



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, September 6, 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, September 6, 2023, with Chair Connie Chan presiding. Chair Chan called the meeting to order at 10:00 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 10:05 a.m.

230842 [Sole Source Negotiations - Fisherman's Wharf Revitalized, LLC - Seawall Lot 300/301 and Pier 45]

Sponsors: Peskin; Safai and Mandelman

Resolution exempting from the competitive bidding policy set forth in Administrative Code, Section 2.6-1, the potential real estate transaction involving Port property at Seawall Lot 300/301 and Pier 45 with Fisherman's Wharf Revitalized, LLC, for development of a mixed use property that includes an experiential museum, events center, public plaza, expanded limited vehicular access resilient waterfront promenade, a combination winery/brewery/distillery, and short term vacation rental project celebrating, highlighting, and supporting the fishing and seafood industry of Fisherman's Wharf and increasing public access to and enjoyment of the Bay; urging the Port and Fisherman's Wharf Revitalized, LLC to engage in outreach to affected and interested neighbors, community members and other stakeholders to ensure that the proposed project is designed with public input; and urging the Port Director, with the assistance of Port staff, the City Attorney's Office and other City officials to take all actions needed to negotiate an exclusive negotiating agreement and a term sheet with Fisherman's Wharf Revitalized, LLC on a sole source basis, consistent with this Resolution.

07/18/23; RECEIVED AND ASSIGNED to Budget and Finance Committee.

Heard in Committee. Speakers: Supervisor Aaron Peskin (Board of Supervisors); Michael Martin (Port Department); Lou Giraudo (Fisherman's Wharf Revitalized, LLC); provided an overview and responded to questions raised throughout the discussion.

Supervisors Safai and Mandelman 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

230716 [Maintenance Agreement - California Department of Transportation - Installation and Maintenance of Transportation Art]

Sponsor: Walton

Resolution approving a maintenance agreement between the City and County of San Francisco and the California Department of Transportation ("Caltrans") for the City's maintenance of artwork on right-of-way within Caltrans jurisdiction located at the southeast corner of 17th Street and San Bruno Avenue, and southwest corner of 17th Street and Vermont Street for the Potrero Gateway Public Art Project; and the City's indemnification of Caltrans for any claims occurring by reason of anything done or omitted to be done by City under the agreement, effective upon approval of this Resolution. (Fiscal Impact)

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

Heard in Committee. Speakers: Trent Tieger (Public Works); Nicolas Menard (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

230816 [Accept and Expend Grant - California Department of Water Resources - San Francisco Zoo Recycled Water Project - Not to Exceed \$538,051]**Sponsors: Mayor; Chan, Safai and Mandelman**

Resolution authorizing the San Francisco Public Utilities Commission to accept and expend grant funds of up to \$538,051 from the California Department of Water Resources for the pipeline construction of the San Francisco Zoo Recycled Water Project, pursuant to Administrative Code, Section 10.170-1(b), for the period of October 1, 2023, through December 31, 2024. (Public Utilities Commission)
(Fiscal Impact)

07/11/23; RECEIVED AND ASSIGNED to Budget and Finance Committee.

Heard in Committee. Speakers: Annahita Fallah and Paula Kehoe (San Francisco Public Utilities Commission Water Enterprise); Nicolas Menard (Office of the Budget and Legislative Analyst); provided an overview and responded to questions raised throughout the discussion.

Supervisors Chan, Safai, and Mandelman 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

230814 [Accept and Expend Grant - Retroactive - Blue Shield California Foundation - Leveraging Collaboratives to End Domestic Violence Program - \$150,000]**Sponsors: Mayor; Mandelman**

Resolution retroactively authorizing the Department on the Status of Women to accept and expend a grant from the Blue Shield California Foundation in the amount of \$150,000 for a one-year grant period from April 1, 2023, through March 31, 2024, for the Leveraging Collaboratives to End Domestic Violence Program. (Department on the Status of Women)

07/11/23; RECEIVED AND ASSIGNED to Budget and Finance Committee.

Heard in Committee. Speaker: Cameron Lucas (Department on the Status of Women); 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

230702 [Administrative Code - Exempt Guaranteed Income From County Adult Assistance Program Determinations]**Sponsors: Mayor; Safai and Mandelman**

Ordinance amending the Administrative Code to exempt payments received by housed participants in Guaranteed Income pilot programs from the Human Service Agency's determinations regarding the participants' eligibility for the County Adult Assistance Programs and the amount of aid the participants may receive.

06/06/23; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 7/6/2023.

Heard in Committee. Speaker: Suzy Smith (Human Services Agency); provided an overview and responded to questions raised throughout the discussion.

Supervisor Mandelman requested to be added as a co-sponsor.

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

Ayes: 3 - Chan, Mandelman, Safai

230480 [Communications Lease - State of California - California Highway Patrol - 125 Christmas Tree Point - \$9,000 Initial Base Rent]

Resolution authorizing and approving the lease of approximately 400 square feet of the City-owned radio equipment room and one antenna at 125 Christmas Tree Point, aka Twin Peaks Blvd, with the State of California, General Services Agency, for the California Highway Patrol, for an initial annual base rent of \$9,000 with annual adjustments of four percent for a term of 10 years, with two five-year options to renew to commence upon execution of the Lease, and after approval of this Resolution by the Board of Supervisors and Mayor, in their respective sole and absolute discretion; finding the proposed transaction is in conformance with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and to authorize the Director or Property to enter into any extensions, 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. (Real Estate Department)

04/24/23; RECEIVED FROM DEPARTMENT.

05/02/23; RECEIVED AND ASSIGNED to Budget and Finance Committee.

Heard in Committee. Speaker: Claudia Gorham (Real Estate Division); 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. 230833 and 230811 be called together.

230833 [Authorizing Tax-Exempt and/or Taxable Certificates of Participation - Multiple Capital Improvement Projects - Not to Exceed \$77,170,000]

Sponsor: Mayor

Ordinance authorizing the execution and delivery of Certificates of Participation, in one or more series on a tax-exempt and/or taxable basis and from time to time, evidencing and representing an aggregate principal amount of not to exceed \$77,170,000 ("Certificates"), to finance and refinance certain capital improvement projects within the City and County of San Francisco's ("City") capital plan and generally consisting of critical repairs, renovations and improvements to City-owned buildings, facilities, streets and works maintained and utilized by various City departments; approving the form of a Supplement to Trust Agreement between the City and U.S. Bank Trust Company, National Association (as successor-in-interest to U.S. Bank National Association), as trustee ("Trustee") (including certain indemnities contained therein); approving respective forms of a Supplement to Property Lease and a Supplement to Project Lease, each between the City and the Trustee, for the lease to the Trustee and lease back to the City of all or a portion of certain real property and improvements owned by the City and located at 375 Laguna Honda Boulevard within the City and at 1 Moreland Drive, San Bruno, California, together with any other property determined by the City's Director of Public Finance to be made subject to the lease and lease back arrangements; approving the form of an Official Notice of Sale and a Notice of Intention to Sell the Certificates; approving the form of an Official Statement in preliminary and final form; approving the form of a purchase contract between the City and one or more initial purchasers of the Certificates; approving the form of a Continuing Disclosure Certificate, as defined herein; granting general authority to City officials to take necessary actions in connection with the authorization, sale, execution and delivery of the Certificates; approving modifications to documents, as defined herein; ratifying previous actions taken in connection therewith, as defined herein; and repealing and rescinding a portion of the authorization to issue Certificates of Participation of the City established through the adoption of Ordinance No. 226-19 of the City on October 11, 2019.
(Fiscal Impact)

07/18/23; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 8/17/2023.

Heard in Committee. Speakers: Olivia Chen (Office of Resilience and Capital Planning); Grant Carson (Office of the Controller); Nicolas Menard (Office of the Budget and Legislative Analyst); Ron Alameida (Public Works); Greg Wagner (Department of Public Health); Anne Pearson (Office of the City Attorney); provided an overview and responded to questions raised throughout the discussion. Rudy Gonzalez; spoke in support of the hearing matter.

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

Ayes: 3 - Chan, Mandelman, Safai

230811 [Emergency Declaration - Repairs at Laguna Honda Hospital - 375 Laguna Honda Boulevard - Estimated Cost Not to Exceed \$28,400,000]**Sponsors: Mayor; Melgar**

Resolution approving the Director of Public Works' declaration of emergency under Administrative Code, Section 6.60, for repair work at Laguna Honda Hospital and Rehabilitation Center, located at 375 Laguna Honda Boulevard, estimated to cost in excess of \$250,000. (Public Works)
(Fiscal Impact)

07/11/23; RECEIVED AND ASSIGNED to Budget and Finance Committee.

Heard in Committee. Speakers: Olivia Chen (Office of Resilience and Capital Planning); Grant Carson (Office of the Controller); Nicolas Menard (Office of the Budget and Legislative Analyst); Ron Alameida (Public Works); Greg Wagner (Department of Public Health); Anne Pearson (Office of the City Attorney); provided an overview and responded to questions raised throughout the discussion. Rudy Gonzalez; spoke in support of the hearing matter.

Chair Chan moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE, on Page 1, Lines 3-6, to read 'Resolution approving the Director of Public Works' declaration of emergency under Administrative Code, Section 6.60 for repair work at Laguna Honda Hospital and Rehabilitation Center, located at 375 Laguna Honda Boulevard, estimated to cost in excess of \$250,000, but not to exceed \$28,400,000.'; on Page 2, Line 7, by striking 'Omnicell cabinet replacement' and Line 8, by adding 'and emergency power replacement' after 'project'; on Page 3, Lines 3-4, by adding 'WHEREAS, SFDPH estimates the cost of the emergency work to be no more than \$28,400,000' and Lines 9-11, by adding 'for the projects listed on page 31 of the Budget and Legislative Analyst's report dated September 1, 2023, a copy of which is on file with the Clerk of the Board of Supervisors in Board File No. 230811, with estimated costs not to exceed \$28,400,000.' after 'Rehabilitation Center', and by making other clarifying and conforming amendments. The motion carried by the following vote:

Ayes: 3 - Chan, Mandelman, Safai

Resolution approving the Director of Public Works' declaration of emergency under Administrative Code, Section 6.60, for repair work at Laguna Honda Hospital and Rehabilitation Center, located at 375 Laguna Honda Boulevard, estimated to cost in excess of \$250,000 but not to exceed \$28,400,000. (Public Works)
(Fiscal Impact)

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

Ayes: 3 - Chan, Mandelman, Safai

230573 [Property Lease - State of California Department of Transportation - Selby & Palou Mini Park - Annual Base Rent of \$2,000]**Sponsors: Mayor; Walton**

Resolution authorizing a lease with the State of California, acting by and through its Department of Transportation, for the Recreation and Park Department to operate a property commonly known as Assessor's Parcel Block No. 5331, Lot No. 056, located under Highway 280 along Selby Street between Quesada Avenue and Palou Avenue, for an initial term of 10 years with three five-year options and base rent of \$2,000 per year with four percent yearly adjustments; adopting environmental findings and other findings that the actions set forth in this Resolution are consistent with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and authorizing other actions in furtherance of this Resolution, as defined herein.

05/16/23; RECEIVED AND ASSIGNED to Budget and Finance Committee.

Heard in Committee. Speaker: Christopher Townes (Recreation and Park Department); 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

230710 [Permit Issuance - Another Planet Entertainment LLC - Polo Field Concerts - Minimum Permit Fee of \$1,400,000 Per Year for a Two-Day Event and \$2,100,000 for a Three-Day Event]

Sponsors: Mayor; Safai and Mandelman

Resolution authorizing the Recreation and Park Department to issue a permit for Another Planet Entertainment LLC to hold a ticketed concert at the Golden Gate Park Polo Fields on the Friday, Saturday, and Sunday following the Outside Lands Festival in 2024, 2025 and 2026, in exchange for a minimum permit fee \$1,400,000 per year for a two-day event and \$2,100,000 for a three-day event for a three-year term to commence in 2024, and a commitment to hold three free musical concerts per year, for each year in which concerts are held at the Polo Fields; affirming a categorical exemption under the California Environmental Quality Act; and to authorize the General Manager of the Recreation and Park Department to enter into 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. (Recreation and Park Department)

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

07/11/23; REFERRED TO DEPARTMENT. Referred to the Planning Department for environmental review.

07/12/23; RESPONSE RECEIVED. CEQA clearance under Categorical Exemption Modification dated 05/17/2023, Planning Department File No. 2019-000684ENV

07/25/23; SUBSTITUTED AND ASSIGNED to Budget and Finance Committee. Mayor Breed introduced a substitute Resolution bearing a new title.

07/28/23; REFERRED TO DEPARTMENT. Referred to the Planning Department for environmental review.

Heard in Committee. Speakers: Sarah Madland (Recreation and Park Department); provided an overview and responded to questions raised throughout the discussion. Joanne Desmond; Andrew Bennett; Feldo Natipura; Speaker; Toby Price; Kendra Armitage; Anthony Travis; Isao Kaji; Beth McDowell; Apollo Wallace; Sam Peterson; Tim Lugo; Colby Clark; Barbara Thompson; Tanya Kollar; Nick Molani; Isabell and Anna Elgin; Andy Olive; Brendan Lange; Sasha Dietrich; Jin Ho Huang; Tyson Szeto; Deso Quan; Tu Lin Wu; Speaker; Speaker; Speaker; Wie Tsen Chan; Lee Yin Quan; Won To Gao; Patrick Grady; Rudy Gonzalez; Jess Smith (SF Parks Alliance); Speaker; Eric Lucas; Ralph Fipps; Speaker; John Corso; Ramon Hernandez; spoke in support of the hearing matter.

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

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 12:59 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.