

File No: 190272

Petitions and Communications received from February 25, 2019, through March 4, 2019, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on March 12, 2019.

Personal information that is provided in communications to the Board of Supervisors is subject to disclosure under the California Public Records Act and the San Francisco Sunshine Ordinance. Personal information will not be redacted.

From the Office of the Mayor, pursuant to Charter, Section 3.100(18), submitting a complete appointment package for Sharky Laguana to the Small Business Commission, term ending February 27, 2023. Copy: Each Supervisor. (1)

From the Office of the Mayor, pursuant to Charter, Section 3.100(18), submitting a complete appointment package for Malcolm Yeung to the Airport Commission, term ending August 31, 2022. Copy: Each Supervisor. (2)

From the Office of the Controller, City Services Auditor, submitting a report regarding the 2014 Transportation and Road Improvement Bond expenditures. Copy: Each Supervisor. (3)

From the Office of the Controller, submitting the Updated Livability Benchmarking Website. Copy: Each Supervisor. (4)

From the Recreation and Park Department, pursuant to Park Code, Article 12, Section 12.46(d), submitting a report detailing admissions, revenue and expenses for the San Francisco Botanical Garden. Copy: Each Supervisor. (5)

From the Sweatfree Procurement Advisory Group, pursuant to the Administrative Code, Section 12U.6(a)(b), submitting the Sweatfree Procurement Advisory Group 2016-2017 Report. Copy: Each Supervisor. (6)

From the California Bankers Association, regarding public banking in San Francisco. File No. 190118. Copy: Each Supervisor. (7)

From Coalition of Clean Air, Environment California and National Resources Defense Council, regarding proposed TNC taxation ballot measure, Assembly Bill 1184 (Ting). Copy: Each Supervisor. (8)

**From:** [Mchugh, Eileen \(BOS\)](#)  
**To:** [BOS-Supervisors](#); [BOS-Legislative Aides](#); [Calvillo, Angela \(BOS\)](#); [Somera, Alisa \(BOS\)](#); [Nevin, Peggy \(BOS\)](#); [Young, Victor \(BOS\)](#); [BOS Legislation \(BOS\)](#); [Givner, Jon \(CAT\)](#); [Karunaratne, Kanishka \(MYR\)](#); [Tugbenyoh, Mawuli \(MYR\)](#)  
**Subject:** TIME SENSITIVE: Mayoral Appointment, Charter 3.100(18)  
**Date:** Friday, March 1, 2019 4:00:00 PM  
**Attachments:** [Clerk's Memo 3.1.19.pdf](#)  
[Appointment Letter.pdf](#)

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Hello,

The Office of the Mayor submitted the attached complete appointment package, pursuant to Charter Section 3.100(18). **This appointment is effective unless rejected by a two-thirds vote of the Board within 30 days.** Please see the attached memo from the Clerk of the Board for more information and instructions.

Thank you,

Eileen McHugh  
Executive Assistant  
Board of Supervisors  
1 Dr. Carlton B. Goodlett Place, City Hall, Room 244  
San Francisco, CA 94102-4689  
Phone: (415) 554-7703 | Fax: (415) 554-5163  
[eileen.e.mchugh@sfgov.org](mailto:eileen.e.mchugh@sfgov.org) | [www.sfbos.org](http://www.sfbos.org)

BOARD of SUPERVISORS



City Hall  
1 Dr. Carlton B. Goodlett Place, Room 244  
San Francisco 94102-4689  
Tel. No. 554-5184  
Fax No. 554-5163  
TDD/TTY No. 554-5227

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MEMORANDUM

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Date: March 1, 2019  
To: Members, Board of Supervisors  
From: *ACC* Angela Calvillo, Clerk of the Board  
Subject: *ACC* Mayoral Appointment

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On March 1, 2019, the Mayor submitted the following complete appointment package pursuant to Charter, Section 3.100(18):

- **Sharky Laguana** - Small Business Commission - term ending February 27, 2023

This appointment is effective immediately unless rejected by a two-thirds vote of the Board of Supervisors. Pursuant to Board Rule 2.18.3, a Supervisor may request a hearing on a Mayoral appointment by notifying the Clerk in writing.

Upon receipt of such notice, the Clerk shall refer the appointment to the Rules Committee so that the Board may consider the appointment and act within 30 days of the appointment as provided in Charter, Section 3.100(18).

If you are interested in requesting a hearing on this appointment, please notify me in writing by **5:00 p.m., Wednesday, March 6, 2019.**

(Attachments)

c: Alisa Somera - Legislative Deputy  
Jon Givner - Deputy City Attorney  
Kanishka Cheng - Mayor's Legislative Liaison





**From:** [Mchugh, Eileen \(BOS\)](#)  
**To:** [BOS-Supervisors](#); [BOS-Legislative Aides](#); [Calvillo, Angela \(BOS\)](#); [Somera, Alisa \(BOS\)](#); [Nevin, Peggy \(BOS\)](#); [Young, Victor \(BOS\)](#); [Karunaratne, Kanishka \(MYR\)](#); [Givner, Jon \(CAT\)](#); [BOS Legislation, \(BOS\)](#); [Tugbenyoh, Mawuli \(MYR\)](#)  
**Subject:** TIME SENSITIVE: Mayoral Appointment, Charter 3.100(18)  
**Date:** Thursday, February 28, 2019 3:17:00 PM  
**Attachments:** [Clerk's Memo 2.28.19.pdf](#)  
[Appointment Memo.pdf](#)

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Hello,

The Office of the Mayor submitted the attached complete appointment package, pursuant to Charter Section 3.100(18). **This appointment is effective unless rejected by a two-thirds vote of the Board within 30 days.** Please see the attached memo from the Clerk of the Board for more information and instructions.

Thank you,

Eileen McHugh  
Executive Assistant  
Board of Supervisors  
1 Dr. Carlton B. Goodlett Place, City Hall, Room 244  
San Francisco, CA 94102-4689  
Phone: (415) 554-7703 | Fax: (415) 554-5163  
[eileen.e.mchugh@sfgov.org](mailto:eileen.e.mchugh@sfgov.org) | [www.sfbos.org](http://www.sfbos.org)

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San Francisco 94102-4689  
Tel. No. 554-5184  
Fax No. 554-5163  
TDD/TTY No. 554-5227

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MEMORANDUM

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Date: February 28, 2019  
To: Members, Board of Supervisors  
From: *ACC* Angela Calvillo, Clerk of the Board  
Subject: Mayoral Appointment

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On February 28, 2019, the Mayor submitted the following complete appointment package pursuant to Charter, Section 3.100(18):

- **Malcolm Yeung** - Airport Commission - term ending August 31, 2022

This appointment is effective immediately unless rejected by a two-thirds vote of the Board of Supervisors. Pursuant to Board Rule 2.18.3, a Supervisor may request a hearing on a Mayoral appointment by notifying the Clerk in writing.

Upon receipt of such notice, the Clerk shall refer the appointment to the Rules Committee so that the Board may consider the appointment and act, by a two-thirds vote, within 30 days of the appointment as provided in Charter, Section 3.100(18).

If you are interested in requesting a hearing on this appointment, please notify me in writing by **5:00 p.m., Wednesday, March 6, 2019.**

(Attachments)

c: Alisa Somera - Legislative Deputy  
Jon Givner - Deputy City Attorney  
Kanishka Cheng - Mayor's Legislative Liaison

OFFICE OF THE MAYOR  
SAN FRANCISCO



LONDON N. BREED  
MAYOR

**Notice of Appointment**

February 28, 2018

Honorable Board of Supervisors:

Pursuant to section §3.100(18), of the Charter of the City and County of San Francisco, I make the following appointment:

**Malcolm Yeung**, to the San Francisco Airport Commission for the unexpired portion of a four year term ending August 31, 2022 to the seat formerly held by Commissioner Peter Stern.

I am confident that Mr. Yeung will to serve our community well. Attached are his qualifications to serve, which demonstrate how his appointment represents the communities of interest, neighborhoods and diverse populations of the City and County of San Francisco.

Should you have any question about this appointment, please contact my Director of Appointments, Mawuli Tugbenyoh at 415.554.6298

Sincerely,

A handwritten signature in blue ink that reads "London Breed".

London N. Breed  
Mayor, City and County of San Francisco

RECEIVED  
BOARD OF SUPERVISORS  
SAN FRANCISCO  
2019 FEB 28 PM 12:05  
BY: [Signature]

**From:** [Reports, Controller \(CON\)](#)  
**To:** [Calvillo, Angela \(BOS\)](#); [Mchugh, Eileen \(BOS\)](#); [BOS-Supervisors](#); [BOS-Legislative Aides](#); [Elsbernd, Sean \(MYR\)](#); [Bruss, Andrea \(MYR\)](#); [Kirkpatrick, Kelly \(MYR\)](#); [Cretan, Jeff \(MYR\)](#); [Karunaratne, Kanishka \(MYR\)](#); [alubos@sftc.org](#); [pkilkenny@sftc.org](#); [Campbell, Severin \(BUD\)](#); [Newman, Debra \(BUD\)](#); [Rose, Harvey \(BUD\)](#); [Docs, SF \(LIB\)](#); [CON-EVERYONE](#); [Reiskin, Ed \(MTA\)](#); [Sakelaris, Kathleen \(MTA\)](#); [Sue, Candace \(MTA\)](#); [Manglicmot, Timothy \(MTA\)](#); [Levenson, Leo \(MTA\)](#); [ogacevska@ccorpusa.com](#); [adewulf@ccorpusa.com](#); [ewatt@ccorpusa.com](#); [Thomas, John \(DPW\)](#); [skinnerp@samtrans.com](#); [Rewers, Jonathan \(MTA\)](#); [Chan, Jason \(DPW\)](#)  
**Subject:** Issued: 2014 Transportation and Road Improvement General Obligation Bonds Were Spent in Accordance With the Ballot Measure Through June 30, 2017  
**Date:** Wednesday, February 27, 2019 1:05:59 PM

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The Office of the Controller's City Services Auditor (CSA) today issued a report on its audit of 2014 Transportation and Road Improvement Bond expenditures. The audit found that expenditures through June 30, 2017, were spent in accordance with the ballot measure and that funds were not used for any administrative salaries or other general governmental operating expenses other than those specifically authorized in the ballot measure for such bonds.

To view the report, please visit our website at:

<http://openbook.sfgov.org/webreports/details3.aspx?id=2676>

This is a send-only e-mail address. For questions about the report, please contact Chief Audit Executive Tonia Lediju at [tonia.lediju@sfgov.org](mailto:tonia.lediju@sfgov.org) or 415-554-5393 or CSA at 415-554-7469.

Follow us on Twitter @SFController.

**From:** [Reports, Controller \(CON\)](#)  
**To:** [Calvillo, Angela \(BOS\)](#); [Mchugh, Eileen \(BOS\)](#); [BOS-Legislative Aides](#); [BOS-Supervisors](#); [Elsbernd, Sean \(MYR\)](#); [Fay, Abigail \(MYR\)](#); [Bruss, Andrea \(MYR\)](#); [Philhour, Marjan \(MYR\)](#); [Power, Andres \(MYR\)](#); [Kirkpatrick, Kelly \(MYR\)](#); [Valdez, Marie \(MYR\)](#); [Cretan, Jeff \(MYR\)](#); [Lynch, Andy \(MYR\)](#); [Karunaratne, Kanishka \(MYR\)](#); [alubos@sftc.org](#); [pkilkenny@sftc.org](#); [Campbell, Severin \(BUD\)](#); [Newman, Debra \(BUD\)](#); [Rose, Harvey \(BUD\)](#); [Docs, SF \(LIB\)](#); [CON-EVERYONE](#); [MYR-ALL Department Heads](#); [CON-Finance Officers](#); [gmetcalf@spur.org](#); [thart@sfcchamber.com](#); [jballesteros@sanfrancisco.travel](#); [Emerson, Taylor \(REC\)](#); [Zaverukha, Lydia \(REC\)](#); [Kern, Dennis \(REC\)](#); [Lambert, Michael \(LIB\)](#); [McClure, Randle \(LIB\)](#); [Tilney, John \(LIB\)](#); [Novotny, Michelle \(PUC\)](#); [Johnson, Alexandra \(PUC\)](#); [Franks, Erin \(PUC\)](#); [Lau, Fan \(PUC\)](#); [Wall, Megan \(DPH\)](#)  
**Subject:** Issued: Updated Livability Benchmarking Website  
**Date:** Wednesday, February 13, 2019 11:53:24 AM  
**Attachments:** [image001.png](#)  
[image002.png](#)  
[image003.png](#)

Today the Controller’s Office is releasing updated Libraries, Parks, and Environment dashboards on the [Livability Benchmarking section](#) of the [Performance Scorecards](#) website. Benchmarking San Francisco helps the public and policymakers understand how San Francisco compares to our peer cities and identify areas for further research and awareness. Explore the dashboards to see these trends:

- San Franciscans visit libraries at higher rates that almost all our peers.
- One hundred percent of San Franciscans live within walking distance of a park, which is the highest percentage of residents with park access out of all our peers. We also have a more than double the number of dog parks per residents, compared to peers.
- Air quality in San Francisco and many of our California peers has worsened in recent years.
- San Francisco continues to lead our peers in water conservation, with residents using 33 fewer gallons of water per day than residents in our California peer cities.

Visit <https://sfgov.org/scorecards/benchmarking/livability> to learn more.

**Library Overview**

The San Francisco Public Library (SFPL) operates 4 bookmobiles, 27 branch libraries, and a main library. In fiscal year 2016-17 (FY17), SFPL:

- Had more library visits per resident than almost all peers: 7 visits per resident annually
- Spent \$158 per resident annually, more money per resident than any of our peers
- Had about 48 percent of San Francisco residents registered as library borrowers, which is lower than the peer average of 53 percent
- Offered more programs than our peers on average, about 20 programs offered annually for every 1,000 residents

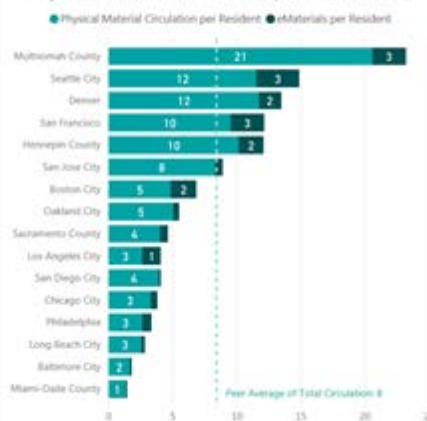
Click each box to see more data:



**Circulation**

In FY17, SFPL loaned out 10 physical materials per resident annually (books, magazines, DVDs, etc), which is higher than the peer average of 6 physical materials. In FY17 in San Francisco, 22% of materials loaned out were eMaterials, like eBooks, which are distributed online - this percentage is higher than our peers.

Physical & eMaterial Circulation per Resident, FY17



See more circulation data on the next slide ->



**Park Access & Park Personnel**

Parks are more than an aesthetic addition to the city: they are places where communities come together to learn, relax, and play. For the first time, in 2017 100% of San Franciscans lived within walking distance to a park (within a half mile). In 2017, the San Francisco Recreation and Parks Department devoted about 9 full-time equivalent personnel to parks for every 10,000 residents. This is more than the peer average.

Percent of Residents within Half Mile Walk to Park, 2017



Full-time Equivalent Personnel per 10,000 Residents, 2017



**Dog Play Areas**

Dog parks, also known as "off-leash dog areas," are one of the fastest growing park amenities in major US cities. San Francisco has 3.6 dog parks per 100,000 (human) residents, which is more than the peer average.

Dog Parks per 100,000 Residents, 2017



**What about park quality?**

While we don't have park quality measures for all our peers, San Francisco keeps track of park quality through quarterly park standards evaluations. You can read the most recent annual report here. Previous reports are available here.



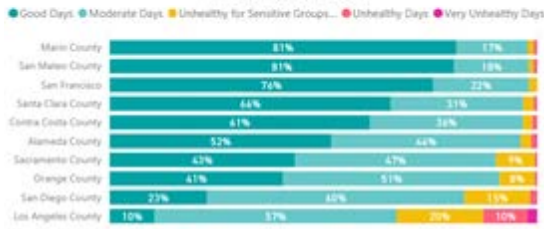
**Air Quality**

In 2017, San Francisco had 276 days of good air quality (76% of all days), which is higher than the overall peer average and the California peer average.

Choose a Year:



Air Quality Data, 2017



See air quality data for all peers on the next slide ->

**Change Over Time**

The percentage of days with good air quality fell from 2016 to 2017 for San Francisco and our peers. In California, this was likely the result of the 2017 wild fires. While 2018 isn't shown here, we expect this downward trend to continue for San Francisco and California peers as a result of the 2018 wild fires.

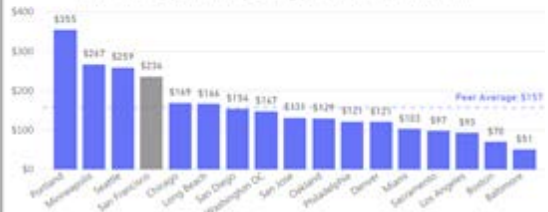
Percent of Days with Good Air Quality



**Park & Recreation Expenditures**

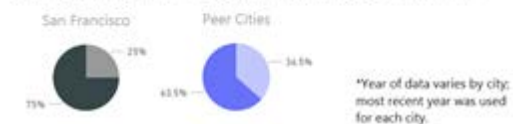
In fiscal year 2017, San Francisco spent more money per resident than most peers: \$236 per resident annually. While other organizations may invest in a city's parks, these expenditures are only for each city's parks department.

Total Parks Department Spending per Resident, FY16 or FY17\*



The Recreation and Parks Department (REC) spent a higher proportion on Operations (75% of spending) and a lower percentage on Capital Improvements (25% of spending) than our peers. San Francisco's capital improvement expenditures only include funds appropriated in REC's budget, and may not include some funds appropriated through other funding sources. For more information: Monthly Parks Capital reports.

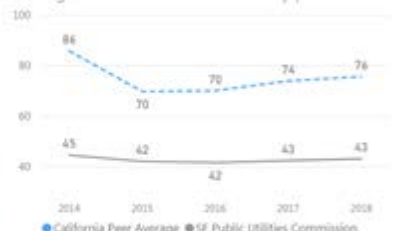
Spending on Operations vs. Capital Improvements, FY16 or FY17\*



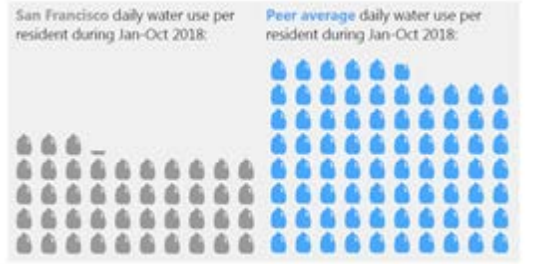
**Water Use**

San Francisco is a leader in water conservation nationwide. In Jan-Oct 2018, San Francisco residents used about 43 gallons of water a day. This is lower than our California peers who used 76 gallons a day.

Average Gallons of Water Used Daily per Resident



As shown below, each SF resident used about 33 fewer gallons of water per day than residents in our California peer cities.



Read more about San Francisco water conservation on the third slide ->

For questions about benchmarking, please contact:  
Natasha Mihal  
[natasha.mihal@sfgov.org](mailto:natasha.mihal@sfgov.org)  
415-554-7429

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This is a send-only e-mail address.



BOS-11

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BOARD OF SUPERVISORS  
SAN FRANCISCO

2019 FEB 28 AM 9:16

BY JB



London N. Breed, Mayor  
Philip A. Ginsburg, General Manager

February 27, 2019

Ms. Angela Calvillo  
Clerk of the Board of Supervisors  
City Hall, Room 244  
1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94102

Re: Report to the Board of Supervisors on the San Francisco Botanical Garden

Dear Madam Clerk:

Per Park Code Section 12.46 (d), attached is the Report from the Recreation and Park Department detailing admissions, revenue and expenses for the San Francisco Botanical Garden for Fiscal Year 2017 – 2018.

If you have any questions regarding this information, please contact me at (415) 831-2703.

Sincerely,

Derek L. Chu  
Director of Administration and Finance

Cc: Supervisor Sandra Lee Fewer  
Supervisor Rafael Mandelman  
Supervisor Catherine Stefani  
Linda Wong, Clerk of the Budget and Finance Committee





London N. Breed, Mayor  
Philip A. Ginsburg, General Manager

- Attendance Figures for San Francisco Residents, Non-San Francisco Residents, Holiday/Free Days & Early Hours, SFBGS Members, and Total Visitation - please see tables on page 3 of this report
- Department Capital Improvements and Operating Costs of the Botanical Garden

*RPD Capital*

		Project Description
FY 17-18	\$140,485	Botanical Garden Irrigation

*RPD Operating Costs*

	FY 17-18
Salaries	\$ 982,571
Fringe Benefits	\$ 490,107
Overhead	\$ 589,071
Materials and Supplies	\$ 27,297
Facility Maintenance	\$ 334,664
<b>Total Budget</b>	<b>\$2,423,710</b>

- Capital Improvements and Operating Costs Incurred by the Department and S.F. Botanical Garden Society Associated with the Collection of All Fees

*RPD Capital*

		Project Description
FY 17-18	\$0	No projects were completed in FY17-18

*RPD Operating Costs*

	FY 17-18
Reimbursement of SFBGS Fee Collection Expenses	\$393,264

- Revenue from Non-Resident Fee by: a) Point of Sale Gate Tickets and b) Actual Attendance from Packaged Sales with other Park Sites and Revenue from All Other Fees

	FY 17-18
<b>Total Revenue Collected</b>	<b>\$1,205,603</b>

Point of sale gate tickets are the only source of non-resident fee revenue at the Botanical Garden.



5. Number of Botanical Garden Society Members

	<b>FY 17-18</b>
SFBGS Members (Households)	2,963

6. Gifts, Donations and Services In-Kind Received by the Department and the Botanical Garden Society for the Botanical Garden

*Gifts and Donations to the Recreation and Park Department from SF Botanical Garden Society*

	<b>FY 17-18</b>
Funding for 11th Botanical Garden Gardener *	\$69,118
In-Kind Support: Curatorial, Nursery and Plant Collection Management	\$641,586
In-Kind Support: Garden Improvements	\$195,878
Nursery - Center for Sustainable Gardening Capital Campaign	\$87,071
In-Kind Support: Youth Education	\$338,089
In-Kind Support: Volunteer Management, Docent Program, Classes and Public Programs	\$619,732
In-Kind Support: Helen Crocker Russell Library of Horticulture	\$250,719
In Kind Support: Bookstore	\$237,011
In Kind Support: Outreach and Communications	\$623,811
<b>Total</b>	<b>\$3,063,014</b>

	<b>FY 17-18</b>
SFBGS Volunteer Hours	44,830

*Gifts and Donations to SF Botanical Garden Society*

	<b>FY 17-18</b>
Cash	\$1,736,726
In-Kind	\$315,474
<b>Total</b>	<b>\$2,052,200</b>

\* Payment based on weeks the position was filled.

SF Resident Visitation				
	FY 15	FY 16	FY 17	FY 18
July	14,047	33,298	38,159	40,764
Aug	13,666	16,878	15,255	14,219
Sept	13,931	16,150	17,189	16,505
Oct	14,322	14,372	15,037	13,024
Nov	11,785	14,353	13,229	12,016
Dec	8,682	7,766	9,893	12,513
Jan	15,536	11,573	11,410	13,463
Feb	17,302	24,995	13,412	20,049
Mar	19,925	16,028	21,545	17,532
April	15,579	20,025	21,392	20,752
May	13,378	19,308	19,739	18,631
June	15,329	18,434	17,571	18,259
Y. Ed	10,562	10,350	10,521	10,323
<b>Subtotal</b>	<b>184,044</b>	<b>223,530</b>	<b>224,352</b>	<b>228,050</b>

Non-Resident Visitation				
	FY 15	FY 16	FY 17	FY 18
July	16,214	23,399	23,311	30,966
Aug	16,515	17,923	14,293	16,609
Sept	11,293	13,046	13,822	14,378
Oct	9,243	10,807	9,764	10,257
Nov	7,103	8,097	7,505	7,541
Dec	5,921	6,285	7,479	9,291
Jan	7,641	6,522	6,235	7,634
Feb	10,158	13,434	7,937	12,447
Mar	13,762	12,883	13,422	14,265
April	12,538	14,086	16,927	16,321
May	12,597	15,839	16,269	16,951
June	13,852	13,955	16,250	16,455
Y. Ed	510	1,229	323	384
<b>Subtotal</b>	<b>137,347</b>	<b>157,505</b>	<b>153,537</b>	<b>173,499</b>

Holiday/Monthly Free Days & Early Hours				
	FY 15	FY 16	FY 17	FY 18
July	2,088	5,625	5,005	4,746
Aug	2,776	5,682	4,223	4,748
Sept	2,202	3,219	2,851	3,059
Oct	1,619	2,850	2,176	2,705
Nov	4,222	5,447	5,224	6,292
Dec	5,296	9,551	10,145	12,562
Jan	4,814	6,804	7,692	9,567
Feb	1,929	2,891	2,834	2,339
Mar	2,144	2,352	3,974	2,219
April	2,532	3,028	4,121	2,267
May	8,778	2,865	4,075	2,912
June	2,882	6,542	4,112	3,935
<b>Subtotal</b>	<b>41,282</b>	<b>56,856</b>	<b>56,432</b>	<b>57,351</b>

Total Visitation				
	FY 15	FY 16	FY 17	FY 18
July	32,349	62,322	66,475	76,476
Aug	32,957	40,483	33,771	35,576
Sept	27,426	32,415	33,862	33,942
Oct	25,184	28,029	26,977	25,986
Nov	23,110	27,897	25,958	25,849
Dec	19,899	23,602	27,517	34,366
Jan	27,991	24,899	25,337	30,664
Feb	29,389	41,320	24,183	34,835
Mar	35,831	31,263	38,941	34,016
April	30,649	37,139	42,440	39,340
May	34,753	38,012	40,083	38,494
June	32,063	38,931	37,933	38,649
Y. Ed	11,072	11,579	10,844	10,707
<b>Subtotal</b>	<b>362,673</b>	<b>437,891</b>	<b>434,321</b>	<b>458,900</b>

SFBGS Member Visitation				
	FY 15	FY 16	FY 17	FY 18
July	610	1,020	1,575	1,942
Aug	653	724	819	983
Sept	592	779	847	1,007
Oct	668	741	1,044	852
Nov	485	656	858	804
Dec	429	595	682	855
Jan	713	699	735	883
Feb	660	957	762	1,393
Mar	870	798	1,189	1,022
April	537	935	1,036	1,107
May	651	1,047	995	1,098
June	665	1,020	867	1,039
<b>Subtotal</b>	<b>7,533</b>	<b>9,971</b>	<b>11,409</b>	<b>12,985</b>

**Notes:**

1. Visitation tracked from start of non-resident admission fee program: August 7, 2010.
2. Member visitation included in Resident and Non-Resident figures.
3. Participation in SFBGS-sponsored family programs is captured in general visitation figures.
4. Monthly Free Day and Early Hour visitation began to be systematically tracked in September 2013. Holiday Free Day visitation began to be tracked in November 2014. Both are included in total visitation.

11-5092

February 26, 2019

Alaric Degrafinried, Director  
Office of Contract Administration  
City Hall, Room 430  
San Francisco, CA 94102

Patrick Mulligan, Director  
Office of Labor Standards Enforcement  
City Hall, Room 430  
San Francisco, CA

**Re: Sweatfree Procurement Advisory Group 2016-17 Report**

Dear Mr. Degrafinried and Mr. Mulligan,

Pursuant to the Section 12U.6(a)(c) of the Sweatfree Contracting Ordinance, the Sweatfree Procurement Advisory Group is required to submit a written report to the Directors of the Office of Contract Administration and the Office of Labor Standards Enforcement containing any recommendations on the administration, implementation, and enforcement of Chapter 12U and possible application to this Chapter of other goods.

On behalf of the Sweatfree Procurement Advisory Group, enclosed is a copy of the Sweatfree Procurement Advisory Group 2016-17 Report for your review.

If you have any questions concerning this report, please feel free to address any questions to the undersigned.

Sincerely,



Conchita Lozano-Batista, Chair  
Sweatfree Procurement Advisory Group

on behalf of the Sweatfree Procurement Advisory Group:  
Conchita Lozano-Batista, (Chair), Dave Marin (Vice-Chair), Julienne Fisher, Dr. John Logan, Conrad MacKerron, Yuval Miller, Jason Oringer, and Peg Stevenson.

cc: Mayor London N. Breed  
Board of Supervisors  
Angela Calvillo, Clerk to Board of Supervisors

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BOARD OF SUPERVISORS  
SAN FRANCISCO  
2019 FEB 27 PM 3:32  
BY [Signature]



SAN FRANCISCO SWEATFREE

PROCUREMENT ADVISORY GROUP

ANNUAL REPORT

**2016-2017**



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## EXECUTIVE SUMMARY

The Sweatfree Procurement Advisory Group (SPAG) submits this report of activities for calendar years 2016 and 2017. Our work during the period has been focused on trying to improve the City's ability to enforce the Sweatfree Ordinance through researching and discussing possible changes to how City contracts are solicited, scored and monitored. The Advisory Group notes that San Francisco continues to be a leader in the effort by local governments to fight sweatshop manufacturing through purchasing practices, research and advocacy. This report is a short summary of status and includes a variety of recommendations for 2018 and going forward.

The City's website at <http://www.sfgsa.org/index.aspx?page=434> has a complete set of information and reports on San Francisco's efforts including the text of the Sweatfree Ordinance, compliance and factory inspection reports performed under requirements of the Ordinance, and information for vendors who want to do business with the City.

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## HISTORY AND BACKGROUND ON SAN FRANCISCO'S SWEATFREE CONTRACTING

The City of San Francisco has a long-standing policy of working to support better manufacturing practices and labor conditions in the garment and textile industries. The City specifically established a “sweatfree” procurement policy and contracting effort in 2005 with the passage of Administrative Code Chapter 12U—the Sweatfree Ordinance. Since then the Ordinance has been strengthened and other policy changes have been instituted. The City’s efforts in this area include:

- Overall policy requirements that the City and all its departments evaluate the companies and vendors that sell garments and textiles and related goods to the City and make a broad effort to avoid participating in sweatshop manufacturing. To this end, the Sweatfree Ordinance insures that the City work to buy from and reward vendors who do not conduct or participate in sweatshop manufacturing and who make a strong effort to gather and disclose complete information about their supply chain.
- A scoring and evaluation process for commodities subject to the Sweatfree Ordinance. The scoring affirms compliance with the City’s core requirements regarding wages and working conditions for vendors. The system rates vendor bids on the level of disclosure and completeness about their supply chain and the supply chains of their subcontractors. The City’s Office of Contract Administration administers this procurement and scoring process with assistance from the Office of Labor Standards Enforcement (see Section 3 and Section 4 below).
- A factory inspection effort. This effort was suspended during much of this reporting period while the City’s contract with an inspector organization lapsed. A new contract has now been executed between the City and the *Worker’s Rights Consortium* to conduct onsite evaluations of suppliers and report on their factory conditions, worker treatment and related issues (See Section 5 below). We anticipate productivity in this area during 2018.
- An advisory committee of citizens and city departments, the Sweatfree Procurement Advisory Group which reviews and makes recommendations regarding the City’s enforcement and compliance with the Code. The Committee works to encourage participation by the City in other efforts to reduce sweatshop manufacturing and disclose clothing and textile manufacturing conditions.

- The City is part of a group of governments working together as the Sweatfree Purchasing Consortium. Participating governments include; the City of Los Angeles, Berkeley, Seattle, Portland, Milwaukee, Austin, Santa Fe and others. See information at <http://buysweatfree.org/>
- An initiative begun in December 2013 by the Mayor and members of the Board of Supervisors to support the local textile and garment manufacturing industry in San Francisco. Working with industry partner SFMade, the City proposed changes to the Planning Code which facilitate zoning and protect space for light industrial activities and otherwise support a resurgence in urban light manufacturing.



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## CITY PROCUREMENT PROCESSES, SWEATFREE CONTRACTING AND NEW APPROACHES

The Sweatfree Ordinance covers “all items of cloth that are produced by weaving, knitting, felting sewing, or similar production processes.” This product category includes, but is not limited to cloth, sheets, pillows, pillow cases, towels, blankets, comforters, bath mats, mattress covers, table linens, cloth napkins, cleaning cloths, draperies, upholstery, rugs, and entrance mats. The Office of Contract Administration is in charge of writing specifications, conducting procurement processes and awarding contracts, with the assistance of other city department staff.

After an initial period in which no suppliers were able to meet the Sweatfree Ordinance threshold requirements and therefore all garment and textile vendors effectively received waivers, San Francisco amended the ordinance in 2007 to create an evaluation system to allow relative rating of bids. In summary, the point systems rewards vendors that meet the City’s core requirements such as compliance with labor rights and standards on minimum wages, overtime, and working conditions but also rewards those which furnish complete information on their suppliers including listing all contractors and subcontractors. Disclosures show the contract dollar values for subcontractors, factory locations, contact information, and link the disclosures to the City’s right to inspect those factories and facilities.

There are multiple levels of disclosure requested in the City’s compliance forms and vendors can improve their bid score by supplying information about additional links in their supply chain. The OCA administers this point system which is applied to all procurement processes subject to the Sweatfree Ordinance. Out of a 100 point total, 30 points can be awarded for complete supply chain disclosure and 15 points for guaranteeing the City’s right to inspect factories. This approach has helped differentiate between companies which are making an effort to provide information and thereby help bring their supply chain into compliance from those which are not.

After a bid is awarded, OCA’s process includes an update of compliance at each annual milestone of the contract period. The update consists of OCA going back to the vendor and asking again that the vendor provide and update their supply chain information.

The scoring and update processes have improved the City's ability to compare among bids and encourage the supplier industry to disclose. However, there are substantial weaknesses in the process. The SPAG has worked steadily to seek changes to the bid scoring and disclosures structure in the hopes that new information, independent certification processes and other changes in the industry offer improvements in this area.

During calendar year 2016 and 2017, SPAG worked with a Fellow assigned to this area by the Office of Contract Administration. The Fellow performed detailed research on industry conditions, certification and compliance models, and the effects of these on the apparel industry. Using this research, the SPAG reviewed Federal models (the Berry Act, the Kissell Amendment and the Buy American Act) for their applications to San Francisco. The SPAG reviewed apparel industry and independent certification models (the Worldwide Responsible Accredited Production [WRAP], Social Accountability International [SAI], Fair Trade USA, Workers Rights Consortium certification, Free2Work, the Higg Index).

Using this research, SPAG considered a variety of models which would use these tools and certifications to try to address the weaknesses, or replace altogether, the City's current bid solicitation and scoring processes. None of these models however provided the SPAG with an approach that sufficiently matched the goals of the Sweatfree Ordinance while meeting the practical demands of the City's need to purchase commodities. We observed that the certification models in the apparel industry are improving over time and can likely offer San Francisco new tools in the future.



## CONTRACTS CURRENTLY SUBJECT TO THE SWEATFREE ORDINANCE

The Office of Contract Administration provides a periodic report to the SPAG showing all contracts that are subject to the Sweatfree Ordinance—their commodity type, status, value, bid and renewal period, and other information. During 2016 and 2017, the SPAG has worked with staff in the OCA to improve this report and the spreadsheet that OCA maintains now has more complete data. We appreciate the OCA’s staff effort in this area.

As of the end of calendar year 2017, nine term contracts totaling approximately \$11 million worth of purchases of uniforms, inmate clothing, towels, mops, mats, and other items are subject to and have been scored and awarded using the Sweatfree Ordinance and OCA’s point system analysis. Two additional term contracts were under bid processes.

As shown below in the sample lines from an OCA report, in some cases City contracts have been awarded to vendors whose compliance score is very low. This can occur where other more compliant vendors are not able to meet another City standards or criteria such as quality or price. This is an indicator of the need for requiring and improving the Compliance Plans that become part of vendor contracts.

OCA Sweatfree Contract Status Report 2017 – Sample – For Information Purposes

Vendor	City Agency	Commodity	Compliance Score	Annual Amount
Galls LLC	Police Dept.	Uniforms & equipment	46.9	\$596,000
Galls LLC	various	Ballistic vests	79.4	\$750,000
Alsco Inc	various	Garment rental	100	\$1,500,000
Aramark	various	Garment rental	68	\$1,500,000

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## RECOMMENDATIONS AND WORKPLAN FOR 2018

Following on our research and discussion processes in 2016 and 2017, the SPAG discussed and has set up a workplan around the following recommendations:

- The SPAG recommends that the OCA set minimum threshold compliance scores that disqualify bidding companies. The thresholds should disqualify companies that say no to substantive questions in the compliance forms related to important core requirements including wages, hours and overtime, and labor rights clauses.
- The SPAG recommends that the annual update of compliance scores for existing awarded contracts be clarified and strengthened. The OCA could specify a minimum standard such as collecting and reporting labor information for an additional number of suppliers or percentage of suppliers relative to the original information that was submitted with the bid. These specifications can appropriately be included in the Compliance Plan which is an element of the contract.
- For contracts that have a renewal clause, the SPAG recommends that in order to renew a contract, the City require a minimum threshold of 20% improvement in the Sweatfree compliance score overall and also a categorical improvement – meaning gains in both disclosure-related points and in points related to the City’s core requirements.
- The SPAG continues to be interested in substantive changes to the scoring process. We will work with OCA to design and propose changes that reward sweatfree manufacturing more directly and focus less on disclosure as the primary measure of compliance.

## APPENDIX

### PRIOR EVALUATIONS OF COMPLIANCE THROUGH DIRECT FACTORY INSPECTIONS

The Sweatfree Contracting Ordinance provides that the City can contract with an independent non-profit organization to assist in monitoring contractors' compliance. The City contracted with the *Worker's Rights Consortium* from 2007 to 2015, and during that time the organization conducted five investigations, summarized below, of compliance with the Ordinance at factories that produce City apparel. These reports were publicized on the SFGOV website and were shared with other municipalities in the Sweatfree Consortium.

- (1) **Productora Clinimex (Mexico)** – The WRC's assessment in 2010 identified noncompliance with the Sweatfree Contracting Ordinance's requirements in the areas of freedom of association, legally mandated benefits, wages and hours (with respect to voluntary overtime and the City's non-poverty wage requirement), harassment and abuse of employees, and occupational health and safety. The WRC issued recommendations for corrective action, and Productora Clinimex responded fairly positively, agreeing to take meaningful corrective action in most areas where noncompliance was identified. However, the City, for unrelated reasons, did not place further orders with the factory, and, accordingly, the WRC was not able to conduct a follow-up assessment to determine whether the factory fulfilled these commitments.
- (2) **ITIC Apparel (Dominican Republic)** - The WRC's factory assessment in 2012 found that ITIC Apparel violated the Sweatfree Contracting Ordinance's requirements in the areas of wages and hours (with respect to the City's non-poverty wage requirement, overtime and pay errors), freedom of association, harassment and abuse (including sexual harassment), legally mandated benefits, and occupational health and safety. ITIC apparel initially agreed to work with the WRC to correct the violations, but subsequently failed to fulfill this commitment. The the City vendor purchasing apparel from the factory, Robinson Textiles, refused to require the factory to remedy the violations, and the City ultimately ceased doing business with Robinson Textiles.
- (3) **Alamode (Honduras)** - The WRC's assessment in 2012 uncovered violations of the Sweatfree Contracting Ordinance in the areas of occupational health and safety, legally mandated health care benefits, wages and hours, legally mandated terminal benefits (severance pay), harassment and abuse, and freedom of association, as well as efforts by factory management to interfere with the WRC's investigation. Fechheimer, prime contractor to City vendor Galls, met with WRC and the City in December 2013 and agreed to ten steps to improve conditions at Alamode including training on worker rights, accident reporting and enrollment of workers in Honduras' national health care program.

- (4) **Industrias Sinteticas (El Salvador)** – The WRC conducted an assessment of the factory in September 2013 and has submitted a report of its findings and recommendations.
  
- (5) **SMC (Dominican Republic)** – The WRC conducted an assessment of the factory in September 2013 and submitted a report of its findings and recommendations.



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## SWEATFREE PROCUREMENT ADVISORY GROUP MEMBERSHIP

- Conchita Lozano-Batista (Chair)
- Dave Marin (Vice-Chair)
- Julienne Fisher
- John Logan
- Conrad Mackerron
- Yuval Miller
- Jason Oringer
- Peg Stevenson

**From:** [Board of Supervisors, \(BOS\)](#)  
**To:** [BOS-Supervisors](#); [BOS Legislation, \(BOS\)](#)  
**Subject:** FW: California Bankers Association Letter Re: Resolution on Public Banking  
**Date:** Wednesday, February 20, 2019 1:56:00 PM  
**Attachments:** [image001.png](#)  
[SF Board of Supervisors Ltr-Public Bank.pdf](#)

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**From:** Dee Peach <dpeach@CalBankers.com>  
**Sent:** Wednesday, February 20, 2019 12:54 PM  
**To:** Board of Supervisors, (BOS) <board.of.supervisors@sfgov.org>  
**Subject:** California Bankers Association Letter Re: Resolution on Public Banking

This message is from outside the City email system. Do not open links or attachments from untrusted sources.

Good afternoon,

Attached please find a letter regarding Resolution on Public Banking, to be distributed to the Board of Supervisors.

Please let us know if you have any questions.

Kind regards,

Dee



**Dee Peach**  
Senior Legislative Assistant  
California Bankers Association  
1303 J Street, Suite 600 | Sacramento, CA 95814  
T: (916) 438-4419  
F: (916) 438-4319  
Connect: [Website](#) | [Twitter](#) | [LinkedIn](#)





February 20, 2019

Members of the San Francisco Board of Supervisors  
1 Dr. Carlton B. Goodlett Place  
City Hall, Room 244  
San Francisco, Ca. 94102-4689

RE: San Francisco Public Bank

Dear Members of the Board of Supervisors:

Earlier this month, the San Francisco Board of Supervisors unanimously approved a resolution urging California State legislators to enact legislation amending the Government Code to enable local agencies to create public banks through an option for a public banking charter. The resolution cataloged a variety of reasons a public entity is preferable to private commercial banks, including the ability of a public bank to achieve sustainable community investments (i.e., affordable housing, small business development, loans to low-income households, public transit, infrastructure and renewable energy).

We maintain our view that establishing a public bank at the municipal level is unnecessary given the numerous choices in the financial services marketplace. According to the Federal Reserve, in the San Francisco area alone, community banks with assets under \$5 billion have generated more than \$44 billion dollars in loans during the past year. We remain unconvinced that a public bank in San Francisco can achieve an equal level of commitment to the community as the 58 FDIC-insured banks operating in the city.

Beyond banking services where we help customers save, invest for their future, and borrow, our members provide employment opportunities for residents of the city, and pay taxes to support the city's general fund. We are proud of the work that our member banks do throughout the San Francisco area. Bankers in the city routinely volunteer hours of community service and make significant philanthropic financial donations to various non-profit organizations. Our members play a valuable role in local economic development, including the financing of renewable energy projects and affordable housing programs that support the homeless, low-to-moderate income individuals and veterans.

The resolution also refers to North Dakota as a model for public banking. We would like to remind you that North Dakota's annual GDP for the last reportable year (2017) is just under \$51 billion dollars, while San Francisco's GDP for the same year is more than \$500 billion. The level of complexity and cost involved in operating a public bank for the city of San Francisco far exceeds that of North Dakota, which saw its public bank lose money for 12 years before breaking even.

Banks in San Francisco are deeply committed to their community and to moving the local economy forward. We invite you to see the social impact that banks are having in their communities at [www.calbankers.com/socialimpact](http://www.calbankers.com/socialimpact). Please feel free to contact me directly at [jlane@calbankers.com](mailto:jlane@calbankers.com) or (916) 438-4420 if you have any questions.

Sincerely,



Jason Lane  
VP & Deputy Director of Government Relations

JL:dp

cc: The Honorable David Chiu, California State Assembly  
The Honorable Scott Wiener, California State Senate

**From:** [Rocky Rushing](#)  
**To:** [Peskin, Aaron \(BOS\)](#); [Breed, Mayor London \(MYR\)](#)  
**Cc:** [Brown, Vallie \(BOS\)](#); [Fewer, Sandra \(BOS\)](#); [Haney, Matt \(BOS\)](#); [MandelmanStaff, \[BOS\]](#); [Mar, Gordon \(BOS\)](#); [Ronen, Hillary](#); [Safai, Ahsha \(BOS\)](#); [Stefani, Catherine \(BOS\)](#); [Walton, Shamann \(BOS\)](#); [Yee, Norman \(BOS\)](#); [Angela.Cavalo@sfgov.org](mailto:Angela.Cavalo@sfgov.org); [Board of Supervisors, \(BOS\)](#)  
**Subject:** Proposed TNC taxation ballot measure  
**Date:** Friday, March 1, 2019 1:46:08 PM  
**Attachments:** [Breed-Peskin letter re AB 1184 letterhead\[2305843009216852150\].pdf](#)

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This message is from outside the City email system. Do not open links or attachments from untrusted sources.

Dear Mayor Breed and Supervisor Peskin,

On behalf of Coalition for Clean Air, Environment California and NRDC, please see the attached letter regarding the proposed TNC ballot measure authorized by AB 1184 (Ting). Thank you for your consideration.

Rocky Rushing  
Senior Policy Advocate  
Coalition of Clean Air  
(916) 527-8050

Sent from [Mail](#) for Windows 10



DATE

The Honorable Mayor London Breed  
City Hall, Room 200  
1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94102

The Honorable Aaron Peskin  
City Hall, Room 244  
1 Dr. Carlton B. Goodlett Place  
San Francisco, Ca 94102-4689

Dear Madam Mayor Breed and Supervisor Peskin,

Last September, Governor Brown signed Assembly Bill 1184 (Ting) authorizing San Francisco to raise funds for transportation infrastructure through a new tax on transportation network companies such as Uber and Lyft, in addition to autonomous vehicles used commercially in a ridesharing service.

Many in the environmental community were involved in the development of this legislation and supported its passage, as you did as well. As you know, the bill authorizes the city to tax net rider fares between 1.5 percent to 3.25 percent - ultimately to be approved or rejected by voters at the ballot - with lower rates intended to encourage shared rides. The bill also explicitly allows the city to go below that band to incentivize rides in zero-emission vehicles (ZEVs). We strongly encourage the city to do so.

The widespread adoption and use of zero-emission vehicles, particularly in ridesharing, is critical to reducing greenhouse gas emissions, providing citizens clean air to breathe, lessening our dependence on fossil fuels, and reducing congestion. Moreover, a shared electric transportation system is critical to achieving California's ambitious ZEV objectives, its climate goals, and San Francisco's own 0-80-100-Roots climate action strategy.

Simply put, we must change what we drive. Today, 99 percent of vehicles on the road burn fossil fuels. Carbon dioxide emissions are the primary cause of global warming and transportation is the top source of this nation's, this state's, and this city's carbon pollution. A tax

measure that does not differentiate based on a vehicle's drivetrain is a subsidy for the status quo.

The authorizing legislation, A.B. 1184, originated as a measure to reduce greenhouse gas emissions, and in its enacted form sends a clear message to encourage zero-emission rides through a strong differentiated price signal. **We strongly encourage the city to meet this objective by exempting shared zero emission rides from the net rider tax, while setting a near-zero rate for other ZEV trips.**

We need to speed the introduction of zero-emission vehicles and shared mobility fleets are the fastest way to do so. More and more people are choosing ridesharing as their preferred method of travel and this bill, to be put before the Board of Supervisors and ultimately the voters, is an opportunity to encourage the advancement of green ridesharing, while at the same time funding needed investments in transportation infrastructure.

At a time when federal leadership is absent, cities like San Francisco have to pave the way forward. San Francisco stepped forward as a national leader a decade ago by moving to electrify its taxi fleet. Encouraging the next wave of vehicle electrification is before us and San Francisco has a chance to set the national standard for how cities approach this growing segment of passenger travel.

This opportunity should not be missed. San Francisco can fund needed transportation infrastructure while encouraging the type of transportation system critical to meeting this city and state's stated climate objectives, while moving our country in the right direction.

You have long been champions of our shared environmental objectives. Leveraging an unambiguous pricing tool would send a clear signal about the city's transportation priorities and encourage industry to prioritize ZEV transportation. Critically, it is important to point out that any additional costs incurred by ZEVs is a subsidy for carbon emitting vehicles. Strong pricing differentiation is necessary to encourage the needed shift.

The issue will be placed before voters on the November 2019 ballot. We strongly encourage the Board to take advantage of this opportunity to encourage the transition to the zero-emission transportation future we need and deserve.

Sincerely,

Rocky Rushing  
Senior Policy Advocate  
Coalition for Clean Air

Dan Jacobson  
State Director  
Environment California

Max Baumhefner  
Senior Attorney  
National Resources Defense Council

CC: Honorable Vallie Brown  
Honorable Sandra Lee Fewer



Honorable Matt Haney  
Honorable Rafael Mandelman  
Honorable Gordon Mar  
Honorable Hillary Ronen  
Honorable Ahsha Safai  
Honorable Catherine Stefani  
Honorable Shamann Walton  
Honorable Norman Yee