



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, Myrna Melgar

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

Wednesday, September 11, 2024

10:00 AM

City Hall, Legislative Chamber, Room 250

Regular Meeting

Present: 3 - Connie Chan, Rafael Mandelman, and Myrna Melgar

The Budget and Finance Committee met in regular session on Wednesday, September 11, 2024, with Chair Connie Chan presiding. Chair Chan called the meeting to order at 10:02 a.m.

ROLL CALL AND ANNOUNCEMENTS

On the call of the roll, Chair Chan, Vice Chair Mandelman, and Member Melgar were noted present.

A quorum was present.

COMMUNICATIONS

Brent Jalipa, Budget and Finance Committee 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 (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

240784 [Authorizing Tax-Exempt and/or Taxable Certificates of Participation - Multiple Capital Improvement Projects - Not to Exceed \$61,395,000]

Sponsors: Mayor; Peskin and Mandelman

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 \$61,395,000 ("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, at 1 South Van Ness Avenue 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; ratifying previous actions taken in connection therewith, as defined herein; and repealing and rescinding a portion of the authorization to execute and deliver certificates of participation of the City established through the adoption of Ordinance No. 101-23 of the City on June 2, 2023. (Fiscal Impact)

07/23/24; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 8/22/2024.

Heard in Committee. Speaker(s): Olivia Chen and Brian Strong, Chief Resilience Officer and Director (City Administrator's Office of Resilience and Capital Planning); Grant Carson (Controller's Office of Public Finance); Nicolas Menard (Office of the Budget and Legislative Analyst); 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, Melgar

240769 [Real Property Acquisition - Martha E. Potiriades, George P. Potiris, Kalli K. Carvalho, James G. Pappas, Christina Pappas-Boettger, Ellece Vasti, Stephanie A. Papas, and Catherine Guzman - 240-6th Street - \$7,150,000]

Sponsors: Mayor; Dorsey, Mandelman and Melgar

Resolution approving the use of a total of \$7,150,000 in Open Space Acquisition Funds to pay for the cost to acquire and to perform necessary environmental remediation on one parcel of improved real estate, consisting of approximately 9,625 square feet in land area, including the assumption of an existing lease, located at 240-6th Street, Assessor's Parcel Block No 3731, Lot No. 004, from Martha E. Potiriades, George P. Potiris, Kalli K. Carvalho, James G. Pappas, Christina Pappas-Boettger, Ellece Vasti, Stephanie A. Papas, and Catherine Guzman; placing the property under the jurisdiction of the Recreation and Park Department, and authorizing the use of revenues from the property for property-related costs and future park planning; requiring any future park project to be subject to the review and approval of Recreation and Park Commission following environmental review; adopting findings that the conveyance is consistent with the General Plan, and eight priority policies of Planning Code, Section 101.1; and authorizing the Director of Property to execute documents, make certain modifications, and take certain actions in furtherance of the purchase agreement and this Resolution, as defined herein.

(Fiscal Impact)

07/16/24; RECEIVED AND ASSIGNED to Budget and Finance Committee.

Heard in Committee. Speaker(s): Supervisor Matt Dorsey (Board of Supervisors); Yael Golan and Beverly Ng (Recreation and Parks Department); Nicolas Menard (Office of the Budget and Legislative Analyst); provided an overview and responded to questions raised throughout the discussion. Tracy Eberlein (Mid Market Community Benefit District); spoke in support of the resolution matter.

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

Chair Chan moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, on Page 2, Lines 1-5, to read 'WHEREAS, The Property is subject to an existing commercial lease (the "Assumed Lease"), under which the tenant (Euro Motor Cars) currently pays the landlord \$9,342 per month in base rent with annual CPI increases to a maximum of 5% and their share of common operating expenses, subject to the landlord's right to terminate the lease agreement on six months' written notice, and which otherwise will expire on or before May 1, 2026; and'. The motion carried by the following vote:

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

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

Ayes: 3 - Chan, Mandelman, Melgar

240782 [Authorization of Payment - Payments to Oliver De Silva, Sunol AgPark, and Alameda County Related to UUT Charges Collected on Electric Bills - \$754,141]

Resolution authorizing payments to two San Francisco Public Utilities Commission customers of \$101,825 to Oliver De Silva, and \$340 to Sunol AgPark, and \$651,976 to Alameda County for Utility User Taxes (UUT) collected between June 2018 and January 2024 for electric bills. (Public Utilities Commission)

(Fiscal Impact)

07/22/24; RECEIVED FROM DEPARTMENT.

07/30/24; RECEIVED AND ASSIGNED to Budget and Finance Committee.

Heard in Committee. Speaker(s): Nancy Hom (Public Utilities Commission); 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, Melgar

240781 [Modification to the Airport Professional Services Agreement - SP Plus Corporation - Curbside Management Program - Two-Year Contract Extension - Not to Exceed \$41,364,800]

Resolution approving Modification No. 3 to Contract No. 50276, between SP Plus Corporation and the City and County of San Francisco, acting by and through its Airport Commission, for the Curbside Management Program, to increase the contract amount by \$21,264,800 for a new total not to exceed amount of \$41,364,800 and to extend the term for two years, to commence on November 1, 2024, through October 31, 2026. (Airport Commission)

(Fiscal Impact)

07/19/24; RECEIVED FROM DEPARTMENT.

07/30/24; RECEIVED AND ASSIGNED to Budget and Finance Committee.

Heard in Committee. Speaker(s): Dyanna Volek (Airport Department); 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, Melgar

240814 [Agreement - WSP/PGH Wong Joint Venture - Consulting Services Supporting Communications-Based Train Control Upgrade Project - Not to Exceed \$30,000,000]

Sponsors: Mayor; Mandelman

Resolution approving an agreement with WSP/PGH Wong Joint Venture for consulting services supporting the Communications-Based Train Control Upgrade Project for an initial five-year term, with five options to extend the term for an additional year, for a total of 10 years and an amount not to exceed \$36,000,000 over the 10-year period, effective upon approval of this Resolution. (Municipal Transportation Agency)
(Fiscal Impact)

07/30/24; RECEIVED AND ASSIGNED to Budget and Finance Committee.

Heard in Committee. Speaker(s): Julie Kirschbaum, Director of Transit, and Dan Howard (Municipal Transportation Agency); 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 AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE, by reducing the not-to-exceed amount from '\$36,000,000' to '\$30,000,000' throughout the legislation. The motion carried by the following vote:

Ayes: 3 - Chan, Mandelman, Melgar

Resolution approving an agreement with WSP/PGH Wong Joint Venture for consulting services supporting the Communications-Based Train Control Upgrade Project for an initial five-year term, with five options to extend the term for an additional year, for a total of 10 years and an amount not to exceed \$30,000,000 over the 10-year period, effective upon approval of this Resolution. (Municipal Transportation Agency)
(Fiscal Impact)

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

Ayes: 3 - Chan, Mandelman, Melgar

240809 [Accept and Expend Grant - Retroactive - State of California Department of Industrial Relations - Workers' Rights Enforcement Grant Program - \$160,451]

Sponsors: Mayor; Mandelman

Resolution retroactively authorizing the Office of the District Attorney to accept and expend a grant in the amount of \$160,451 from the State of California Department of Industrial Relations for the Workers' Rights Enforcement Grant Program to implement a wage theft enforcement program for the period August 1, 2024, through July 31, 2025. (District Attorney)

07/30/24; RECEIVED AND ASSIGNED to Budget and Finance Committee.

Heard in Committee. Speaker(s): Matt McCarthy, Chief of the White Collar Crime Division (Office of the District Attorney); 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 Resolution be RECOMMENDED. The motion carried by the following vote:

Ayes: 3 - Chan, Mandelman, Melgar

Chair Chan requested File Nos. 240810, 240811, and 240812 be called together.

240810 [Accept and Expend Grant - Retroactive - California Governor's Office of Emergency Services - Elder Abuse Program - \$652,332]

Sponsors: Mayor; Mandelman

Resolution retroactively authorizing the Office of the District Attorney to accept and expend a grant in the amount of \$217,444 for the term of January 1, 2024, through December 31, 2024; \$217,444 for the term of January 1, 2025, through December 31, 2025; \$217,444 for the term of January 1, 2026, through December 31, 2026; for a total not to exceed amount of \$652,332 from the California Governor's Office of Emergency Services for recurring grants that fund the Elder Abuse Program for the grant term of January 1, 2024, through December 31, 2026, should the parties agree to an amendment as allowed under the provisions of the grant agreement. (District Attorney)

07/30/24; RECEIVED AND ASSIGNED to Budget and Finance Committee.

Heard in Committee. Speaker(s): Karima Baptiste, Chief of Victim Services (Office of the District Attorney); Nicolas Menard (Office of the Budget and Legislative Analyst); 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 Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, on Page 2, Line 20, by adding 'and her official designee' after District Attorney'. The motion carried by the following vote:

Ayes: 3 - Chan, Mandelman, Melgar

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

Ayes: 3 - Chan, Mandelman, Melgar

240811 [Accept and Expend Grant - Retroactive - California Governor's Office of Emergency Services - Victim Witness Assistance Program - \$2,986,360]

Sponsors: Mayor; Mandelman

Resolution retroactively authorizing the Office of the District Attorney to accept and expend a grant in the amount of \$1,385,540 for the term of October 1, 2023, through September 30, 2024; \$800,410 for the term of October 1, 2024, through September 30, 2025; \$800,410 for the term of October 1, 2025, through September 30, 2026; for a total not to exceed amount of \$2,986,360 from the California Governor's Office of Emergency Services for recurring grants that fund the Victim Witness Assistance Program for the grant term of October 1, 2023, through September 30, 2026, should the parties agree to an amendment as allowed under the provisions of the grant agreement. (District Attorney) (Fiscal Impact)

07/30/24; RECEIVED AND ASSIGNED to Budget and Finance Committee.

Heard in Committee. Speaker(s): Karima Baptiste, Chief of Victim Services (Office of the District Attorney); Nicolas Menard (Office of the Budget and Legislative Analyst); 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 Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, on Page 2, Line 22, by adding 'and her official designee' after District Attorney'. The motion carried by the following vote:

Ayes: 3 - Chan, Mandelman, Melgar

(Fiscal Impact)

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

Ayes: 3 - Chan, Mandelman, Melgar

240812 [Accept and Expend Grant - Retroactive - California Governor's Office of Emergency Services - Unserved/Underserved Victim Advocacy and Outreach Program - \$590,718]

Sponsors: Mayor; Mandelman

Resolution retroactively authorizing the Office of the District Attorney to accept and expend a grant in the amount of \$196,906 for the term of January 1, 2024, through December 31, 2024; \$196,906 for the term of January 1, 2025, through December 31, 2025; \$196,906 for the term of January 1, 2026, through December 31, 2026; for a total not to exceed amount of \$590,718 from the California Governor's Office of Emergency Services for recurring grants that fund the Unserved/Underserved Victim Advocacy and Outreach Program for the grant term of January 1, 2024, through December 31, 2026, should the parties agree to an amendment as allowed under the provisions of the grant agreement. (District Attorney)

07/30/24; RECEIVED AND ASSIGNED to Budget and Finance Committee.

Heard in Committee. Speaker(s): Karima Baptiste, Chief of Victim Services (Office of the District Attorney); Nicolas Menard (Office of the Budget and Legislative Analyst); 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 Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, on Page 2, Line 19, by adding 'and her official designee' after District Attorney'. The motion carried by the following vote:

Ayes: 3 - Chan, Mandelman, Melgar

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

Ayes: 3 - Chan, Mandelman, Melgar

ADJOURNMENT

There being no further business, the Budget and Finance Committee adjourned at the hour of 11:23 a.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.