



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: Jane Kim, Aaron Peskin, London Breed

Clerk: John Carroll (415) 554-4445

Wednesday, May 16, 2018

10:00 AM

City Hall, Legislative Chamber, Room 250

Regular Meeting

Present: 3 - Jane Kim, Aaron Peskin, and London Breed

The Government Audit and Oversight Committee met in regular session on May 16, 2018, with Chair Jane Kim presiding.

ROLL CALL AND ANNOUNCEMENTS

Chair Kim called the meeting to order at 10:05 a.m. On the call of the roll, Chair Kim, Vice Chair Peskin, and Member Breed were noted present. There was a quorum.

AGENDA CHANGES

There were no agenda changes.

REGULAR AGENDA

180465 [Authorizing Expenditures - SoMa Community Stabilization Fund - Capacity Building and Trauma-Informed Systems Training - \$300,000]

Sponsor: Kim

Resolution authorizing the Mayor's Office of Housing and Community Development to expend SoMa Community Stabilization Fund dollars in the amount of \$300,000 to provide capacity building and trauma-informed systems training at Bessie Carmichael School. (Mayor's Office of Housing and Community Development)

(Fiscal Impact)

05/01/18; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

Heard in Committee. Speakers: Mischa Olivas (United Playas); Mr. Wright; spoke on various concerns relating to the hearing matter.

Chair Kim moved that this Resolution be RECOMMENDED. The motion carried by the following vote:

Ayes: 3 - Kim, Peskin, Breed

180418 [Contract Approval - Allied Universal Security - Human Services Agency - Security Services - \$13,974,576]

Resolution approving certification of the contract between the City and County of San Francisco, by and through its Human Services Agency ("HSA"), and Allied Universal Security for the provision of HSA Security Services for the period of July 1, 2018, through June 30, 2021, in the total contract amount of \$13,974,576. (Human Services Agency)

(Fiscal Impact)

04/20/18; RECEIVED FROM DEPARTMENT.

05/01/18; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

Heard in Committee. Speaker: Elizabeth Léone (Human Services Agency); presented information and answered questions raised throughout the discussion.

Vice Chair Peskin moved that this Resolution be RECOMMENDED. The motion carried by the following vote:

Ayes: 3 - Kim, Peskin, Breed

Chair Kim requested File Nos. 180467, 180426, and 180430 be called together.

180467 [Resolution of Intention - Discover Polk Community Benefit District]

Sponsor: Peskin

Resolution declaring the intention of the Board of Supervisors to establish a property-based business improvement district (community benefit district) known as the "Discover Polk Community Benefit District" and levy a multi-year assessment on all parcels in the district; approving the management district plan and engineer's report and proposed boundaries map for the district; ordering and setting a time and place for a public hearing of the Board of Supervisors, sitting as a Committee of the Whole on July 24, 2018, at 3:00 p.m.; approving the form of the Notice of Public Hearing and Assessment Ballot Proceeding, and Assessment Ballot; directing environmental findings; and directing the Clerk of the Board of Supervisors to give notice of the public hearing and balloting as required by law. (Department of Economic and Workforce Development)

05/01/18; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

05/08/18; REFERRED TO DEPARTMENT. Referred to the Office of the Controller and the Office of Economic and Workforce Development for informational purposes.

Heard in Committee. Speakers: Chris Corgas (Office of Economic and Workforce Development); Suzanna Markel-Fox (Discover Polk Community Benefit District Steering Committee); Helen Mar (Office of Economic and Workforce Development); Debra Niemann (Noe Valley Community Benefit District); Dominic Li Mandri (Top of Broadway Community Benefit District); presented information and answered questions raised throughout the discussion. Christopher Blus; Chris Schulman, President (Lower Polk Community Benefit District); Speaker; spoke in support of the hearing matter.

Vice Chair Peskin moved that this Resolution be RECOMMENDED. The motion carried by the following vote:

Ayes: 3 - Kim, Peskin, Breed

180246 [Noe Valley Community Benefit District - Annual Report - FY2016-2017]

Sponsor: Sheehy

Resolution receiving and approving an annual report for the Noe Valley Community Benefit District for FY2016-2017, submitted as required by the Property and Business Improvement District Law of 1994 (California Streets and Highways Code, Sections 36600, et seq.), Section 36650, and the District's management agreement with the City, Section 3.4.

03/13/18; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

03/20/18; REFERRED TO DEPARTMENT. Referred to the Office of the Controller and the Office of Economic and Workforce Development for informational purposes.

Heard in Committee. Speakers: Chris Corgas (Office of Economic and Workforce Development); Suzanna Markel-Fox (Discover Polk Community Benefit District Steering Committee); Helen Mar (Office of Economic and Workforce Development); Debra Niemann (Noe Valley Community Benefit District); Dominic Li Mandri (Top of Broadway Community Benefit District); presented information and answered questions raised throughout the discussion. Christopher Blus; Chris Schulman, President (Lower Polk Community Benefit District); Speaker; spoke in support of the hearing matter.

Vice Chair Peskin moved that this Resolution be RECOMMENDED. The motion carried by the following vote:

Ayes: 3 - Kim, Peskin, Breed

180430 [Top of Broadway Community Benefit District - Annual Report - FY2016-2017]**Sponsor: Peskin**

Resolution receiving and approving an annual report for the Top of Broadway Community Benefit District for FY2016-2017, submitted as required by the Property and Business Improvement District Law of 1994 (California Streets and Highways Code, Sections 36600, et seq.), Section 36650, and the District's management agreement with the City, Section 3.4.

04/24/18; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

05/02/18; REFERRED TO DEPARTMENT. Referred to the Office of the Controller and the Office of Economic and Workforce Development for informational purposes.

Heard in Committee. Speakers: Chris Corgas (Office of Economic and Workforce Development); Suzanna Markel-Fox (Discover Polk Community Benefit District Steering Committee); Helen Mar (Office of Economic and Workforce Development); Debra Niemann (Noe Valley Community Benefit District); Dominic Li Mandri (Top of Broadway Community Benefit District); presented information and answered questions raised throughout the discussion. Christopher Blus; Chris Schulman, President (Lower Polk Community Benefit District); Speaker; spoke in support of the hearing matter.

Vice Chair Peskin moved that this Resolution be RECOMMENDED. The motion carried by the following vote:

Ayes: 3 - Kim, Peskin, Breed

160975 [Hearing - Building Standards in Seismic Safety Zones]**Sponsor: Peskin**

Hearing on existing building standards in seismic safety zones, including infill and waterfront neighborhoods; and requesting the Department of Building Inspection to report.

09/06/16; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

09/12/16; REFERRED TO DEPARTMENT. Referred to the Department of Building Inspection for informational purposes and requested the department to report.

09/22/16; CONTINUED TO CALL OF THE CHAIR. Heard in Committee. Speakers: Tom Hui, Director, Ronald Tom, William Strawn, Gary Ho, Daniel Lowry, Ed Sweeney, and Hanson Tom (Department of Building Inspection); Raymond Lui; (Public Works); Patrick Otellini (Office of the City Administrator); presented information and answered questions raised throughout the discussion. Denis Shanagher, Esq. (Duane Morris LLP), Evette Davis (BergDavis Public Affairs); Female Speaker; Female Speaker; Nina Agavian; Male Speaker; spoke on various concerns relating to the hearing matter.

10/28/16; CONTINUED TO CALL OF THE CHAIR. Heard in Committee. Speakers: Director Tom Hui, William Strawn, Hanson Tom, Raymond Lui, Ed Sweeney, and Daniel Lowry (Department of Building Inspection); presented information and answered questions raised throughout the discussion. Frank Jernigan; spoke on various concerns relating to the hearing matter.

11/17/16; CONTINUED TO CALL OF THE CHAIR. Heard in Committee. Speakers: Director Tom Hui, Daniel Lowry, and Ronald Tom (Department of Building Inspection); Frank Chiu, former Director of Department of Building Inspection; Hanson Tom and Gary Ho (Department of Building Inspection); David Briggs (San Francisco Public Utilities Commission); presented information and answered questions raised throughout the discussion. Janet Campbell; spoke on various concerns relating to the hearing matter.

01/12/17; CONTINUED TO CALL OF THE CHAIR. Heard in Committee. Speakers: Naomi Kelly, City Administrator (Office of the City Administrator); Ronald Tom (Department of Building Inspection); Tomio Takeshita and Brian Kuhn (Public Utilities Commission); presented information and answered questions raised throughout the discussion. Mr. Dodson; Andrew Faulk; spoke on various concerns relating to the hearing matter.

02/02/17; CONTINUED TO CALL OF THE CHAIR. Heard in Committee. Speakers: Professor Jack Moehle (University California Berkeley); Ronald Tom (Department of Building Inspection); presented information and answered questions raised throughout the discussion. Pat Dotson; Mia Omola; spoke on various concerns relating to the hearing matter.

04/28/17; CONTINUED TO CALL OF THE CHAIR. Heard in Committee. Speakers: Hardip Pannu; Ronald Tom (Department of Building Inspection); Naomi Kelly, City Administrator (Office of the City Administrator); presented information and answered questions raised throughout the discussion.

08/01/17; CONTINUED TO CALL OF THE CHAIR. Heard in Committee. Speakers: Naomi Kelly, City Administrator (Office of the City Administrator); Gregory Deierlein, Professor (Stanford University); William Strawn (Department of Building Inspection); presented information and answered questions raised throughout the discussion. Jerry Dodson; Paula Pretlow; Robert Mezzetti; David Castleman; Pat Dodson; Male Speaker; spoke on various concerns relating to the hearing matter.

10/18/17; CONTINUED TO CALL OF THE CHAIR. Heard in Committee. Speakers: Ronald Tom (Department of Building Inspection); Angela Calvillo, Clerk of the Board (Board of Supervisors); Derrick Roorda, Director of West Coast Structural Engineering Group (BuroHappold Engineering); presented information and answered questions raised throughout the discussion. Ace Washington; spoke on various concerns relating to the hearing matter.

04/18/18; CONTINUED TO CALL OF THE CHAIR. Heard in Committee. Speaker: Brian Silver; spoke on various concerns related to the hearing matter.

Heard in Committee. Speakers: Angela Calvillo, Clerk of the Board (Board of Supervisors); Dr. Ramin Golesorkhi; Steve Madison (Quinn Emanuel Urquhart & Sullivan, LLP); Ronald Tom (Department of Building Inspection); presented information and answered questions raised throughout the discussion. Phyllis Deets; spoke on various concerns relating to the hearing matter.

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

Ayes: 3 - Kim, Peskin, Breed

LITIGATION

Chair Kim requested File Nos. 180413, 180414, and 180415 be called together.

Speakers: None.

Conference with City Attorney

[Convene in Closed Session - Existing Litigation - City as Plaintiff and/or Defendant]

Motion that the Government Audit and Oversight Committee of the Board of Supervisors convene in closed session with the City Attorney for the purpose of conferring with, or receiving advice from, the City Attorney regarding the following existing lawsuits and claims in which proposed settlements are being considered by the Committee. Administrative Code Section 67.10(d) permit this closed session. Discussion in open session concerning these matters would likely and unavoidably prejudice the position of the City in the pending lawsuits and claims listed below.

After a closed session, if one occurs, the Committee shall adopt a motion either to disclose or not to disclose.

Persons in attendance: Jon Givner (Office of the City Attorney) and John Carroll (Office of the Clerk of the Board).

Member Breed moved to convene in closed session. The motion carried by the following vote:

Ayes: 3 - Kim, Peskin, Breed

180413 [Settlement of Lawsuit - Afsaneh Akhtari - \$50,000]

Ordinance authorizing settlement of the lawsuit filed by Afsaneh Akhtari against the City and County of San Francisco for \$50,000; the lawsuit was filed on May 3, 2016, in San Francisco Superior Court, Case No. CGC-16-551784; entitled Afsaneh Akhtari v. City and County of San Francisco, et al.; the lawsuit involves alleged personal injury on City property. (City Attorney)

04/23/18; RECEIVED FROM DEPARTMENT.

05/01/18; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

RECOMMENDED by the following vote:

Ayes: 3 - Kim, Peskin, Breed

180414 [Settlement of Lawsuit - Lanett Bush - \$600,000]

Ordinance authorizing settlement of the lawsuit filed by Lanett Bush against the City and County of San Francisco for \$600,000; the lawsuit was filed on December 28, 2015, in San Francisco Superior Court, Case No. CGC-15-549620; entitled Lanett Bush v. City and County of San Francisco; the lawsuit involves alleged personal injury on a City sidewalk. (City Attorney)

04/23/18; RECEIVED FROM DEPARTMENT.

05/01/18; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

RECOMMENDED by the following vote:

Ayes: 3 - Kim, Peskin, Breed

180415 [Settlement of Unlitigated Grievances - Service Employees International Union, Local 1021 - \$1,362,301]

Resolution approving the settlement of the unlitigated grievances filed by the Service Employees International Union, Local 1021, against the City and County of San Francisco for \$1,362,301; the grievances were filed on May 23, 2013 (ERD #41-13-2702); July 6, 2013 (ERD #00-13-2718); September 10, 2013 (ERD #00-14-2737); August 8, 2014 (ERD #06-14-2895) respectively; the grievances involve an employment dispute. (City Attorney)

04/23/18; RECEIVED FROM DEPARTMENT.

05/01/18; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

RECOMMENDED by the following vote:

Ayes: 3 - Kim, Peskin, Breed

[Elect Not to Disclose]

Motion that the Committee finds that it is in the best interest of the public that the Committee elect at this time not to disclose its closed session deliberations listed above.

Vice Chair Peskin moved not to disclose closed session deliberations. The motion carried by the following vote:

Ayes: 3 - Kim, Peskin, Breed

ADJOURNMENT

There being no further business, the Government Audit and Oversight Committee adjourned at the hour of 11:57 a.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.