



**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: Gordon Mar, Aaron Peskin, Matt Haney*

*Clerk: John Carroll (415) 554-4445*

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Thursday, September 3, 2020

10:00 AM

**Regular Meeting**

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**Present:** 3 - Gordon Mar, Aaron Peskin, and Matt Haney

*The Government Audit and Oversight Committee met in regular session through videoconferencing, and provided public comment through teleconferencing, on Thursday, September 3, 2020, with Chair Gordon Mar presiding. Chair Mar called the meeting to order at 10:01 a.m.*

**Remote Access to Information and Participation**

*In accordance with Governor Newsom's Executive Order No. N-33-20 declaring a State of Emergency regarding the COVID-19 outbreak and Mayor London N. Breed's Proclamation declaring a Local Emergency issued on February 25, 2020, including the guidance for gatherings issued by the San Francisco Department of Public Health Officer, aggressive directives were issued to reduce the spread of COVID-19. On March 17, 2020, the Board of Supervisors authorized their Board and Committee meetings to convene remotely (via Microsoft Teams) and will allow remote public comment via teleconference. Visit the SFGovTV website at ([www.sfgovtv.org](http://www.sfgovtv.org)) to stream the live meetings, or to watch meetings on demand.*

*Members of the public are encouraged to participate remotely via detailed instructions on participating via teleconference available at: <https://sfbos.org/remote-meeting-call>. Members of the public may participate by phone or may submit their comments by email to: [john.carroll@sfgov.org](mailto:john.carroll@sfgov.org); all comments received will be made a part of the official record. Regularly-scheduled Government Audit and Oversight Committee Meetings begin at 10:00 a.m. on the first and third Thursdays of each month. Committee agendas and their associated documents are available at <https://sfbos.org/committees>.*

**ROLL CALL AND ANNOUNCEMENTS**

*On the call of the roll, Chair Mar and Vice Chair Peskin were noted present. Member Haney was noted not present. A quorum was present.*

*Member Haney was noted present at 10:11 a.m.*

**AGENDA CHANGES**

*There were no agenda changes.*

## REGULAR AGENDA

*Chair Mar requested that File Nos. 200587 and 200959 be heard together.*

### **200587 [Fisherman's Wharf Landside Community Benefit District and Fisherman's Wharf Portside Community Benefit District - Annual Report for FY2018-2019]**

**Sponsor: Peskin**

Resolution receiving and approving the annual report for the Fisherman's Wharf Community Benefit District and Fisherman's Wharf Portside Community Benefit District for FY2018-2019, 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 Districts' management agreements with the City, Section 3.4.

06/02/20; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

06/10/20; 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); Randall Scott, Executive Director (Fisherman's Wharf Community Benefit District); 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 - Mar, Peskin, Haney

### **200959 [Resolution of Intention - Renewal and Expansion - Fisherman's Wharf Portside Community Benefit District]**

**Sponsor: Peskin**

Resolution declaring the intention of the Board of Supervisors to renew and expand a business-based business improvement district known as the "Fisherman's Wharf Portside Community Benefit District" and levy a multi-year assessment on identified businesses in the district; approving the management district plan 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 November 17, 2020, at 3:00 p.m.; approving the form of the Notice of Public Hearing and Assessment Ballots; directing environmental findings; and directing the Clerk of the Board of Supervisors to give notice of the public hearing as required by law.

08/18/20; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

08/26/20; REFERRED TO DEPARTMENT. Referred to the Office of Economic and Workforce Development, the Controller, and the Department of Elections for informational purposes. Referred to the Small Business Commission for review and comment.

*Heard in Committee. Speakers: Chris Corgas (Office of Economic and Workforce Development); Randall Scott, Executive Director (Fisherman's Wharf Community Benefit District); 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 - Mar, Peskin, Haney

## **Supervisor Peskin Excused from Attendance**

**Chair Mar moved that Vice Chair Peskin be excused from the meeting from 10:43 a.m. until 11:51 a.m. The motion carried by the following vote:**

Ayes: 2 - Mar, Haney

Excused: 1 - Peskin

### **200588 [Greater Union Square Business Improvement District - Annual Report for FY2018-2019]**

**Sponsor: Peskin**

Resolution receiving and approving annual report for the Greater Union Square Business Improvement District for FY2018-2019, 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.

06/02/20; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

06/10/20; 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); Karin Flood, Executive Director (Union Square Business Improvement District); presented information and answered questions raised throughout the discussion. Tracy Rosenberg; Michael Nulty; R. J. Sloane; Amos Gregory; spoke on various concerns relating to the hearing matter.*

**RECOMMENDED by the following vote:**

Ayes: 2 - Mar, Haney

Excused: 1 - Peskin

### **200612 [Tourism Improvement District and Moscone Expansion District - Annual Report - FY2018-2019]**

**Sponsor: Mayor**

Resolution receiving and approving the annual report for the Tourism Improvement District and Moscone Expansion District for FY2018-2019, 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. (Department of Economic and Workforce Development)

06/09/20; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

06/17/20; 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); Paul Frentsos (SF Travel); presented information and answered questions raised throughout the discussion.*

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

Ayes: 2 - Mar, Haney

Excused: 1 - Peskin

**200761 [Administrative Code - Workforce Education and Recovery Fund]****Sponsors: Mar; Haney, Ronen, Safai, Walton and Preston**

Ordinance amending the Administrative Code to establish the Workforce Education and Recovery Fund.

07/14/20; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 8/13/2020.

08/05/20; REFERRED TO DEPARTMENT. Referred to the Department of Children, Youth, and Their Families, Office of the Controller, and the Mayor's Office for informational purposes. Referred to the Youth Commission for review and comment.

08/11/20; TRANSFERRED to Government Audit and Oversight Committee. President Yee transferred this matter from the Budget and Finance Committee to the Government Audit and Oversight Committee.

08/20/20; CONTINUED. Heard in Committee. Speakers: None.

*Heard in Committee. Speakers: None.*

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

Ayes: 2 - Mar, Haney

Excused: 1 - Peskin

**200787 [Administrative Code - Selection of Contractors From a Pre-Qualified List and Under As-Needed Public Works Professional Services Contract Reform]****Sponsors: Stefani; Safai**

Ordinance amending the Administrative Code to require notification to prequalified contractors and written documentation of contractor selection from pre-qualified lists, and written documentation of contractor selection for work assigned under as-needed Public Works professional services contracts; and to require the Controller to audit such selection documentation.

07/21/20; ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee, expires on 8/20/2020.

07/29/20; REFERRED TO DEPARTMENT. Referred to Public Works, the Office of the Controller, the City Administrator, the Office of Contract Administration, and the Municipal Transportation Agency for informational purposes.

*Heard in Committee. Speakers: None.*

**Chair Mar moved that this Ordinance be CONTINUED to the Government Audit and Oversight Committee meeting of September 17, 2020. The motion carried by the following vote:**

Ayes: 2 - Mar, Haney

Excused: 1 - Peskin

Vice Chair Peskin was noted present at 11:51 a.m.

**200796 [Hearing - Supportive Housing Vacancies]**

**Sponsor: Haney**

Hearing on the City's efforts to fill vacancies in Supportive Housing; and requesting the Department of Homelessness and Supportive Housing, San Francisco Housing Authority, and Mayor's Office of Housing and Community Development to report.

07/21/20; RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

07/29/20; REFERRED TO DEPARTMENT. Referred to the Department of Homelessness and Supportive Housing, the San Francisco Housing Authority, and the Mayor's Office of Housing and Community Development for informational purposes.

08/04/20; REFERRED TO DEPARTMENT. Referred to the Youth Commission for review and comment.

08/18/20; RESPONSE RECEIVED. On August 17, 2020, the Youth Commission voted unanimously to support the the hearing.

*Heard in Committee. Speakers: Abigail Stewart-Khan, Interim Director (Department of Homelessness and Supportive Housing); Tonia Lediju (San Francisco Housing Authority); Amy Chan (Mayor's Office of Housing and Community Development); Holly Aversano (Episcopal Community Services); Doug Gary (DISH San Francisco); Tramecia Garner (Swords to Plowshares); presented information and answered questions raised throughout the discussion. Sara Shortt (Community Housing Partnership); Francisco da Costa; Chris Block (Tipping Point Community); spoke on various concerns relating to the hearing matter.*

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

Ayes: 3 - Mar, Peskin, Haney

## LITIGATION

Chair Mar requested that File Nos. 200857, 200858, 200859, 200860, 200861, 200862, 200863, 200864, 200865, 200866, 200867, 200868, 200869, 200870, 200871, 200872, 200873, 200874, 200875, 200853, 200855, 200856, and 200895 be heard together.

Heard in Committee. 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 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.*

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

*The Deputy City Attorney reported that the Government Audit and Oversight Committee has met in closed session with the City Attorney, under the provisions of Government Code Section 54956.9 (a) and Administrative Code Section 67.8 (3), for the purpose of conferring with, or receiving advice from, the City Attorney regarding settlements in the lawsuits or claims listed above.*

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

Ayes: 3 - Mar, Peskin, Haney

### 200857 [Partial Settlement of Lawsuit - Chris Tilton and Blane Bachelor - \$210,000]

Ordinance authorizing partial settlement of the lawsuit filed by Chris Tilton and Blane Bachelor against the City and County of San Francisco for \$210,000; the lawsuit was filed on August 20, 2015, in San Francisco Superior Court, Case No. CGC-15-547492; entitled David Alfaro, et al. v. City and County of San Francisco; the lawsuit involves inverse condemnation arising out of flooding damage during major rainstorms in December of 2014; this settlement relates only to the diminution of real property value claims of plaintiffs Chris Tilton and Blane Bachelor, and does not include claims for property loss or for attorney's fees, costs and interest. (City Attorney)

08/03/20; RECEIVED FROM DEPARTMENT.

08/11/20; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

08/20/20; CONTINUED.

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

Ayes: 3 - Mar, Peskin, Haney

**200858 [Partial Settlement of Lawsuit - Ho Tan - \$295,000]**

Ordinance authorizing partial settlement of the lawsuit filed by Ho Tan against the City and County of San Francisco for \$295,000; the lawsuit was filed on August 20, 2015, in San Francisco Superior Court, Case No. CGC-15-547492; entitled David Alfaro, et al. v. City and County of San Francisco; the lawsuit involves inverse condemnation arising out of flooding damage during major rainstorms in December of 2014; this settlement relates only to the diminution of real property value claims of plaintiff Ho Tan, and does not include claims for property loss or for attorney's fees, costs and interest. (City Attorney)

08/03/20; RECEIVED FROM DEPARTMENT.

08/11/20; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

08/20/20; CONTINUED.

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

Ayes: 3 - Mar, Peskin, Haney

**200859 [Partial Settlement of Lawsuit - Peter So and Diane Chung - \$235,000]**

Ordinance authorizing partial settlement of the lawsuit filed by Peter So and Diane Chung against the City and County of San Francisco for \$235,000; the lawsuit was filed on August 20, 2015, in San Francisco Superior Court, Case No. CGC-15-547492; entitled David Alfaro, et al. v. City and County of San Francisco; the lawsuit involves inverse condemnation arising out of flooding damage during major rainstorms in December of 2014; this settlement relates only to the diminution of real property value claims of plaintiffs Peter So and Diane Chung, and does not include claims for property loss or for attorney's fees, costs and interest. (City Attorney)

08/03/20; RECEIVED FROM DEPARTMENT.

08/11/20; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

08/20/20; CONTINUED.

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

Ayes: 3 - Mar, Peskin, Haney

**200860 [Partial Settlement of Lawsuit - Victoria Sanchez - \$220,000]**

Ordinance authorizing partial settlement of the lawsuit filed by Victoria Sanchez against the City and County of San Francisco for \$220,000; the lawsuit was filed on August 20, 2015, in San Francisco Superior Court, Case No. CGC-15-547492; entitled David Alfaro, et al. v. City and County of San Francisco; the lawsuit involves inverse condemnation arising out of flooding damage during major rainstorms in December of 2014; this settlement relates only to the diminution of real property value claims of plaintiff Victoria Sanchez, and does not include claims for property loss or for attorney's fees, costs and interest. (City Attorney)

08/03/20; RECEIVED FROM DEPARTMENT.

08/11/20; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

08/20/20; CONTINUED.

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

Ayes: 3 - Mar, Peskin, Haney

**200861 [Partial Settlement of Lawsuit - Rick Popko and Nancy Huff - \$150,000]**

Ordinance authorizing partial settlement of the lawsuit filed by Rick Popko and Nancy Huff against the City and County of San Francisco for \$150,000; the lawsuit was filed on August 20, 2015, in San Francisco Superior Court, Case No. CGC-15-547492; entitled David Alfaro, et al. v. City and County of San Francisco; the lawsuit involves inverse condemnation arising out of flooding damage during major rainstorms in December of 2014; this settlement relates only to the diminution of real property value claims of plaintiffs Rick Popko and Nancy Huff, and does not include claims for property loss or for attorney's fees, costs and interest. (City Attorney)

08/03/20; RECEIVED FROM DEPARTMENT.

08/11/20; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

08/20/20; CONTINUED.

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

Ayes: 3 - Mar, Peskin, Haney

**200862 [Partial Settlement of Lawsuit - Donato and Aurora Ponferrada - \$257,000]**

Ordinance authorizing partial settlement of the lawsuit filed by Donato and Aurora Ponferrada against the City and County of San Francisco for \$257,000; the lawsuit was filed on August 20, 2015, in San Francisco Superior Court, Case No. CGC-15-547492; entitled David Alfaro, et al. v. City and County of San Francisco; the lawsuit involves inverse condemnation arising out of flooding damage during major rainstorms in December of 2014; this settlement relates only to the diminution of real property value claims of plaintiffs Donato and Aurora Ponferrada, and does not include claims for property loss or for attorney's fees, costs and interest. (City Attorney)

08/03/20; RECEIVED FROM DEPARTMENT.

08/11/20; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

08/20/20; CONTINUED.

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

Ayes: 3 - Mar, Peskin, Haney

**200863 [Partial Settlement of Lawsuit - John and Maria Naniola - \$290,000]**

Ordinance authorizing partial settlement of the lawsuit filed by John and Maria Naniola against the City and County of San Francisco for \$290,000; the lawsuit was filed on August 20, 2015, in San Francisco Superior Court, Case No. CGC-15-547492; entitled David Alfaro, et al. v. City and County of San Francisco; the lawsuit involves inverse condemnation arising out of flooding damage during major rainstorms in December of 2014; this settlement relates only to the diminution of real property value claims of plaintiffs John and Maria Naniola, and does not include claims for property loss or for attorney's fees, costs and interest. (City Attorney)

08/03/20; RECEIVED FROM DEPARTMENT.

08/11/20; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

08/20/20; CONTINUED.

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

Ayes: 3 - Mar, Peskin, Haney



**200864 [Partial Settlement of Lawsuit - Suzanne Houlihan - \$250,000]**

Ordinance authorizing partial settlement of the lawsuit filed by Suzanne Houlihan against the City and County of San Francisco for \$250,000; the lawsuit was filed on August 20, 2015, in San Francisco Superior Court, Case No. CGC-15-547492; entitled David Alfaro, et al. v. City and County of San Francisco; the lawsuit involves inverse condemnation arising out of flooding damage during major rainstorms in December of 2014; this settlement relates only to the diminution of real property value claims of plaintiff Suzanne Houlihan, and does not include claims for property loss or for attorney's fees, costs and interest. (City Attorney)

08/03/20; RECEIVED FROM DEPARTMENT.

08/11/20; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

08/20/20; CONTINUED.

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

Ayes: 3 - Mar, Peskin, Haney

**200865 [Partial Settlement of Lawsuit - Carlos Gross - \$210,000]**

Ordinance authorizing partial settlement of the lawsuit filed by Carlos Gross against the City and County of San Francisco for \$210,000; the lawsuit was filed on August 20, 2015, in San Francisco Superior Court, Case No. CGC-15-547492; entitled David Alfaro, et al. v. City and County of San Francisco; the lawsuit involves inverse condemnation arising out of flooding damage during major rainstorms in December of 2014; this settlement relates only to the diminution of real property value claims of plaintiff Carlos Gross, and does not include claims for property loss or for attorney's fees, costs and interest. (City Attorney)

08/03/20; RECEIVED FROM DEPARTMENT.

08/11/20; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

08/20/20; CONTINUED.

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

Ayes: 3 - Mar, Peskin, Haney

**200866 [Partial Settlement of Lawsuit - Susan Garduno - \$235,000]**

Ordinance authorizing partial settlement of the lawsuit filed by Susan Garduno against the City and County of San Francisco for \$235,000; the lawsuit was filed on August 20, 2015, in San Francisco Superior Court, Case No. CGC-15-547492; entitled David Alfaro, et al. v. City and County of San Francisco; the lawsuit involves inverse condemnation arising out of flooding damage during major rainstorms in December of 2014; this settlement relates only to the diminution of real property value claims of plaintiff Susan Garduno, and does not include claims for property loss or for attorney's fees, costs and interest. (City Attorney)

08/03/20; RECEIVED FROM DEPARTMENT.

08/11/20; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

08/20/20; CONTINUED.

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

Ayes: 3 - Mar, Peskin, Haney

**200867 [Partial Settlement of Lawsuit - Rizadly Gache - \$235,000]**

Ordinance authorizing partial settlement of the lawsuit filed by Rizadly Gache against the City and County of San Francisco for \$235,000; the lawsuit was filed on August 20, 2015, in San Francisco Superior Court, Case No. CGC-15-547492; entitled David Alfaro, et al. v. City and County of San Francisco; the lawsuit involves inverse condemnation arising out of flooding damage during major rainstorms in December of 2014; this settlement relates only to the diminution of real property value claims of plaintiff Rizadly Gache, and does not include claims for property loss or for attorney's fees, costs and interest. (City Attorney)

08/03/20; RECEIVED FROM DEPARTMENT.

08/11/20; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

08/20/20; CONTINUED.

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

Ayes: 3 - Mar, Peskin, Haney

**200868 [Partial Settlement of Lawsuit - Ruth Patricia Del Castillo - \$150,000]**

Ordinance authorizing partial settlement of the lawsuit filed by Ruth Patricia Del Castillo against the City and County of San Francisco for \$150,000; the lawsuit was filed on August 20, 2015, in San Francisco Superior Court, Case No. CGC-15-547492; entitled David Alfaro, et al. v. City and County of San Francisco; the lawsuit involves inverse condemnation arising out of flooding damage during major rainstorms in December of 2014; this settlement relates only to the diminution of real property value claims of plaintiff Ruth Patricia Del Castillo, and does not include claims for property loss or for attorney's fees, costs and interest. (City Attorney)

08/03/20; RECEIVED FROM DEPARTMENT.

08/11/20; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

08/20/20; CONTINUED.

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

Ayes: 3 - Mar, Peskin, Haney

**200869 [Partial Settlement of Lawsuit - John Clay - \$250,000]**

Ordinance authorizing partial settlement of the lawsuit filed by John Clay against the City and County of San Francisco for \$250,000; the lawsuit was filed on August 20, 2015, in San Francisco Superior Court, Case No. CGC-15-547492; entitled David Alfaro, et al. v. City and County of San Francisco; the lawsuit involves inverse condemnation arising out of flooding damage during major rainstorms in December of 2014; this settlement relates only to the diminution of real property value claims of plaintiff John Clay, and does not include claims for property loss or for attorney's fees, costs and interest. (City Attorney)

08/03/20; RECEIVED FROM DEPARTMENT.

08/11/20; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

08/20/20; CONTINUED.

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

Ayes: 3 - Mar, Peskin, Haney

**200870 [Partial Settlement of Lawsuit - Elaine Choy - \$221,150]**

Ordinance authorizing partial settlement of the lawsuit filed by Elaine Choy against the City and County of San Francisco for \$221,150; the lawsuit was filed on August 20, 2015, in San Francisco Superior Court, Case No. CGC-15-547492; entitled David Alfaro, et al. v. City and County of San Francisco; the lawsuit involves inverse condemnation arising out of flooding damage during major rainstorms in December of 2014; this settlement relates only to the diminution of real property value claims of plaintiff Elaine Choy, and does not include claims for property loss or for attorney's fees, costs and interest. (City Attorney)

08/03/20; RECEIVED FROM DEPARTMENT.

08/11/20; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

08/20/20; CONTINUED.

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

Ayes: 3 - Mar, Peskin, Haney

**200871 [Partial Settlement of Lawsuit - Armando and Maria Castillo - \$200,000]**

Ordinance authorizing partial settlement of the lawsuit filed by Armando and Maria Castillo against the City and County of San Francisco for \$200,000; the lawsuit was filed on August 20, 2015, in San Francisco Superior Court, Case No. CGC-15-547492; entitled David Alfaro, et al. v. City and County of San Francisco; the lawsuit involves inverse condemnation arising out of flooding damage during major rainstorms in December of 2014; this settlement relates only to the diminution of real property value claims of plaintiffs Armando and Maria Castillo, and does not include claims for property loss or for attorney's fees, costs and interest. (City Attorney)

08/03/20; RECEIVED FROM DEPARTMENT.

08/11/20; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

08/20/20; CONTINUED.

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

Ayes: 3 - Mar, Peskin, Haney

**200872 [Partial Settlement of Lawsuit - Joy Caguimbaga and Zenida C. Restauro - \$240,000]**

Ordinance authorizing partial settlement of the lawsuit filed by Joy Caguimbaga and Zenida C. Restauro against the City and County of San Francisco for \$240,000; the lawsuit was filed on August 20, 2015, in San Francisco Superior Court, Case No. CGC-15-547492; entitled David Alfaro, et al. v. City and County of San Francisco; the lawsuit involves inverse condemnation arising out of flooding damage during major rainstorms in December of 2014; this settlement relates only to the diminution of real property value claims of plaintiffs Joy Caguimbaga and Zenida C. Restauro, and does not include claims for property loss or for attorney's fees, costs and interest. (City Attorney)

08/03/20; RECEIVED FROM DEPARTMENT.

08/11/20; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

08/20/20; CONTINUED.

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

Ayes: 3 - Mar, Peskin, Haney

**200873 [Partial Settlement of Lawsuit - Sally Seid - \$207,000]**

Ordinance authorizing partial settlement of the lawsuit filed by Sally Seid against the City and County of San Francisco for \$207,000; the lawsuit was filed on August 20, 2015, in San Francisco Superior Court, Case No. CGC-15-547492; entitled David Alfaro, et al. v. City and County of San Francisco; the lawsuit involves inverse condemnation arising out of flooding damage during major rainstorms in December of 2014; this settlement relates only to the diminution of real property value claims of plaintiff Sally Seid, and does not include claims for property loss or for attorney's fees, costs and interest. (City Attorney)

08/03/20; RECEIVED FROM DEPARTMENT.

08/11/20; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

08/20/20; CONTINUED.

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

Ayes: 3 - Mar, Peskin, Haney

**200874 [Partial Settlement of Lawsuit - Cesar and Fe Ponferrada - \$250,000]**

Ordinance authorizing partial settlement of the lawsuit filed by Cesar and Fe Ponferrada against the City and County of San Francisco for \$250,000; the lawsuit was filed on August 20, 2015, in San Francisco Superior Court, Case No. CGC-15-547492; entitled David Alfaro, et al. v. City and County of San Francisco; the lawsuit involves inverse condemnation arising out of flooding damage during major rainstorms in December of 2014; this settlement relates only to the diminution of real property value claims of plaintiffs Cesar and Fe Ponferrada, and does not include claims for property loss or for attorney's fees, costs and interest. (City Attorney)

08/03/20; RECEIVED FROM DEPARTMENT.

08/11/20; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

08/20/20; CONTINUED.

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

Ayes: 3 - Mar, Peskin, Haney

**200875 [Partial Settlement of Lawsuit - David and Jessica Alfaro - \$290,000]**

Ordinance authorizing partial settlement of the lawsuit filed by David and Jessica Alfaro against the City and County of San Francisco for \$290,000; the lawsuit was filed on August 20, 2015, in San Francisco Superior Court, Case No. CGC-15-547492; entitled David Alfaro, et al. v. City and County of San Francisco; the lawsuit involves inverse condemnation arising out of flooding damage during major rainstorms in December of 2014; this settlement relates only to the diminution of real property value claims of plaintiffs David and Jessica Alfaro, and does not include claims for property loss or for attorney's fees, costs and interest. (City Attorney)

08/03/20; RECEIVED FROM DEPARTMENT.

08/11/20; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

08/20/20; CONTINUED.

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

Ayes: 3 - Mar, Peskin, Haney

**200853 [Settlement of Lawsuit - Bradley Novak - \$247,000]**

Ordinance authorizing settlement of the lawsuit filed by Bradley Novak against the City and County of San Francisco for \$247,000; the lawsuit was filed on February 8, 2019, in San Francisco Superior Court, Case No. CGC 19-573659; entitled Bradley Novak v. City and County of San Francisco, et al.; the lawsuit involves an employment dispute. (City Attorney)

07/27/20; RECEIVED FROM DEPARTMENT.

08/11/20; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

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

Ayes: 3 - Mar, Peskin, Haney

**200855 [Settlement of Lawsuit - Dennis Caruso - \$70,000]**

Ordinance authorizing settlement of the lawsuit filed by Dennis Caruso against the City and County of San Francisco for \$70,000; the lawsuit was filed on November 8, 2019, in San Francisco Superior Court, Case No. CGC-19-580664; entitled Dennis Caruso v. City and County of San Francisco; the lawsuit involves an alleged injury when Plaintiff hit a pothole on a City Street and was thrown from his scooter. (City Attorney)

07/29/20; RECEIVED FROM DEPARTMENT.

08/11/20; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

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

Ayes: 3 - Mar, Peskin, Haney

**200856 [Settlement of Lawsuit - Thais Yafet - \$110,000]**

Ordinance authorizing settlement of the lawsuit filed by Thais Yafet against the City and County of San Francisco for \$110,000; the lawsuit was filed on October 29, 2018, in San Francisco Superior Court, Case No. CGC-18-570939; entitled Thais Yafet v. City and County of San Francisco; the lawsuit involves an alleged injury when Plaintiff tripped and fell on a City sidewalk. (City Attorney)

07/29/20; RECEIVED FROM DEPARTMENT.

08/11/20; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

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

Ayes: 3 - Mar, Peskin, Haney

**200895 [Settlement of Unlitigated Claim - Richard I. Klein and Janice T. Low - \$103,786.91]**

Resolution approving the settlement of the unlitigated claim filed by Richard I. Klein and Janice T. Low against the City and County of San Francisco for \$103,786.91; the claim was filed on December 21, 2019; the claim involves a cast iron water main break that caused flooding to the property. (City Attorney)

08/05/20; RECEIVED FROM DEPARTMENT.

08/18/20; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

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

Ayes: 3 - Mar, Peskin, Haney

*[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.*

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

Ayes: 3 - Mar, Peskin, Haney

## **ADJOURNMENT**

*There being no further business, the Government Audit and Oversight Committee adjourned at the hour of 1:49 p.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.*