

City and County of San Francisco

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

Meeting Minutes

Government Audit and Oversight Committee

Member: Jackie Fielder, Danny Sauter, Stephen Sherrill

Clerk: Monique Crayton (415) 554-7750 ~ <u>monique.crayton@sfgov.org</u>		
Thursday, June 5, 2025	10:00 AM	City Hall, Legislative Chamber, Room 250
Regular Meeting		

Present: 3 - Jackie Fielder, Danny Sauter, and Stephen Sherrill

The Government Audit and Oversight Committee met in regular session on Thursday, June 5, 2025, with Chair Jackie Fielder presiding. Chair Fielder called the meeting to order at 10:03 a.m.

ROLL CALL AND ANNOUNCEMENTS

On the call of the roll, Chair Fielder, Vice Chair Sauter, and Member Sherrill were noted present. A quorum was present.

COMMUNICATIONS

Monique Crayton, Assistant Clerk, instructed members of the public that public comment is taken on each item on the agenda. Alternatively, written comments may be submitted through email (Monique.Crayton@sfgov.org) or the U.S. Postal Service at City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.

AGENDA CHANGES

There were no agenda changes.

REGULAR AGENDA

<u>250430</u> [Behested Payment Waiver - Economic Revitalization Efforts]

Sponsors: Mayor; Chan, Mandelman, Sauter, Dorsey, Engardio and Sherrill

Resolution authorizing the Mayor, members of the Mayor's Office, and the Director of the Office of Economic and Workforce Development to solicit donations from nonprofits, private organizations, grantmakers, foundations, and other persons and entities for the purpose of supporting the continued economic revitalization of San Francisco, for six months from the effective date of this Resolution, notwithstanding the Behested Payment Ordinance.

04/22/25; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

04/29/25; REFERRED TO DEPARTMENT. Referred to the Mayor's Office and the Office of Economic and Workforce Development for informational purposes.

Heard in Committee. Speaker(s): Sarah Dennis-Phillips, Executive Director (Office of Economic and Workforce Development); provided an overview and responded to questions raised throughout the discussion.

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

250520 [Permit Issuance - FIL Partners, LLC - Kezar Stadium - Golden City Football Club - Permit Fee Equal to \$1,500 Per Game Plus \$750 Per Hour] Sponsors: Mayor; Mahmood and Melgar

Resolution approving and authorizing a Permit between the Recreation and Park Department (RPD) and FIL Partners, LLC for the Golden City Football Club to use Kezar Stadium for their home games, plus use of other fields for practices, for an initial term of 15 years with three five-year extension options, for a permit fee equal to \$1,500 per game plus \$750 per hour, reimbursement of RPD expenses, a share of revenues and a specified number of tickets and the completion of certain stadium improvements, effective upon approval of this Resolution; determining that Permit fee is appropriate and that the Permit will serve a public purpose in accordance with Administrative Code, Sections 23.30 and 23.33; affirming the Planning Department's determination under the California Environmental Quality Act; and authorizing the RPD General Manager to enter into any amendments or modifications to the Permit that do not materially increase the obligations or liabilities to the City and are necessary to effectuate the purposes of the Permit or this Resolution. (Fiscal Impact)

05/13/25; RECEIVED AND ASSIGNED to Budget and Finance Committee.

05/19/25; TRANSFERRED to Government Audit and Oversight Committee. President Mandelman transferred the Resolution from the Budget and Finance Committee to the Government Audit and Oversight Committee.

05/20/25; REFERRED TO DEPARTMENT. Referred to the Planning Department for environmental review.

05/20/25; REFERRED TO DEPARTMENT. Referred to the Recreation and Parks Department/Commission for informational purposes.

05/28/25; RESPONSE RECEIVED. No further environmental review is required. The project is exempt under CEQA. There are no unusual circumstances that would result in a reasonable possibility of a significant effect.

Heard in Committee. Speaker(s): Supervisor Bilal Mahmood (Board of Supervisors); Hank Heckel, Sarah Madland (Recreation and Parks Department); Marc Rohrer (Golden City Football Club); provided an overview and responded to questions raised throughout the discussion. Courtney; Griffin Lee; Sam; Jack; James; William; Charlie; Speaker; Speaker; Speaker; Sara; Joe; Michael; Phil Freed (Sacred Heart Cathedral Preparatory); Mark; Marie; Jackie Bass; Bernard; Speaker; Dave; D.K. Johnson; spoke in support of the hearing matter.

Chair Fielder moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, on Page 4, Lines 5-7, to read '38 tickets to RPD for each home game, for RPD to distribute to the City's underserved youth and their families.' The motion carried by the following vote:

Ayes: 3 - Fielder, Sauter, Sherrill (Fiscal Impact)

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

250533 [Compensation for Unrepresented Employees]

Sponsor: Mayor

Ordinance fixing compensation for persons employed by the City and County of San Francisco whose compensation is subject to the provisions of Section A8.409 of the Charter, in job codes not represented by an employee organization, and establishing working schedules and other terms and conditions of employment and methods of payment effective July 1, 2025.

05/14/25; RECEIVED.

05/20/25; ASSIGNED to Government Audit and Oversight Committee. 5/22/25 - President Mandelman waived the 30-day rule pursuant to Board Rule No. 3.22.

05/27/25; REFERRED TO DEPARTMENT. Referred to the Office of the Controller for cost analysis.

05/29/25; RESPONSE RECEIVED. Received cost analysis from the Office of the Controller pursuant to Ordinance No. 92-94.

Heard in Committee. Speaker(s): Ardis Graham (Human Resouces Department); provided an overview and responded to questions raised throughout the discussion.

Chair Fielder moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, on Page 2, Line 17, by inserting "close of business." The motion carried by the following vote:

Ayes: 3 - Fielder, Sauter, Sherrill

Chair Fielder moved that this Ordinance be RECOMMENDED AS AMENDED AS A COMMITTEE REPORT. The motion carried by the following vote:

Ayes: 3 - Fielder, Sauter, Sherrill

250536 [Second Amendment to Memorandum of Understanding - Service Employees International Union, Local 1021 - Staff and Per Diem Nurses] Sponsor: Mayor

Ordinance adopting and implementing the Second Amendment to the 2024-2027 Memorandum of Understanding between the City and County of San Francisco and Service Employees International Union, Local 1021, Staff and Per Diem Nurses to address order of selection for filling vacant nursing

05/20/25; ASSIGNED to Government Audit and Oversight Committee. 5/22/25 - President Mandelman waived the 30-day rule pursuant to Board Rule No. 3.22.

05/27/25; REFERRED TO DEPARTMENT. Referred to the Office of the Controller for cost analysis.

05/29/25; RESPONSE RECEIVED. Received cost analysis from the Office of the Controller pursuant to Ordinance No. 92-94.

Heard in Committee. Speaker(s): Ardis Graham (Human Resouces Department); provided an overview and responded to questions raised throughout the discussion.

Chair Fielder moved that this Ordinance be RECOMMENDED AS COMMITTEE REPORT. The motion carried by the following vote:

Ayes: 3 - Fielder, Sauter, Sherrill

positions.

250492 [Memorandum of Understanding Agreement - Retroactive - United States Capitol Police - Supplemental Law Enforcement Services] Sponsors: Mayor: Mandelman

Sponsors: Mayor; Mandelman

Resolution retroactively authorizing the San Francisco Police Department to enter into a Memorandum of Understanding Agreement with the United States Capitol Police to provide supplemental law enforcement services for the period beginning on January 1, 2025, and ending on December 31, 2025. (Police Department)

05/06/25; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

Heard in Committee. Speaker(s): Commander Derrick Jackson (Police Department); provided an overview and responded to questions raised throughout the discussion.

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

Ayes: 3 - Fielder, Sauter, Sherrill

250469 [Assessment Ballots for City Parcels - Dogpatch and Northwest Potrero Hill Green Benefit District]

Sponsor: Walton

Resolution authorizing the Mayor or his designee to cast assessment ballots in the affirmative for the proposed renewal and expansion of a property and business improvement district known as the Dogpatch and Northwest Potrero Hill Green Benefit District, with respect to certain parcels of real property owned by the City that would be subject to assessment in said district.

05/13/25; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

Heard in Committee. Speaker(s): Esther Lee (Public Works); provided an overview and responded to questions raised throughout the discussion.

Chair Fielder moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, on Page 4, Line 5, by inserting 4% in the column for % of Total GBD budget. The motion carried by the following vote:

Ayes: 3 - Fielder, Sauter, Sherrill

Chair Fielder moved that this Resolution be RECOMMENDED AS AMENDED AS A COMMITTEE REPORT. The motion carried by the following vote:

Ayes: 3 - Fielder, Sauter, Sherrill

250369 [Assessment Ballots for City Parcels - Ocean Avenue Community Benefit District] Sponsors: Melgar; Chen

Resolution authorizing the Mayor or his designee to cast an assessment ballot in the affirmative for the proposed renewal and expansion of a property and business improvement district to be named the Ocean Avenue Community Benefit District, with respect to certain parcels of real property owned by the City that would be subject to assessment in said district.

05/06/25; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

Heard in Committee. Speaker(s): Jackie Hazelwood (Office of Economic and Workforce Development); provided an overview and responded to questions raised throughout the discussion.

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

250529 [Hearing - Allegations of Fiscal Mismanagement by the San Francisco Parks Alliance]

Sponsors: Walton; Fielder

Hearing to investigate the allegations of fiscal mismanagement by the San Francisco Parks Alliance, and to examine the impacts on City agencies and local organizations; and requesting the Port, Recreation and Parks Department, and the San Francisco Parks Alliance to report.

05/13/25; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

05/20/25; REFERRED TO DEPARTMENT. Referred to the San Francisco Port Department, San Francisco Recreation and Parks Department, and the San Francisco Parks Alliance for informational purposes.

Heard in Committee. Speaker(s): Supervisor Shamann Walton (Board of Supervisors); provided an overview and responded to questions raised throughout the discussion. Bob Fiedler (Stern Grove Festival); Elica Paloney; Speaker; Speaker; Speaker; Jeffrey Miller; Anne Seamen; George Henderson; Debbie Joseph; Janet; Leslie Couch; Tom; Speaker; Bob Segal; Donovan Lacy (Dogpatch Neighborhood Association); Julie Christensen; Paul Hamlin; Matthew; Jacqueline Bryant (A. Phillip Randolph Institute); Marianne Dresner; spoke in support of the hearing matter.

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

Ayes: 3 - Fielder, Sauter, Sherrill

Issuance of a Subpoena Pursuant to Board Rule 3.3.1

During the discussion for File No. 250529, Chair Fielder moved that a subpoena be issued pursuant to Board Rule 3.3.1 to the San Francisco Parks Alliance, for documentation held by the Parks Alliance detailing accounts and sub-accounts that the Parks Alliance has with the Recreation and Park department, including accounts which may detail transactions made on behalf of the Recreation and Park department during the past five fiscal years, and identification of the funding sources for those sub-accounts. The motion carried by the following vote:

Ayes: 3 - Fielder, Sauter, Sherrill

250551 [Amending the Budget and Legislative Analyst Services Audit Plan - Recreation and Park Department - FY2025-2026] Sponsors: Fielder; Walton

Motion directing the Budget and Legislative Analyst to initiate a performance audit in Fiscal Year (FY) 2025-2026 of the Recreation and Park Department.

05/20/25; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

05/27/25; REFERRED TO DEPARTMENT. Referred to the Office of the Budget and Legislative Analyst and the Recreation and Parks Department for informational purposes.

Heard in Committee. Speaker(s): Speaker; spoke in support of the matter.

Chair Fielder moved that this Motion be RECOMMENDED AS COMMITTEE REPORT. The motion carried by the following vote:

LITIGATION

Chair Fielder requested File Nos. 250445, 250446, 250447, 250448, 250482, and 250507, be called together.

Heard in Committee. Speaker(s): 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 litigation and anticipated litigation. 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.

Chair Fielder elected not to convene in Closed Session.

250445 [Settlement of Lawsuit - Golden Bear Insurance Company and Allied World Assurance Company - \$1,611,913.13]

Ordinance authorizing settlement of the lawsuit filed by Golden Bear Insurance Company and Allied World Assurance Company against the City and County of San Francisco for \$1,611,913.13; the lawsuit was filed on March 11, 2025, in San Francisco Superior Court, Case No. CGC-25-623204; entitled ALLIED WORLD NATIONAL ASSURANCE COMPANY, and GOLDEN BEAR INSURANCE COMPANY v. City and County of San Francisco; the lawsuit involves alleged property and economic damages arising from the March 27, 2023, break of the SFPUC's water transmission pipeline at or near the intersection of Gough Street and Ellis Street. (City Attorney)

04/22/25; RECEIVED FROM DEPARTMENT.

05/06/25; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

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

Ayes: 3 - Fielder, Sauter, Sherrill

<u>250446</u> [Settlement of Lawsuit - State Farm General Insurance Company - \$200,000]

Ordinance authorizing settlement of the lawsuit filed by State Farm General Insurance Company against the City and County of San Francisco for \$200,000; the lawsuit was filed on March 2, 2022, in San Francisco Superior Court, Case No. CGC-22-598474; entitled State Farm General Insurance Company v. City and County of San Francisco, et al.; the lawsuit involves alleged property damage due to a fallen tree. (City Attorney)

04/22/25; RECEIVED FROM DEPARTMENT.

05/06/25; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

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

250447 [Settlement of Lawsuit - Marie Thornton - \$300,000]

Ordinance authorizing settlement of the lawsuit filed by Marie Thornton against the City and County of San Francisco for \$300,000; the lawsuit was filed on March 26, 2021, in San Francisco Superior Court, Case No. CGC-21-590658; entitled Marie Thornton v. City and County of San Francisco; the lawsuit involves alleged personal injury from tripping over a fence on City property. (City Attorney) 04/22/25; RECEIVED FROM DEPARTMENT.

05/06/25; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

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

Ayes: 3 - Fielder, Sauter, Sherrill

250448 [Settlement of Lawsuit - Ridgegate Apartments, Inc. - Stipulated Assessed Value of \$65,000,000 or New Assessment Appeal Hearing]

Ordinance authorizing settlement of the lawsuit filed by Ridgegate Apartments, Inc. against the City and County of San Francisco concerning the real property located at 524 Howard Street, San Francisco, CA (Assessor's Parcel Block No. 3721, Lot No. 013) (the "Subject Property") for: 1) a stipulated assessed value of the Subject Property for property tax purposes of \$65,000,000 as of January 1, 2021, for the Fiscal Year (FY) 2021-2022, or 2) if the Assessment Appeals Board does not accept that stipulated assessed value, agreement that the Assessment Appeals Board hold a new assessment appeal hearing to determine the assessed value of the Subject Property as of January 1, 2021, for the FY2021-2022; the lawsuit was filed on April 12, 2024, in San Francisco Superior Court, Case No. CGC-24-613885; entitled Ridgegate Apartments, Inc. vs. City and County of San Francisco; the lawsuit involves the assessed value of the Subject Property tax purposes as of January 1, 2021, for the FY2021-2022. (City Attorney)

04/28/25; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

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

Ayes: 3 - Fielder, Sauter, Sherrill

250482 [Settlement of Lawsuit - Larry Jacobs - \$1,180,787.51]

Ordinance authorizing settlement of the lawsuit filed by Larry Jacobs against the City and County of San Francisco for \$1,180,787.51; the lawsuit was filed on August 18, 2020, in San Francisco Superior Court, Case No. CGC 20-586245; entitled Larry Jacobs v. City and County of San Francisco; the lawsuit involves an employment dispute. (City Attorney)

05/05/25; RECEIVED FROM DEPARTMENT.

05/13/25; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

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

<u>250507</u> [Settlement of Lawsuit and Claims - Chime Financial, Inc. - \$2,949,467]

Ordinance authorizing settlement of the lawsuit and claims filed by Chime Financial, Inc. against the City and County of San Francisco for \$2,949,467; the lawsuit was filed on February 28, 2024, in San Francisco Superior Court, Case No. CGC-24-612727; entitled Chime Financial, Inc. v. City and County of San Francisco; the claims were filed on May 29, 2024, and February 4, 2025; the lawsuit and claims involve claims for refund of gross receipts, homelessness gross receipts, and commercial rents taxes, and business registration fees; other material terms of the settlement relate to Chime Financial, Inc.'s filing position with respect to City taxes. (City Attorney)

05/08/25; RECEIVED FROM DEPARTMENT.

05/20/25; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

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

Ayes: 3 - Fielder, Sauter, Sherrill

<u>250484</u> [Settlement Agreement - Castagnola's - \$300,000]

Resolution authorizing the Port of San Francisco to execute the settlement agreement between the Port Commission and Castagnola, Inc. of San Francisco and associated parties ("Castagnola") to resolve outstanding litigation, satisfy two terminated agreements, settle debt in excess of \$1,123,884 and allow Castagnola to continue its tenancy under Lease L-7493 for premises at 286 Jefferson Street ("Premises") in exchange for Castagnola: paying Port \$300,000 within 180 days, expending no less than \$900,000 for physical improvements to the Premises, and reopening the restaurant to the public within one year unless extended by the Port Commission, which obligations are enforceable through stipulated judgments in: CITY AND COUNTY OF SAN FRANCISCO VS. CASTAGNOLA, INC. OF SAN FRANCISCO, A CAL. CORP ET AL, Superior Court of San Francisco County, Case No. CUD24674725; and CITY AND COUNTY OF SAN FRANCISCO VS. LOLMAN ENTERPRISES, INC., ET AL, Superior Court of San Francisco County, Case No. CGC23606678. (Port)

05/02/25; RECEIVED FROM DEPARTMENT.

05/09/25; RECEIVED FROM DEPARTMENT.

05/13/25; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

05/20/25; SUBSTITUTED AND ASSIGNED to Government Audit and Oversight Committee.

Heard in Committee. Speaker(s): None.

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

Ayes: 3 - Fielder, Sauter, Sherrill

Chair Fielder moved to rescind the previous vote. The motion carried without objection.

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

ADJOURNMENT

There being no further business, the Government Audit and Oversight Committee adjourned at the hour of 12:24 p.m.

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