bank, for the administration of the Citywide Grocery Access program, to increase the grant amount by \$4,930,828 for a total not to exceed amount of \$11,228,328 and to extend the grant period from January 31, 2023, for a total period of July 1, 2022, through June 30, 2023, effective upon approval of this Resolution. (Human Services Agency)

(Fiscal Impact)

12/19/22; RECEIVED FROM DEPARTMENT.

1/10/23; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

7. <u>230014</u> [Grant Agreement Amendment - Self-Help for the Elderly - Congregate Nutrition Services for Older Adults - Not to Exceed \$11,881,213]

Resolution approving a second amendment to the grant agreement between the City and County of San Francisco and the non-profit Self-Help for the Elderly, for the administration of the Congregate Nutrition Services for Older Adults program, to increase the grant amount by \$1,216,203 for a total not to exceed amount of \$11,881,213 effective upon approval of this Resolution, with no change to the grant period of July 1, 2021, through June 30, 2025. (Human Services Agency)

(Fiscal Impact)

12/19/22; RECEIVED FROM DEPARTMENT.

1/10/23; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

8. <u>230015</u> [Grant Agreement Amendment - Glide Foundation - Free Meals Program -Not to Exceed \$12,055,383]

Resolution approving a second amendment to the grant agreement between the City and County of San Francisco and the non-profit Glide Foundation, for the administration of the Free Meals Program, to increase the grant amount by \$4,187,149 for a total not to exceed amount of \$12,055,383 effective upon approval of this Resolution, with no change to the grant period of July 1, 2021, through June 30, 2025. (Human Services Agency)

(Fiscal Impact)

12/19/22; RECEIVED FROM DEPARTMENT.

1/10/23; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

9. <u>230103</u> [Accept and Expend Grant - Retroactive - Heluna Health -Patient-Centered Outcomes Research Institute (PCORI) - \$133,515] Sponsor: Mayor

Resolution retroactively authorizing the Department of Public Health to accept and expend a grant increase in the amount of \$33,632 from the Patient-Centered Outcomes Research Institute (PCORI) through Heluna Health for a total amount of \$133,515 for participation in a program, entitled "Patient-Centered Outcomes Research Institute (PCORI)," for the period of October 1, 2020, through September 30, 2021.

1/31/23; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

10. <u>230104</u> [Accept and Expend Grant - Retroactive - Heluna Health -Patient-Centered Outcomes Research Institute (PCORI) - \$134,528] Sponsor: Mayor

Resolution retroactively authorizing the Department of Public Health to accept and expend a grant increase in the amount of \$34,645 from the Patient-Centered Outcomes Research Institute (PCORI) through Heluna Health for a total amount of \$134,528 for participation in a program, entitled "Patient-Centered Outcomes Research Institute (PCORI)," for the period of October 1, 2021, through September 30, 2022. (Public Health Department)

1/31/23; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

11. <u>230102</u> [Acquisition of Real Property - 4200 Geary Associates, L.P. - 4200 Geary Boulevard - 100% Affordable Housing - \$11,064,369 - Ground Lease with Base Rent of \$15,000 - Loan Not to Exceed \$20,537,592] Sponsors: Mayor; Chan

Resolution 1) approving and authorizing the Director of Property, on behalf of the Mayor's Office of Housing and Community Development ("MOHCD"), to acquire Real Property located at 4200 Geary Boulevard ("Property") from 4200 Geary Associates, L.P. ("Borrower") for \$11,064,369 under an Agreement for Purchase and Sale ("Purchase Agreement"); 2) placing the Property under the jurisdiction of MOHCD for use in constructing affordable housing for San Franciscans; 3) approving and authorizing the Director of Property and the Director of MOHCD to enter into a Ground Lease to lease the Property back to the Borrower for a term of 75 years and one 24-year option to extend and an annual base rent of \$15,000 ("Ground Lease") in order to construct a 100% affordable, 98-unit multifamily rental housing development affordable to low-income senior households, including one manager unit and ancillary commercial space (the "Project"); 4) approving and authorizing an Amended and Restated Loan Agreement in an amount not to exceed \$20,537,592 for a minimum loan term of 57 years ("Loan Agreement") to finance the development and construction of the Project; 5) adopting findings declaring that the Property is "exempt surplus land" pursuant to the California Surplus Lands Act; 6) determining that the less than market rent payable under the Ground Lease will serve a public purpose by providing affordable housing for low-income households in need, in accordance with Section 23.3 of the Administrative Code; 7) adopting findings that the Project and proposed transactions are consistent with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and 8) authorizing the Director of Property and/or the Director of MOHCD to make certain modifications to the Purchase Agreement, Ground Lease, and Loan Agreement, as defined herein, and take certain actions in furtherance of this Resolution, as defined herein.

(Fiscal Impact)

1/31/23; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

12. <u>230101</u> [Multifamily Housing Revenue Bonds - 4200 Geary - Not to Exceed \$60,000,000]

Sponsors: Mayor; Chan

Resolution authorizing the issuance and delivery of tax-exempt multifamily housing revenue bonds in an aggregate principal amount not to exceed \$60,000,000 for the purpose of providing financing for the construction of a 98-unit, affordable multifamily residential rental housing project for seniors located at 4200 Geary Boulevard within the City; approving the form of and authorizing the execution of an indenture of trust providing the terms and conditions of the bonds; approving the form of and authorizing the execution of a loan agreement; approving the form of an authorizing the execution of a regulatory agreement and declaration of restrictive covenants; approving modifications, changes and additions to the documents; authorizing the collection of certain fees; approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of residential mortgage revenue bonds by the City in an aggregate principal amount not to exceed \$60,000,000 to finance the acquisition and construction of the 4200 Geary apartments; ratifying and approving any action heretofore taken in connection with the bonds and the Project, as defined herein; granting general authority to City officials to take actions and execute any other documents necessary to implement this Resolution, as defined herein; and related matters, as defined herein.

1/31/23; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

13. <u>230002</u> [Administrative Code Waivers and Delegation of Charter Contract Approval Authority - Biogas Utilization Project Agreements, Southeast Treatment Plant]

Ordinance authorizing the San Francisco Public Utilities Commission (SFPUC) to exempt certain design, construction, finance, operation, and maintenance services and related agreements for the Public-Private Partnership (P3) delivery of the Biogas Utilization Project at the Southeast Treatment Plant (SEP), located at 1800 Jerrold Avenue, from Chapters 6, 14B, and 21, and Section 23.30 of the Administrative Code, but requiring compliance with the underlying public policies, including the payment of prevailing wages, implementation of a local business enterprise participation program, and compliance with the City's local hire policy and first source hiring ordinance, as applicable to such agreements, and permitting a best-value selection of the contractor team if the City elects to proceed with the Project after completing its review under the California Environmental Quality Act; and delegating to the SFPUC the authority under Charter, Section 9.118, to approve all necessary contracts that are \$10,000,000 or more and/or in excess of ten years. (Public Utilities Commission)

12/27/22; RECEIVED FROM DEPARTMENT.

1/10/23; ASSIGNED UNDER 30 DAY RULE to the Budget and Finance Committee.

14. <u>230049</u> [Modification to License and Services Agreement - Airport Research and Development Foundation - Application-Based Commercial Ground Transportation Trip Fee Collection Services - Aggregate Amount Not to Exceed \$1,970,000]

Resolution approving Modification No. 3 to License and Services Agreement No. 50037 between the City and County of San Francisco, acting by and through its Airport Commission, and Airport Research and Development Foundation, a not-for-profit corporation, to extend the Services Term of the Agreement for two years through March 12, 2025, and cap the payment of the Administrative Services Fee by City at up to \$144,000 annually for the period of March 13, 2023, through March 12, 2025, for an aggregate amount not to exceed \$1,970,000. (Airport Commission)

1/19/23; RECEIVED FROM DEPARTMENT.

1/31/23; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

15. <u>230067</u> [Real Property Lease Amendment - 33 Gough, LLC - 33 Gough Street -\$1,372,000 Annual Base Rent] Sponsors: Mayor; Dorsey

Resolution authorizing the Director of Property, on behalf of the Department of Homelessness and Supportive Housing, to amend the lease with 33 Gough, LLC, as landlord of the real property located at 33 Gough Street, for continued use as a non-congregate cabin program; setting a base rent of \$1,372,000 per year; extending the term for two years for a total term of March 14, 2020, through March 13, 2025, with a one-year option to extend; and authorizing the Director of Property to execute documents, make certain modifications, and take certain actions in furtherance of the extended term under the lease and this Resolution, as defined herein.

(Fiscal Impact)

1/24/23; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

16. <u>230105</u> [Execute Standard Agreement and Accept and Expend - Retroactive -California Business Consumer Service and Housing Agency -Encampment Resolution Funding Program - Not to Exceed \$10,849,033] Sponsor: Mayor

Resolution retroactively authorizing the Department of Homelessness and Supportive Housing ("HSH") to execute a Standard Agreement with the California Business, Consumer Service and Housing Agency ("BCHS"), through the California Interagency Council on Homelessness, for a total amount not to exceed \$10,849,033 of Encampment Resolution Funding Program grant funds; to retroactively accept and expend those funds to support people experiencing unsheltered homelessness for costs incurred upon approval of the Standard Agreement by BCSH through June 30, 2025; and authorizing HSH to enter into any additions, amendments, or other modifications to the Standard Agreement and grant documents that do not materially increase the obligations or liabilities of the City or materially decrease the benefits to the City. (Department of Homelessness and Supportive Housing)

1/31/23; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

ADJOURNMENT

LEGISLATION UNDER THE 30-DAY RULE

NOTE: The following legislation will not be considered at this meeting. Board Rule 3.22 provides that when an Ordinance or Resolution is introduced which would CREATE OR REVISE MAJOR CITY POLICY, the Committee to which the legislation is assigned shall not consider the legislation until at least thirty days after the date of introduction. The provisions of this rule shall not apply to the routine operations of the departments of the City or when a legal time limit controls the hearing timing. In general, the rule shall not apply to hearings to consider subject matter when no legislation has been presented, nor shall the rule apply to resolutions which simply URGE action to be taken.

230055 [Public Employment - Amendment to the Salary Ordinance for the Office of the Public Defender - Immigration Legal Defense Support - FY2022-2023] Sponsors: Mayor; Melgar

Ordinance amending Ordinance No. 162-22 (Salary Ordinance Fiscal Years 2022-2023 and 2023-2024) to reflect the addition of two positions (1.00 FTEs) in the Office of the Public Defender to support Immigration Legal Defense in Fiscal Year (FY) 2022-2023.

(Fiscal Impact; No Budget and Legislative Analyst Report)

1/24/23; ASSIGNED UNDER 30 DAY RULE to the Budget and Finance Committee.

Agenda Item Information

Each item on the Consent or Regular agenda may include the following documents: 1) Legislation; 2) Budget and Legislative Analyst report; 3) Department or Agency cover letter and/or report; 4) Public correspondence. These items are available for review at City Hall, 1 Dr. Carlton B. Goodlett Place,Room 244, Reception Desk or at https://sfbos.org/legislative-research-center-lrc.

Meeting Procedures

The Board of Supervisors is the legislative body of the City and County of San Francisco. The Board has several standing committees where legislation is the subject of hearings at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee.

Board procedures do not permit: 1) persons in the audience to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers, and similar sound-producing electronic devices; 3) bringing in or displaying signs in the meeting room; and 4) standing in the meeting room.

Each member of the public will be allotted the same maximum number of minutes to speak as set by the President or Chair at the beginning of each item or public comment, excluding City representatives; except that public speakers using interpretation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous interpretation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting interpretation assistance. Persons attending the meeting in-person who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting. Members of the public providing testimony remotely via telephone who want a document displayed should provide in advance of the meeting to the Clerk of the Board (bos.legislation@sfgov.org), clearly state such during testimony, and subsequently request the document be removed when they want the screen to return to live coverage of the meeting.

IMPORTANT INFORMATION: The public is encouraged to testify at Committee meetings. Persons unable to attend the meeting may submit to the City, by the time the proceedings begin, written comments regarding the agenda items. These comments will be made a part of the official public record and shall be brought to the attention of the Board of Supervisors. Written communications expected to be made a part of the official file should be submitted to the Clerk of the Board or Clerk of a Committee: 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102. Communications which are not received prior to the hearing may be delivered to the Clerk of the Board or Clerk of the Committee and will be shared with the Members.

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LANGUAGE INTERPRETERS: Language services are available in Spanish, Chinese and Filipino at all regular and special Board and Committee meetings if made at least 48 hours in advance of the meeting to help ensure availability. For more information or to request services, contact <u>bos@sfgov.org</u> or call (415) 554-5184.

傳譯服務:所有常規及特別市參事會會議和常務委員會會議將提供西班牙文,中文以及菲律賓文的傳譯服務,但必須 在會議前最少48小時作出請求,以確保能獲取到傳譯服務.將因應請求提供交替傳譯服務,以便公眾向有關政府機構 發表意見.如需更多資訊或請求有關服務,請致電(415)554-5184聯絡我們.

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PAUNAWA: Mayroong serbisyong pang-wika sa Espanyol, Tsino at Pilipino para sa lahat ng mga regular at espesyal na

pagpupulong ng Board, at Komite ng Board. Sa kasalukuyan, mayroong serbisyo sa wikang Pilipino na maaaring hilingin, 48 oras (o mas maaga) bago ng pagpupulong upang matiyak na matutugunan ang inyong kahilingan. Para sa karagdagang impormasyon o para humiling ng serbisyo pang-wika, tawagan lamang ang (415) 554-5184.

Americans with Disabilities Act (ADA)

The ADA is a civil rights law that protects people with different types of disabilities from discrimination in all aspects of social life. More specifically, Title II of the ADA requires that all programs offered through the state and local government such as the City and County of San Francisco must be accessible and usable to people with disabilities. The ADA and City policy require that people with disabilities have equal access to all City services, activities, and benefits. People with disabilities must have an equal opportunity to participate in the programs and services offered through the City and County of San Francisco. If you believe your rights under the ADA are violated, contact the ADA Coordinator.

Ordinance No. 90-10 added Section 2A.22.3 to the Administrative Code, which adopted a Citywide Americans with Disabilities Act Reasonable Modification Policy that requires City departments to: (1) provide notice to the public of the right to request reasonable modification; (2) respond promptly to such requests; (3) provide appropriate auxiliary aids and services to people with disabilities to ensure effective communication; and (4) train staff to respond to requests from the public for reasonable modification, and that requires the Mayor's Office on Disability to provide technical assistance to City departments responding to requests from the public for reasonable modifications. The Board of Supervisors and Office of the Clerk of the Board support the Mayor's Office on Disability to help make San Francisco a city where all people enjoy equal rights, equal opportunity, and freedom from illegal discrimination under disability rights laws.

Meetings are real-time captioned and are cablecast open-captioned on SFGovTV, the Government Channel, at <u>www.sfgovtv.org</u> or Cable Channels 26, 78 or 99 (depending on your provider). Board and Committee meeting agendas and minutes are available on the Board's website (<u>www.sfbos.org</u>) and adhere to web development guidelines based upon the Federal Access Board's Section 508 Guidelines. To request sign language interpreters, readers, large print agendas or other accommodations, please contact (415) 554-5184 or (415) 554-5227 (TTY). Requests made at least 48 hours in advance of the meeting will help to ensure availability. If further assistance is needed, please contact <u>bos@sfgov.org</u> or call (415) 554-5184.

Know Your Rights Under The Sunshine Ordinance

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils, and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review. For information on your rights under the Sunshine Ordinance (San Francisco Administrative Code, Chapter 67) or to report a violation of the ordinance, contact by mail Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102; phone at (415) 554-7724; fax at (415) 554-5163; or by email at sotf@sfgov.org. Citizens may obtain a free company of the Sunshine Ordinance by printing the San Francisco Administrative Code, Chapter 67, on the Internet at https://www.sfbos.org/sunshine.

Ethics Requirements

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code, Section 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 25 Van Ness Avenue, Suite 220, San Francisco, CA 94102; telephone (415) 252-3100; fax (415) 252-3112; web site https://www.sfgov.org/ethics.

Under Campaign and Governmental Conduct Code, Section 1.127, no person or entity with a financial interest in a land use matter pending before the Board of Appeals, Board of Supervisors, Building Inspection Commission, Commission on Community Investment and Infrastructure, Historic Preservation Commission, Planning Commission, Port Commission, or the Treasure Island Development Authority Board of Directors, may make a campaign contribution to a member of the Board of Supervisors, the Mayor, the City Attorney, or a candidate for any of those offices, from the date the land use matter commenced until 12 months after the board or commission has made a final decision, or any appeal to another City agency from that decision has been resolved. For more information about this restriction, visit https://sfethics.org.