



City and County of San Francisco

Meeting Minutes - Final

Budget and Finance Committee

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

Members: Connie Chan, Rafael Mandelman, Ahsha Safai

Clerk: Brent Jalipa
(415) 554-7712 ~ brent.jalipa@sfgov.org

Wednesday, July 19, 2023

10:00 AM

City Hall, Legislative Chamber, Room 250

Regular Meeting

Present: 3 - Connie Chan, Rafael Mandelman, and Ahsha Safai

The Budget and Finance Committee met in a regular session, in-person with remote access and public comment via telephone, on Wednesday, July 19, 2023, with Chair Connie Chan presiding. Chair Chan called the meeting to order at 10:01 a.m.

Remote Access to Information and Participation

The Board of Supervisors (www.sfbos.org) and its committees convene hybrid meetings that allow in-person attendance, in-person public comment (prioritized before remote public comment), remote access (watch: www.sfgovtv.org), and remote public comment via teleconference (<https://sfbos.org/remote-meeting-call>).

ROLL CALL AND ANNOUNCEMENTS

On the call of the roll, Chair Chan and Vice Chair Mandelman were noted present. Member Safai was noted not present. A quorum of the Committee was present.

COMMUNICATIONS

Brent Jalipa, Budget and Finance Committee Clerk, instructed members of the public, that when general public comment is called, to contribute live comments in-person or by dialing the telephone number published on the agenda and scrolling across the screen. Clerk Jalipa further announced that 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 (brent.jalipa@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

Member Safai was noted present at 10:06 a.m.

230739 [Accept and Expend Grant - Retroactive - The Board of State and Community Corrections - Proposition 64 Public Health and Safety Grant Program - \$3,000,000]

Sponsors: Mayor; Mandelman and Safai

Resolution retroactively authorizing the Office of Cannabis to accept and expend a grant award in the amount of \$3,000,000 from the Board of State and Community Corrections for the Proposition 64 Public Health and Safety Grant Program for a term of May 1, 2023, through October 31, 2028; and authorizing the Office of Cannabis to execute the agreement with the Board of State and Community Corrections, and any extensions, amendments, or contracts subsequent thereto on behalf of the City and County of San Francisco.

06/13/23; RECEIVED AND ASSIGNED to Budget and Finance Committee.

Heard in Committee. Speaker: Yuliya Iskenderava (Office of Cannabis); provided an overview and responded to questions raised throughout the discussion.

Supervisors Mandelman and Safai requested to be added as co-sponsors.

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

Ayes: 3 - Chan, Mandelman, Safai

230774 [Accept and Expend Grant - Retroactive - Health Resources and Services Administration - Ryan White HIV/AIDS Program Parts A and B - \$7,223,161]

Sponsors: Mayor; Dorsey, Mandelman and Engardio

Resolution retroactively authorizing the Department of Public Health to accept and expend a grant increase in the amount of \$2,555,761 for a total amount of \$7,223,161 from the Health Resources and Services Administration for participation in a program, entitled "Ending The Human Immunodeficiency Virus (HIV) Epidemic: A Plan for America - Ryan White Human Immunodeficiency Virus (HIV)/Acquired Immunodeficiency Syndrome (AIDS) Program Parts A and B," for the period of March 1, 2020, through February 28, 2024.

06/27/23; RECEIVED AND ASSIGNED to Budget and Finance Committee.

Heard in Committee. Speaker: Bill Blum (Department of Public Health); provided an overview and responded to questions raised throughout the discussion.

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

Ayes: 3 - Chan, Mandelman, Safai

Chair Chan requested File Nos. 230749 and 230754 be called together.

230749 [Contract Amendment - Banc of America Merchant Services, LLC and Bank of America N.A. - Merchant Processing Agreement - Not to Exceed \$9,127,020]

Resolution authorizing the Office of the Treasurer & Tax Collector to amend a merchant processing agreement which enables the City and County of San Francisco to accept credit and debit cards with point of sale terminals with Banc of America Merchant Services, LLC and Bank of America N.A, to increase the contract amount by \$1,127,020 for a total amount not to exceed \$9,127,020 and to extend the contract term for an additional one year from August 14, 2023, for the total term of August 15, 2013, through August 14, 2024, effective upon approval of this Resolution. (Treasurer-Tax Collector)
(Fiscal Impact)

06/15/23; RECEIVED FROM DEPARTMENT.

06/27/23; RECEIVED AND ASSIGNED to Budget and Finance Committee.

Heard in Committee. Speakers: Amanda Fried (Office of the Treasurer and Tax Collector); Dan Goncher (Office of the Budget and Legislative Analyst); provided an overview and responded to questions raised throughout the discussion.

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

Ayes: 3 - Chan, Mandelman, Safai

230754 [Contract Amendment - Bank of America N.A. - Banking Services - Not to Exceed \$8,083,000]

Resolution authorizing the Office of the Treasurer & Tax Collector to amend a banking services agreement which enables the City and County of San Francisco to maintain lockbox processing, pay suppliers using Paymode, and maintain several department stand-alone depository bank accounts with Bank of America N.A, to increase the contract amount by \$83,000 for a total amount of \$8,083,000 and extend the contract term for an additional three months from August 31, 2023, for the total period of August 22, 2013, through November 30, 2023, effective upon approval of this Resolution. (Treasurer-Tax Collector)

06/16/23; RECEIVED FROM DEPARTMENT.

06/27/23; RECEIVED AND ASSIGNED to Budget and Finance Committee.

Heard in Committee. Speakers: Amanda Fried (Office of the Treasurer and Tax Collector); Dan Goncher (Office of the Budget and Legislative Analyst); provided an overview and responded to questions raised throughout the discussion.

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

Ayes: 3 - Chan, Mandelman, Safai

Chair Chan requested File Nos. 230617, 230618, and 230619 be called together.

230617 [Real Property Lease Amendment - Andre Boudin Bakeries, Inc., dba Chowder Hut Restaurant - 2860 Taylor Street, SWL 301 - Minimum Investment for Tenant Improvements - \$900,000]

Resolution approving second amendment to Port Commission Lease L-16997 ("Lease") with Andre Boudin Bakeries, Inc., a California corporation, dba Chowder Hut Restaurant, located at 2860 Taylor Street, Seawall Lot (SWL) 301 for approximately 5,400 square feet of restaurant space that extends the deadline to March 31, 2024, changes the scope, and increases the minimum investment required for certain Tenant Improvements by \$100,000 from \$800,000 to \$900,000; and to authorize the Port Executive Director to enter into amendments or modifications to the Lease that do not materially increase the obligations or liabilities to the City and are necessary to effectuate the purposes of the Lease or this Resolution. (Port)

05/18/23; RECEIVED FROM DEPARTMENT.

06/06/23; RECEIVED AND ASSIGNED to Budget and Finance Committee.

Heard in Committee. Speakers: Don Kavanagh (Port Department); Dan Goncher (Office of the Budget and Legislative Analyst); provided an overview and responded to questions raised throughout the discussion.

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

Ayes: 3 - Chan, Mandelman, Safai

230618 [Mutual Termination Agreement of Real Property - 300 Jefferson Street - D&G Company, LLC dba Lou's Pier 47]

Resolution approving and authorizing the execution of a termination agreement for Port Lease No. L-14630 and Port License No. 14651 between the Port of San Francisco and D & G Company, LLC dba Lou's Pier 47 for space located at 300 Jefferson Street; and to authorize the Executive Director of the Port of San Francisco to enter into amendments or modifications to the Mutual Termination Agreement that do not materially increase the obligations or liabilities to the City and are necessary to effectuate the purposes of this Resolution. (Port)

05/18/23; RECEIVED FROM DEPARTMENT.

06/06/23; RECEIVED AND ASSIGNED to Budget and Finance Committee.

Heard in Committee. Speakers: Don Kavanagh (Port Department); Dan Goncher (Office of the Budget and Legislative Analyst); provided an overview and responded to questions raised throughout the discussion.

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

Ayes: 3 - Chan, Mandelman, Safai

230619 [Mutual Termination Agreement of Real Property - 340 Jefferson Street - 340 Jefferson, LLC dba Pompei's Grotto]

Resolution authorizing the Executive Director of the Port of San Francisco to execute a Mutual Termination Agreement for Port Lease No. L-8969 and Port License No. E-13772 between the Port of San Francisco and 340 Jefferson, LLC dba Pompei's Grotto, for the restaurant premises and the associated front patio located at 340 Jefferson Street; and to authorize the Executive Director of the Port of San Francisco to enter into amendments or modifications to the Mutual Termination Agreement that do not materially increase the obligations or liabilities to the City and are necessary to effectuate the purposes of this Resolution. (Port)
(Fiscal Impact)

05/18/23; RECEIVED FROM DEPARTMENT.

06/06/23; RECEIVED AND ASSIGNED to Budget and Finance Committee.

Heard in Committee. Speakers: Don Kavanagh (Port Department); Dan Goncher (Office of the Budget and Legislative Analyst); provided an overview and responded to questions raised throughout the discussion.

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

Ayes: 3 - Chan, Mandelman, Safai

230778 [License Agreement - GSW Arena LLC - Non-Exclusive License for Curb Space and Metered Parking Spaces on Terry Francois Boulevard, Illinois Street, 16th Street and Warriors Way - Anticipated Revenue to Exceed \$1,000,000]

Sponsor: Dorsey

Resolution approving Port Commission License No. 17036 with GSW Arena LLC for the non-exclusive use of white and yellow zone curb spaces and metered parking spaces on Port streets in and around the Chase Center on game and special event days for an initial term of 10 years with two five-year extension options and with anticipated revenues from this License to exceed \$1,000,000 to commence on August 1, 2023; to authorize the Executive Director of the Port of San Francisco to enter into amendments or modifications to the Port Commission License No. 17036 that do not materially increase the obligations or liabilities to the City and are necessary to effectuate the purposes of this Resolution; and making findings under the California Environmental Quality Act. (Port)

06/27/23; RECEIVED AND ASSIGNED to Budget and Finance Committee.

Heard in Committee. Speakers: Jennifer Gee (Port Department); provided an overview and responded to questions raised throughout the discussion. Vanessa Gonzales (Golden State Warriors); spoke in support of the hearing matter.

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

Ayes: 3 - Chan, Mandelman, Safai

Chair Chan requested File Nos. 230557, 230750, 230752, and 230751 be called together.

230557 [Contract Amendments - Western Area Power Administration - Power and Scheduling Coordinator Services - Term Extension and Increasing Maximum Contract Amount to \$41,500,000; Waiver of Certain Municipal Code Requirements]

Ordinance approving the fourth amendments to two contracts between the San Francisco Public Utilities Commission (SFPUC) and the United States Department of Energy Western Area Power Administration for delivery of low-cost power and scheduling coordinator services to Treasure Island and Yerba Buena Island to extend the term by five years and three months from October 1, 2024, for a total term of September 1, 2005, through December 31, 2029, and increasing the maximum amount of the agreements to \$41,500,000; approving the City indemnifying and holding harmless the United States against claims arising from the City's activities under the contract; waiving Administrative Code requirements that a City contract contain a statement of guaranteed maximum costs and a statement regarding liability of claimants for submitting false claims; and waiving certain other Administrative Code and Environment Code requirements upon findings made by the SFPUC General Manager. (Public Utilities Commission)
(Fiscal Impact)

05/12/23; RECEIVED FROM DEPARTMENT.

05/23/23; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 6/22/2023.

Heard in Committee. Speakers: Julia Olguin, Stephen Robinson, Derek Adams, and Jeremy Spitz (Public Utilities Commission); Dan Goncher (Office of the Budget and Legislative Analyst); provided an overview and responded to questions raised throughout the discussion. David Pilpel; spoke on various concerns relating to the hearing matter.

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

Ayes: 3 - Chan, Mandelman, Safai

230750 [Professional Services Agreement Modification - Parsons Water & Infrastructure Group, Inc. - Southeast Water Pollution Control Plant Program Construction Management Services - Not to Exceed \$47,000,000]

Resolution approving Modification No. 1 to Contract No. PRO.0104, Southeast Water Pollution Control Plant Program Construction Management Services, with Parsons Water & Infrastructure Group, Inc., to increase the contract amount by \$12,000,000 for a total not to exceed contract amount of \$47,000,000 pursuant to Charter, Section 9.118, with no change to the ten-year term from July 13, 2018, through June 30, 2028. (Public Utilities Commission)
(Fiscal Impact)

06/16/23; RECEIVED FROM DEPARTMENT.

06/27/23; RECEIVED AND ASSIGNED to Budget and Finance Committee.

Heard in Committee. Speakers: Julia Olguin, Stephen Robinson, Derek Adams, and Jeremy Spitz (Public Utilities Commission); Dan Goncher (Office of the Budget and Legislative Analyst); provided an overview and responded to questions raised throughout the discussion. David Pilpel; spoke on various concerns relating to the hearing matter.

Chair Chan moved that this Resolution be REFERRED WITHOUT RECOMMENDATION to the Board of Supervisors. The motion carried by the following vote:

Ayes: 3 - Chan, Mandelman, Safai

230752 [Wastewater Enterprise Agreement Modification - McMillen Jacobs Associates/Stantec, Joint Venture - Tunnel Engineering Services, Folsom Area Stormwater Improvement Project - Not to Exceed \$17,200,000]

Resolution approving Modification No. 5 to the Folsom Area Stormwater Improvement Project, Contract No. PRO.0101, Tunnel Engineering Services, with McMillen Jacobs Associates/Stantec, Joint Venture, to increase the contract amount by \$7,500,000 for a new total not to exceed contract amount of \$17,200,000 and increase the contract duration by four years from November 30, 2023, for a total contract duration of nine years and one month with a new term period of November 1, 2018, through November 30, 2027, to provide specialized engineering services for the Folsom Area Stormwater Improvement Project, pursuant to Charter, Section 9.118. (Public Utilities Commission) (Fiscal Impact)

06/16/23; RECEIVED FROM DEPARTMENT.

06/27/23; RECEIVED AND ASSIGNED to Budget and Finance Committee.

Heard in Committee. Speakers: Julia Olguin, Stephen Robinson, Derek Adams, and Jeremy Spitz (Public Utilities Commission); Dan Goncher (Office of the Budget and Legislative Analyst); provided an overview and responded to questions raised throughout the discussion. David Pilpel; spoke on various concerns relating to the hearing matter.

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

Ayes: 3 - Chan, Mandelman, Safai

230751 [Software Service Agreement Amendment - Yardi Systems, Inc. - Real Property/Asset Management Program, Data Hosting Services - Not to Exceed \$515,290]

Resolution approving Amendment No. 3 to Contract No. BPUC13000025, Software as a Service Agreement, with Yardi Systems, Inc., to increase the contract amount by \$175,000 for a new total not to exceed contract amount of \$515,290 and increase the contract duration by five years, for a new term of April 23, 2013, through April 24, 2028, for a total contract duration of 15 years, effective upon approval of this Resolution, pursuant to Charter, Section 9.118; and to authorize the General Manager of the San Francisco Public Utilities Commission to enter into amendments or modifications to the Agreement that do not materially increase the obligations or liabilities to the City or materially diminish the benefits to the City and are necessary to effectuate the purposes of the Agreement or this Resolution. (Public Utilities Commission)

06/16/23; RECEIVED FROM DEPARTMENT.

06/27/23; RECEIVED AND ASSIGNED to Budget and Finance Committee.

Heard in Committee. Speakers: Julia Olguin, Stephen Robinson, Derek Adams, and Jeremy Spitz (Public Utilities Commission); Dan Goncher (Office of the Budget and Legislative Analyst); provided an overview and responded to questions raised throughout the discussion. David Pilpel; spoke on various concerns relating to the hearing matter.

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

Ayes: 3 - Chan, Mandelman, Safai

Chair Chan requested File Nos. 230775 and 230776 be called together.

230775 [Contract Agreement Amendment - Retroactive - Central Subway Design Group - Architectural and Engineering Services - Not to Exceed \$55,779,692]

Sponsor: Mayor

Resolution retroactively approving Amendment No. 9 to Contract No. CS-155-2, Architectural and Engineering Services for the Final Design and Construction of the Central Subway Project with the Central Subway Design Group, to increase the contract amount by \$1,000,000 for a total amended contract amount not to exceed \$55,779,692; and to extend the term of the contract one year from June 30, 2023, through July 1, 2024, with the option to extend the term of the Contract one year to July 1, 2025, effective on June 30, 2023. (Municipal Transportation Agency)
(Fiscal Impact)

06/27/23; RECEIVED AND ASSIGNED to Budget and Finance Committee.

Heard in Committee. Speakers: Albert Hoe (Municipal Transportation Agency); Dan Goncher (Office of the Budget and Legislative Analyst); provided an overview and responded to questions raised throughout the discussion. David Pilpel; spoke on various concerns relating to the hearing matter.

Vice Chair Mandelman moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, on Page 3, Line 8, by replacing 'now, therefore, be it' with 'and'; Line 9, by replacing 'RESOLVED' with 'WHEREAS'; Line 16, by replacing 'and, be it' with 'now, therefore, be it'; and Lines 17-18, to read 'RESOLVED, That the Board of Supervisors'. The motion carried by the following vote:

Ayes: 3 - Chan, Mandelman, Safai
(Fiscal Impact)

Chair Chan moved that this Resolution be REFERRED WITHOUT RECOMMENDATION AS AMENDED to the Board of Supervisors. The motion carried by the following vote:

Ayes: 3 - Chan, Mandelman, Safai

230776 [Contract Agreement Amendment - Retroactive - HNTB-TSE JV - Surface Segment, Trackways, Systems, Quality Control and Design Integration - Not to Exceed \$35,857,691]

Sponsor: Mayor

Resolution retroactively approving Amendment No. 13 to Contract No. CS-155-3, Surface Segment, Trackways, Systems, Quality Control and Design Integration, with HNTB-TSE JV to increase the contract amount by \$1,000,000 for a total amended contract amount not to exceed \$35,857,691 and to extend the term of the Contract for one year from June 30, 2023, for a new term of April 28, 2010, through July 1, 2024, with an option to extend the term of the Contract one additional year to July 1, 2025.

(Fiscal Impact)

06/27/23; RECEIVED AND ASSIGNED to Budget and Finance Committee.

Heard in Committee. Speakers: Albert Hoe (Municipal Transportation Agency); Dan Goncher (Office of the Budget and Legislative Analyst); provided an overview and responded to questions raised throughout the discussion. David Pilpel; spoke on various concerns relating to the hearing matter.

Chair Chan moved that this Resolution be REFERRED WITHOUT RECOMMENDATION to the Board of Supervisors. The motion carried by the following vote:

Ayes: 3 - Chan, Mandelman, Safai

ADJOURNMENT

There being no further business, the Budget and Finance Committee adjourned at the hour of 12:33 p.m.

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