



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: Matt Haney, Ahsha Safai, Gordon Mar

Clerk: Brent Jalipa (415) 554-7712

Wednesday, February 2, 2022

10:30 AM

Regular Meeting

Present: 3 - Matt Haney, Ahsha Safai, and Gordon Mar

The Budget and Finance Committee met in regular session through videoconferencing, and provided public comment through teleconferencing, on Wednesday, February 2, 2022, with Chair Matt Haney presiding. Chair Haney called the meeting to order at 10:34 a.m.

Remote Access to Information and Participation

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) 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: brent.jalipa@sfgov.org; all comments received will be made a part of the official record. Regularly-scheduled Budget and Finance Committee Meetings begin at 10:30 a.m. every Wednesday 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 Haney, Vice Chair Safai, and Member Mar were noted present. A quorum was present.

COMMUNICATIONS

*Brent Jalipa, Clerk of the Budget and Finance Committee, instructed members of the public to contribute live comments for up to two minutes, unless otherwise stated, by dialing the provided telephone number. When connected, they will receive another prompt, dial * 3 to be added to the queue to speak. Make sure to call from a quiet location, speak clearly and slowly, and turn down their television, radio, or streaming device, and that written comments may be submitted through email to the Committee Clerk (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

211306 [Grant Agreement - Urban Alchemy - Emergency Shelter - Not to Exceed \$18,736,820]

Sponsor: Mayor

Resolution approving a grant agreement between Urban Alchemy and the Department of Homelessness and Supportive Housing for emergency shelter operations and support services serving approximately 250 adults experiencing homelessness at the property located at 711 Post Street, for a total term of February 1, 2022, through June 30, 2024, for a total not to exceed amount of \$18,736,820 pursuant to Charter, Section 9.118(b); affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with General Plan, and the eight priority policies of Planning Code, Section 101.1.

(Fiscal Impact)

12/14/21; RECEIVED AND ASSIGNED to Budget and Finance Committee.

01/05/22; CONTINUED. Heard in Committee. Speakers: Supervisor Aaron Peskin (Board of Supervisors); Emily Cohen (Department of Homelessness and Supportive Housing); Nicolas Menard (Office of the Budget and Legislative Analyst); provided an overview and responded to questions raised throughout the discussion. Del Seymour; Corey Smith (Housing Action Coalition); Kira; Jim Chapel; Emily Lane; Vanessa ; David Marceau; Lilliana Oher; Gloria Berry; Zack Lipton; Robert Fruchtman; Patricia Del Grand; Raul Maldonado; spoke in support of the hearing matter. Speaker; Speaker; Kevin Feely; Susan Walsh (Lower Nob Hill Neighborhood Alliance); Tal Junstisill; Speaker; Kevin Carroll (Hotel Council of San Francisco); Shelly Bradford Bell; Speaker; Speaker; Ian Bevilacqua (Lower Nob Hill Neighborhood Alliance); Evelyn; Matt Jenkins (Courtyard by Marriott); Audrey Smith; Speaker; Cynthia; Gwendolyn Wright; Jason; Speaker; Sandeep; Joe Blake; John Anderson (J.W. Marriott); Speaker; Lind Lucall; spoke in opposition to the hearing matter. Speaker; Francisco DaCosta; shared various concerns neither in support nor opposition relating to the hearing matter.

Heard in Committee. Speakers: Emily Cohen and Shireen McSpadden, Director (Department of Homelessness and Supportive Housing); Supervisor Aaron Peskin (Board of Supervisors); provided an overview and responded to questions raised throughout the discussion. Johnathan Bonato; Annette Billingsley; Evelyn Messenger; Linda Chapman; Mark Jenkins, General Manager (Courtyard Marriott); Eliana Binder (GLIDE); Susan Brown; Susan Walsh and Ian Bevilacqua (Lower Nob Hill Neighborhood Alliance); Julie; Jennifer Friedenbach (Coalition on Homelessness); shared various concerns relating to the hearing matter. Zach Lipton; Ms. Nikki Childs; Emma Jarvis (St. Anthony's Foundation); Scott Simmons (Sierra Club); Mary Kate Bacalao (Compass Family Services); Dr. Allen Cooper (Department of Aging and Adult Services Advisory Committee); Speaker; Jim Chapell and Corey Smith (San Francisco Housing Coalition); Cal Tungstill; Alan Billingsley; Steve Marzo; Olivia Glowacki; spoke in support of the hearing matter. Kevin Bealy; Tricia; David Cheek; Speaker; Andrew Lang; George Moffin; Speaker; Speaker; Ian Bevilacqua; Speaker; Michael; Francisco Da Costa; Derek de Weiss; Speaker; Terry Levy; spoke in opposition to the hearing matter.

Chair Haney moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, on Page 3, Lines 4-8 to read 'WHEREAS, The Department of Building Inspection (DBI) reviewed this semi-congregate shelter program at 711 Post Street and determined this proposed use complies with Administrative Code Chapter 41, the Residential Hotel Unit Conversion and Demolition Ordinance, a copy of said DBI compliance letter is on file with the Clerk of the Board in File No. 211306; and'. The motion carried by the following vote:

Ayes: 3 - Haney, Safai, Mar

(Fiscal Impact)

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

Ayes: 3 - Haney, Safai, Mar

Chair Haney requested File Nos. 211290 and 211291 be called together.

211290 [General Obligation Bond Election - Muni Reliability and Street Safety - \$400,000,000]

Sponsors: Mayor; Walton, Mandelman, Safai, Haney, Mar and Melgar

Ordinance calling and providing for a special election to be held in the City and County of San Francisco on Tuesday, June 7, 2022, for the purpose of submitting to San Francisco voters a proposition to incur the following bonded indebtedness of the City and County: \$400,000,000 to finance the costs of construction, acquisition, and improvement of certain transportation, street safety and transit related capital improvements, and related costs necessary or convenient for the foregoing purposes; authorizing landlords to pass-through 50% of the resulting property tax increase to residential tenants under Administrative Code Chapter 37; applying provisions of Administrative Code Section 6.27, requiring certain funded projects to be subject to a Project Labor Agreement; providing for the levy and collection of taxes to pay both principal and interest on such bonds; incorporating the provisions of Administrative Code, Sections 5.30 - 5.36 setting certain procedures and requirements for the election; finding that the proposed bond is not a project under the California Environmental Quality Act (CEQA); and finding that the proposed bond is in conformity with the eight priority policies of Planning Code, Section 101.1(b), and with the General Plan consistency requirement of Charter, Section 4.105, and Administrative Code, Section 2A.53.

(Pursuant to California Government Code, Sections 43607 and 43608, this matter shall require a vote of two-thirds (8 votes) of all members of the Board of Supervisors to approve passage of this Ordinance.)

(Fiscal Impact)

12/14/21; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 1/13/2022.

12/22/21; REFERRED TO DEPARTMENT. Referred to Planning Department for environmental review; Office of the Controller for financial analysis report; and Mayor's Office, Office of the City Attorney, Department of Elections, Ethics Commission, and the Municipal Transportation Agency for reports and/or comments, pursuant to Rules of Order 2.22.4. Referred to Planning Department for determination of consistency with the City's General Plan.

12/28/21; RESPONSE RECEIVED. Not defined as a project under CEQA Guidelines Sections 15378 and 15060(c)(2).

01/26/22; AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. Heard in Committee. Speakers: Gwyneth Borden, Chair, (San Francisco Municipal Transportation Agency Board of Directors); Jonathan Rewers (San Francisco Municipal Transportation Agency); provided an overview and responded to questions raised throughout the discussion. Mark Gleason; Brian Haagsman (Walk San Francisco); spoke in support of the hearing matter. Barry Taranto spoke in opposition to the hearing matter. David Pilpel; spoke on various concerns relating to the hearing matter.

Supervisors Safai, Haney, and Mar requested to be added as co-sponsors.

01/26/22; CONTINUED AS AMENDED.

Heard in Committee. Speakers: Joel Ramos (San Francisco Municipal Transportation Agency); Nicolas Menard (Office of the Budget and Legislative Analyst); provided an overview and responded to questions raised throughout the discussion. Eileen Boken spoke in opposition to the hearing matter. Zach Lipton spoke in support of the hearing matter.

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

211291 [General Obligation Bond Election - Muni Reliability and Street Safety]**Sponsors: Mayor; Walton, Mandelman, Safai, Haney, Mar and Melgar**

Resolution determining and declaring that the public interest and necessity demand the construction, acquisition, improvement, and retrofitting of transportation, street safety and transit related improvements, and other critical infrastructure and facilities for transportation system improvements and safety improvements and related costs necessary or convenient for the foregoing purposes; authorizing landlords to pass-through 50% of the resulting property tax increase to residential tenants under Administrative Code, Chapter 37; providing for the levy and collection of taxes to pay both principal and interest on such bonds; incorporating the provisions of Administrative Code, Sections 5.30-5.36; setting certain procedures and requirements for the election; finding that the proposed bond is not a project under the California Environmental Quality Act (CEQA); and finding that the proposed bond is in conformity with the eight priority policies of Planning Code, Section 101.1(b), and with the General Plan consistency requirement of Charter, Section 4.105, and Administrative Code, Section 2A.53.

(Pursuant to California Government Code, Sections 43607 and 43608, this matter shall require a vote of two-thirds (8 votes) of all members of the Board of Supervisors to approve passage of this Resolution.)

(Fiscal Impact)

12/14/21; RECEIVED AND ASSIGNED to Budget and Finance Committee.

01/26/22; CONTINUED. Heard in Committee. Speakers: Gwyneth Borden, Chair, (San Francisco Municipal Transportation Agency Board of Directors); Jonathan Rewers (San Francisco Municipal Transportation Agency); provided an overview and responded to questions raised throughout the discussion. Mark Gleason; Brian Haagsman (Walk San Francisco); spoke in support of the hearing matter. Barry Taranto spoke in opposition to the hearing matter. David Pilpel; spoke on various concerns relating to the hearing matter.

Supervisors Safai, Haney, and Mar requested to be added as co-sponsors.

Heard in Committee. Speakers: Joel Ramos (San Francisco Municipal Transportation Agency); Nicolas Menard (Office of the Budget and Legislative Analyst); provided an overview and responded to questions raised throughout the discussion. Eileen Boken spoke in opposition to the hearing matter. Zach Lipton spoke in support of the hearing matter.

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

Ayes: 3 - Haney, Safai, Mar

Chair Haney requested File Nos. 211305 and 211295 be called together.

211305 [Lease and Management Agreement Amendment - Botanical Garden Society - Botanical Garden, Japanese Tea Garden, and Conservatory of Flowers in Golden Gate Park]

Sponsor: Mayor

Resolution approving and authorizing an amendment to the Lease and Management Agreement between the Recreation and Park Department and the San Francisco Botanical Garden Society for the San Francisco Botanical Garden in Golden Gate Park, to also include the Japanese Tea Garden and the Conservatory of Flowers as part of the leased premises (which shall be known collectively as "the Gardens of Golden Gate Park"), to commence upon approval by the Board of Supervisors. (Recreation and Park Department)

12/14/21; RECEIVED AND ASSIGNED to Budget and Finance Committee.

01/26/22; CONTINUED. Heard in Committee. Speakers: Carol Lazune; Rachel Norton (California State Parks Foundation); Hanley Chan and Nicholas Rusanoff (San Francisco Veterans Affairs Commission); Delle Maxwell and Lisa Serwin (San Francisco Botanical Gardens Society); Courtney Ellington, Charles Baker, James McGonkey, and Jerry Rentin (OneVet OneVoice); Eddie Ramirez; Don; Laura Youdin; spoke in support of the hearing matter. Harry Pariser; spoke in opposition of the hearing matter.

Heard in Committee. Speakers: Manu Pradhan (Office of the City Attorney); Ashley Groffenberger (Mayor's Office); Eric Andersen and Sarah Madland (Recreation and Park Department); provided an overview and responded to questions raised throughout the discussion. Sarah Ryan; Michael McKechney; James; Carol; Don Baldocchi; Crispin Donald; Walter Asata; Hanley Chan and Nicholas Rusanoff (Veterans Affairs Commission); Eddie Ramirez; Courtney Ellington (OneVet One Voice); Lisa Serwin, Delle Maxwell, Board Chair, Jessa Barzelay, and Jane Chin (San Francisco Botanical Garden Society); Don McCoy; Charles Baker; Eric Brooks; Countess Azore; Lucy Fisher; Harvey Chapman; spoke in support of the hearing matter. Harry Pariser; spoke in opposition to the hearing matter.

Chair Haney moved that this Resolution be CONTINUED to the Budget and Finance Committee meeting of February 9, 2022. The motion carried by the following vote:

Ayes: 3 - Haney, Safai, Mar

211295 [Park Code - Admission Fees at the Gardens of Golden Gate Park]**Sponsors: Mayor; Mar**

Ordinance amending the Park Code to waive fees for admission by San Francisco residents to the Japanese Tea Garden and the Conservatory of Flowers; to authorize the Recreation and Park Department to waive or discount other admission fees at these facilities as well as at the San Francisco Botanical Garden (all three collectively, "the Gardens"); to fund these changes by reauthorizing the Recreation and Park Department to set admission fees for non-resident adults at the Gardens through flexible pricing, based on certain factors and to ensure consistency among all three Gardens; and affirming the Planning Department's determination under the California Environmental Quality Act.

12/14/21; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 1/13/2022.

01/03/22; REFERRED TO DEPARTMENT. Referred to the Planning Department for environmental review.

01/26/22; CONTINUED. Heard in Committee. Speakers: Carol Lazune; Rachel Norton (California State Parks Foundation); Hanley Chan and Nicholas Rusanoff (San Francisco Veterans Affairs Commission); Delle Maxwell and Lisa Serwin (San Francisco Botanical Gardens Society); Courtney Ellington, Charles Baker, James McGonkey, and Jerry Rentin (OneVet OneVoice); Eddie Ramirez; Don; Laura Youdin; spoke in support of the hearing matter. Harry Pariser; spoke in opposition of the hearing matter.

Heard in Committee. Speakers: Manu Pradhan (Office of the City Attorney); Ashley Groffenberger (Mayor's Office); Eric Andersen and Sarah Madland (Recreation and Park Department); provided an overview and responded to questions raised throughout the discussion. Sarah Ryan; Michael McKechny; James; Carol; Don Baldocchi; Crispin Donald; Walter Asata; Hanley Chan and Nicholas Russanoff (Veterans Affairs Commission); Eddie Ramirez; Courtney Ellington (OneVet One Voice); Lisa Serwin, Delle Maxwell, Board Chair, Jessa Barzelay, and Jane Chin (San Francisco Botanical Garden Society); Don McCoy; Charles Baker; Eric Brooks; Countess Azore; Lucy Fisher; Harvey Chapman; spoke in support of the hearing matter. Harry Pariser; spoke in opposition to the hearing matter.

Supervisor Mar requested to be added as a co-sponsor

Member Mar moved that the Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE, on Page 1, Lines 7-8, by inserting 'to require the Recreation and Park Department to begin waiving admission fees for Veterans at the Gardens; to;' after 'Gardens'; on Page 2, Line 23 through Page 3, Line 17, by adding 'Section 3. Article 2 of the Park Code is hereby amended by revising Section 2.10, as follows: SEC. 2.10. "VETERAN " DEFINED. (a) When used in this Code, the word "Veteran" shall mean a person who is currently serving in the active military, naval, air, or space service, or who has completed such service and was discharged or released therefrom under conditions other than dishonorable consistent with Section 101(2) of Title 38 of the United States Code, as it may be amended from time to time; and provided further, that for purposes of Sections 12.01, 12.02, 12.07, 12.40, and 12.41 of this Code only, the term "Veteran" shall only apply to such persons who are residents of the City and County of San Francisco. (b) The proviso in subsection (a) that excludes non-San Francisco residents from the definition of "Veteran" certain discounts that the City has approved for Veterans shall expire by operation of law if and when the Controller certifies, in writing, to the Recreation and Park Department General Manager, that the City has enacted an ordinance appropriating monies necessary to fund discounts for one year for non-San Francisco residents who otherwise meet the definition of "Veteran." Following said certification, the City Attorney shall cause this subsection (b), and the proviso in subsection (a), to be removed from the Code.'; by adding a 'Veterans' line to the Japanese Tea Garden, Conservatory of Flowers, and Botanical Garden Fee admission fee tables; and to make other clarifying and conforming amendments. The motion carried by the following vote:

Ayes: 3 - Haney, Safai, Mar

Ordinance amending the Park Code to waive fees for admission by San Francisco residents to the Japanese Tea Garden and the Conservatory of Flowers; to authorize the Recreation and Park Department to waive or discount other admission fees at these facilities as well as at the San Francisco Botanical Garden (all three collectively, "the Gardens"); to require the Recreation and Park Department to begin waiving admission fees for Veterans at the Gardens; to fund these changes by reauthorizing the Recreation and Park Department to set admission fees for non-resident adults at the Gardens through flexible pricing, based on certain factors and to ensure consistency among all three Gardens; and affirming the Planning Department's determination under the California Environmental Quality Act.

Chair Haney moved that this Ordinance be CONTINUED AS AMENDED to the Budget and Finance Committee meeting of February 9, 2022. The motion carried by the following vote:

Ayes: 3 - Haney, Safai, Mar

Chair Haney requested File Nos. 220004, 220005, 220006, and 220007 be called together.

Vice Chair Safai noted not present at 1:17 p.m.

220004 [Agreement Amendment - Retroactive - IMCO Parking, LLC - Garage Management Services - Not to Exceed \$46,478,944]

Resolution authorizing the San Francisco Municipal Transportation Agency to approve the Fourth Amendment to an agreement with IMCO Parking LLC for the management of the 5th and Mission Garage to extend the agreement term by one year from April 30, 2022, for a total term of 11 years from March 1, 2012, through February 28, 2023, and to increase the contract amount by \$77,482 for a total amount of \$740,217. (Municipal Transportation Agency)

12/23/21; RECEIVED FROM DEPARTMENT.

01/04/22; RECEIVED AND ASSIGNED to Budget and Finance Committee.

Heard in Committee. Speakers: Don Malone (San Francisco Municipal Transportation Agency); Nicolas Menard (Office of the Budget and Legislative Analyst); Jon Givner (Office of the City Attorney); provided an overview and responded to questions raised throughout the discussion. David Pilpel; spoke on various concerns regarding the hearing matter.

The Budget and Finance Committee requested that the Director of Transportation review all SFMTA contracts to identify any contracts that require retroactive Board of Supervisors approval, provide a written report on the review to the Board of Supervisors within 60 days of approval of the resolution, and include the report within this legislative file.

Chair Haney moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE, by updating the increased contract amount from '\$77,482' to '3,519,692'; by updating the total contract amount from '\$740,217' to '\$46,478,944'; on Page 1, Lines 3-9, to read 'Resolution retroactively authorizing the San Francisco Municipal Transportation Agency to approve an agreement with IMCO Parking LLC for the management of the 5th and Mission Garage with total expenditures in the amount of \$42,959,252 from March 1, 2012, through January 31, 2022; and approving the Fourth Amendment to extend the contract term one year from March 1 2022, for a total term of 11 years from March 1, 2012, through February 28, 2023, to correct the contract amount, and increase the contract amount \$3,519,692, for a total contract amount of \$46,478,944.'; on Page 1, Line 19 through Page 2, Line 4, to read 'WHEREAS, Three prior amendments to the Fifth and Mission Contract extended the term five years and added \$75,225 to the contract amount (calculated only using management fees and excluding operating expenses); and WHEREAS, Due to apparent staff error, for purposes of determining the application of Charter section 9.118(b), the contract amount was previously calculated only using the management fees paid to the contractor, and staff have subsequently determined that total expenditures incurred under the contract should be included in the contract amount; and WHEREAS, The total expenditures under this contract (that were previously excluded from calculation of the contract amount) through January 31, 2022, are \$42,959,252, and total anticipated expenditures are \$3,519,692, for a total contract amount not to exceed \$46,478,944; and'; on Page 2, Lines 17-19, by adding 'RESOLVED, That the Board of Supervisors retroactively approves the contract with IMCO Parking LLC for the management of the 5th & Mission Garage for a term of ten years and a contract amount of \$42,959,252; and be it'; and Page 2, Lines 20-25, to read 'FURTHER RESOLVED, That the Board of Supervisors approves the SFMTA's Fourth Amendment to a contract with IMCO Parking LLC for the management of the 5th and Mission Garage to extend the contract term one year to February 28, 2023, for a total term of 11 years, and to increase the contract amount by \$3,519,692, to a total contract amount of \$46,478,944; a copy of the Agreement is on file with the Clerk of the Board of Supervisors in File No. 220004;'; and to make other clarifying and conforming amendments. The motion carried by the following vote:

Ayes: 2 - Haney, Mar

Absent: 1 - Safai

Resolution retroactively authorizing the San Francisco Municipal Transportation Agency to approve an agreement with IMCO Parking LLC for the management of the 5th and Mission Garage with total expenditures in the amount of \$42,959,252 from March 1, 2012, through January 31, 2022; and approving the Fourth Amendment to extend the contract term one year from March 1 2022, for a total term of 11 years from March 1, 2012, through February 28, 2023, to correct the contract amount, and increase the contract amount \$3,519,692, for a total contract amount of \$46,478,944. (Municipal Transportation Agency)

Chair Haney moved that this Resolution be CONTINUED AS AMENDED to the Budget and Finance Committee meeting of February 9, 2022. The motion carried by the following vote:

Ayes: 2 - Haney, Mar

Absent: 1 - Safai

220005 [Contract Amendment - Retroactive - Imperial Parking (U.S.), LLC - Garage Management Services - Not to Exceed \$65,588,907]

Resolution authorizing the San Francisco Municipal Transportation Agency to approve the Fifth Amendment to Contract No. SFMTA-2011/12-9 with Imperial Parking (U.S.) LLC to extend the contract term by one year from January 31, 2022, for a total term of 11 years from February 1, 2012, through January 31, 2023, and to increase the contract amount by \$184,466 for a total contract amount of \$1,536,324 for the management of the Group A garages comprising the Civic Center Garage, Sutter Stockton Garage, Lombard Street Garage, Performing Arts Garage, Pierce Street Garage, Mission Bartlett Garage, 16th & Hoff Streets Garage, and the 7th & Harrison Parking Lot. (Municipal Transportation Agency)

12/23/21; RECEIVED FROM DEPARTMENT.

01/04/22; RECEIVED AND ASSIGNED to Budget and Finance Committee.

Heard in Committee. Speakers: Don Malone (San Francisco Municipal Transportation Agency); Nicolas Menard (Office of the Budget and Legislative Analyst); Jon Givner (Office of the City Attorney); provided an overview and responded to questions raised throughout the discussion. David Pilpel; spoke on various concerns regarding the hearing matter.

The Budget and Finance Committee requested that the Director of Transportation review all SFMTA contracts to identify any contracts that require retroactive Board of Supervisors approval, provide a written report on the review to the Board of Supervisors within 60 days of approval of the resolution, and include the report within this legislative file.

Chair Haney moved that this Resolution be **AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE**, by updating the increased contract amount from '\$184,466' to '\$5,204,488'; by updating the total contract amount from '\$1,536,324' to '\$65,588,907'; on Page 1, Lines 3-12, to read 'Resolution retroactively authorizing the San Francisco Municipal Transportation Agency to approve Contract No. SFMTA-2011/12-9 with Imperial Parking (U.S.) LLC for management of the Group A Garages comprising the Civic Center Garage, Sutter Stockton Garage, Lombard Street Garage, Performing Arts Garage, Pierce Street Garage, Mission Bartlett Garage, 16th & Hoff Streets Garage, and the 7th & Harrison Parking Lot with total expenditures of \$60,384,459 from February 1, 2012, through January 31, 2022; and approving the Fifth Amendment to extend the contract term one year from February 1, 2022, for a total term of 11 years from February 1, 2012, to January 31, 2023, to correct the contract amount, and increase the contract amount by \$5,204,448, for a total contract amount of \$65,588,907.'; on Page 2, Lines 8-19, to read 'WHEREAS, Four prior amendments to Contract No. SFMTA-2011/12-9 extended the term five years, added the Pierce Street Garage and Sutter Stockton Garage to Group A, and added \$443,938 to the contract amount (calculated only using management fees and excluding garage operating expenses); and WHEREAS, Due to apparent staff error, for purposes of determining the application of Charter section 9.118(b), the contract amount was previously calculated only using the management fees paid to the contractor, and staff have subsequently determined that total expenditures incurred under the contract should be included in the contract amount; and WHEREAS, The total expenditures under this contract (that were previously excluded from calculation of the contract amount) through January 31, 2022, are \$60,384,459 and total anticipated expenditures are \$5,204,448 for a total contract amount not to exceed \$65,588,907; and'; on Page 3, Lines 8-12, by adding 'RESOLVED, That the Board of Supervisors retroactively approves the contract with IMCO Parking LLC for the management of the 5th & Mission Garage for a term of ten years and a contract amount of \$42,959,252; and be it'; and on Page 3, Lines 13-21, to read 'FURTHER RESOLVED, That the Board of Supervisors approves the SFMTA's Fifth Amendment to Contract No. SFMTA-2011/12-9 with Imperial Parking (U.S.) LLC to extend the contract term one year to January 31, 2023, for a total term of 11 years, and to increase the contract amount by \$5,204,448 for a total contract amount of \$65,588,907 for the management of the Group A garages comprising the Civic Center Garage, Sutter Stockton Garage, Lombard Street Garage, Performing Arts Garage, Pierce Street Garage, Mission Bartlett Garage, 16th & Hoff Streets Garage, and the 7th & Harrison Parking Lot; a copy of the Agreement is on file with the Clerk of the Board of Supervisors in File No. 220005; and, be it' and to make other clarifying and conforming amendments. The motion carried by the following vote:

Ayes: 2 - Haney, Mar

Absent: 1 - Safai

Resolution retroactively authorizing the San Francisco Municipal Transportation Agency to approve Contract No. SFMTA-2011/12-9 with Imperial Parking (U.S.) LLC for management of the Group A Garages comprising the Civic Center Garage, Sutter Stockton Garage, Lombard Street Garage, Performing Arts Garage, Pierce Street Garage, Mission Bartlett Garage, 16th & Hoff Streets Garage, and the 7th & Harrison Parking Lot with total expenditures of \$60,384,459 from February 1, 2012, through January 31, 2022; and approving the Fifth Amendment to extend the contract term one year from February 1, 2022, for a total term of 11 years from February 1, 2012, to January 31, 2023, to correct the contract amount, and increase the contract amount by \$5,204,448 for a total contract amount of \$65,588,907. (Municipal Transportation Agency)

Chair Haney moved that this Resolution be **CONTINUED AS AMENDED** to the Budget and Finance Committee meeting of February 9, 2022. The motion carried by the following vote:

Ayes: 2 - Haney, Mar

Absent: 1 - Safai

220006 [Contract Amendment - Retroactive - IMCO Parking, LLC - Garage Management Services - Not to Exceed \$45,684,255]

Resolution authorizing the San Francisco Municipal Transportation Agency to approve the Seventh Amendment to Contract No. SFMTA-2011/12-10 with IMCO Parking LLC to extend the contract term by one year from January 31, 2022, for a total term of 11 years from February 1, 2012, through January 31, 2023, and to increase the contract amount by \$137,592 for a total contract amount of \$1,243,152 for the management of the Group B garages comprising St. Mary's Square Garage, Portsmouth Square Garage, Golden Gateway Garage, and the Kezar Stadium Parking Lot. (Municipal Transportation Agency)

12/23/21; RECEIVED FROM DEPARTMENT.

01/04/22; RECEIVED AND ASSIGNED to Budget and Finance Committee.

Heard in Committee. Speakers: Don Malone (San Francisco Municipal Transportation Agency); Nicolas Menard (Office of the Budget and Legislative Analyst); Jon Givner (Office of the City Attorney); provided an overview and responded to questions raised throughout the discussion. David Pilpel; spoke on various concerns regarding the hearing matter.

The Budget and Finance Committee requested that the Director of Transportation review all SFMTA contracts to identify any contracts that require retroactive Board of Supervisors approval, provide a written report on the review to the Board of Supervisors within 60 days of approval of the resolution, and include the report within this legislative file.

Chair Haney moved that this Resolution be **AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE**, by updating the increased contract amount from '\$137,592' to '\$3,423,007'; by updating the total contract amount from '\$1,243,152' to '\$45,684,255'; on Page 1, Lines 3-12, to read 'Resolution retroactively authorizing the San Francisco Municipal Transportation Agency to approve Contract No. SFMTA-2011/12-10 with IMCO Parking LLC for the management of the Group B garages comprising St. Mary's Square Garage, Portsmouth Square Garage, Golden Gateway Garage, and the Kezar Stadium Parking Lot with total expenditures in the amount of \$42,261,248 from February 1, 2012, through January 31, 2022; and approving the Seventh Amendment to extend the contract term one year from February 1, 2022, for a total term of 11 years from February 1, 2012, to January 31, 2023, to correct the contract amount, and increase the contract amount by \$3,423,007, for total contract amount of \$45,684,255.'; on Page 1, Line 22, through Page 2, Line 8, to read 'WHEREAS, Six prior amendments to Contract No. SFMTA-2011/12-10 extended the term five years, added the Kezar Parking Lot and Portsmouth Square Garage to Group B, and added \$197,640 to the contract amount (calculated only using management fees and excluding garage operating expenses); and WHEREAS, Due to apparent staff error, for purposes of determining the application of Charter section 9.118(b), the contract amount was previously calculated only using the management fees paid to the contractor, and staff have subsequently determined that total expenditures incurred under the contract should be included in the contract amount; and WHEREAS, The total expenditures under this contract (that were previously excluded from calculation of the contract amount) through January 31, 2022, are \$42,261,248 and total anticipated expenditures are \$3,423,007 for a total contract amount not to exceed \$45,684,255; and'; on Page 2, Lines 21-24, by adding 'RESOLVED, That the Board of Supervisors retroactively approves Contract No. SFMTA-2011/12-10 with IMCO Parking LLC for the management of the Group B garages (comprising the St. Mary's Square Garage and Golden Gateway Garage) for a term of ten years and a contract amount of \$42,261,248; and be it'; and on Page 3, Lines 1-7, to read 'FURTHER RESOLVED, That the Board of Supervisors approves the SFMTA's Seventh Amendment to Contract No. SFMTA-2011/12-10 with IMCO Parking LLC to extend the contract term one year retroactively to January 31, 2023, for a total term of 11 years, and to increase the contract amount by \$3,423,007 to a total contract amount of \$45,684,255 for the management of the Group B garages comprising St. Mary's Square Garage, Portsmouth Square Garage, Golden Gateway Garage, and the Kezar Stadium Parking Lot; a copy of the Agreement is on file with the Clerk of the Board of Supervisors in File No.220006;' and to make other clarifying and conforming amendments. The motion carried by the following vote:

Ayes: 2 - Haney, Mar

Absent: 1 - Safai

Resolution retroactively authorizing the San Francisco Municipal Transportation Agency to approve Contract No. SFMTA-2011/12-10 with IMCO Parking LLC for the management of the Group B garages comprising St. Mary's Square Garage, Portsmouth Square Garage, Golden Gateway Garage and the Kezar Stadium Parking Lot with total expenditures in the amount of \$42,261,248 from February 1, 2012, through January 31, 2022; and approving the Seventh Amendment to extend the contract term one year from February 1, 2022, for a total term of 11 years from February 1, 2012, to January 31, 2023, to correct the contract amount, and increase the contract amount by \$3,423,007 for total contract amount of \$45,684,255. (Municipal Transportation Agency)

Chair Haney moved that this Resolution be **CONTINUED AS AMENDED** to the Budget and Finance Committee meeting of February 9, 2022. The motion carried by the following vote:

Ayes: 2 - Haney, Mar

Absent: 1 - Safai

220007 [Contract Amendment - Retroactive - LAZ Parking California, LLC - Garage Management Services - Not to Exceed \$92,377,245]

Resolution authorizing the San Francisco Municipal Transportation Agency to approve the Fifth Amendment to Contract No. SFMTA-2011/12-11 with LAZ Parking California LLC to extend the contract term by one year from January 31, 2022, for a total term of 11 years from February 1, 2012, through January 31, 2023, and to increase the contract amount by \$172,166 for a total contract amount of \$1,630,208 for the management of the Group C garages comprising the Union Square Garage, Moscone Center Garage, Ellis-O'Farrell Garage, Polk Bush Garage, North Beach Garage, Vallejo Street Garage, and the Zuckerberg-San Francisco General Hospital Garage. (Municipal Transportation Agency)

12/23/21; RECEIVED FROM DEPARTMENT.

01/04/22; RECEIVED AND ASSIGNED to Budget and Finance Committee.

Heard in Committee. Speakers: Don Malone (San Francisco Municipal Transportation Agency); Nicolas Menard (Office of the Budget and Legislative Analyst); Jon Givner (Office of the City Attorney); provided an overview and responded to questions raised throughout the discussion. David Pilpel; spoke on various concerns regarding the hearing matter.

The Budget and Finance Committee requested that the Director of Transportation review all SFMTA contracts to identify any contracts that require retroactive Board of Supervisors approval, provide a written report on the review to the Board of Supervisors within 60 days of approval of the resolution, and include the report within this legislative file.

Chair Haney moved that this Resolution be **AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE**, by updating the increased contract amount from '\$172,166' to '\$6,632,821'; by updating the total contract amount from '\$1,630,208' to '\$92,377,245'; on Page 3, Lines 3-12, to read 'Resolution retroactively authorizing the San Francisco Municipal Transportation Agency to approve Contract No. SFMTA-2011/12-11 with LAZ Parking California LLC for the management of the Group C garages comprising the Union Square Garage, Moscone Center Garage, Ellis-O'Farrell Garage, Polk Bush Garage, North Beach Garage, Vallejo Street Garage, and the Zuckerberg-San Francisco General Hospital Garage with total expenditures in the amount of \$85,744,424 from February 1, 2012, through January 31, 2022; and approving the Fifth Amendment to extend the contract term one year from February 1, 2022, for a total term of 11 years from February 1, 2012, to January 31, 2023, to correct the contract amount, and increase the contract amount \$6,632,821 for a total contract amount of \$92,377,245.'; on Page 2, Lines 7-19, to read 'WHEREAS, Four prior amendments to Contract No. SFMTA-2011/12-11 extended the term five years, added the Ellis O'Farrell Garage and Union Square Garage to Group C, and added \$550,122 to the contract amount (calculated only using management fees and excluding garage operating expenses); and WHEREAS, Due to apparent staff error, for purposes of determining the application of Charter section 9.118(b), the contract amount was previously calculated only using the management fees paid to the contractor, and staff have subsequently determined that total expenditures incurred under the contract should be included in the contract amount; and WHEREAS, The total expenditures under this contract (that were previously excluded from calculation of the contract amount) through January 31, 2022, are \$85,744,424 and total anticipated expenditures are \$6,632,821 for a total contract amount not to exceed \$92,377,245; and'; on Page 3, Lines 8-12, by adding 'RESOLVED, That the Board of Supervisors retroactively approves Contract No. SFMTA-2011/12-11 with LAZ Parking California LLC for the management of the Group C garages (comprising the Moscone Center Garage, Polk Bush Garage, North Beach Garage, Vallejo Street Garage, and the Zuckerberg-San Francisco General Hospital Garage) for a term of ten years and a contract amount of \$85,744,424; and be it'; and on Page 3, Lines 13-20, to read 'FURTHER RESOLVED, That the Board of Supervisors approves the SFMTA's Fifth Amendment to Contract No. SFMTA-2011/12-11 with LAZ Parking California LLC to extend the contract term one year retroactively to January 31, 2023, for a total term off 11 years, and to increase the contract amount by \$6,632,821 to a total contract amount of \$92,377,245 for the management of the Group C garages comprising the Union Square Garage, Moscone Center Garage, Ellis-O'Farrell Garage, Polk Bush Garage, North Beach Garage, Vallejo Street Garage, and the Zuckerberg-San Francisco General Hospital Garage; a copy of the Agreement is on file with the Clerk of the Board of Supervisors in File No. 220007;' and to make other clarifying and conforming amendments. The motion carried by the following vote:

Ayes: 2 - Haney, Mar

Absent: 1 - Safai

Resolution retroactively authorizing the San Francisco Municipal Transportation Agency to approve Contract No. SFMTA-2011/12-11 with LAZ Parking California LLC for the management of the Group C garages comprising the Union Square Garage, Moscone Center Garage, Ellis-O'Farrell Garage, Polk Bush Garage, North Beach Garage, Vallejo Street Garage, and the Zuckerberg-San Francisco General Hospital Garage with total expenditures in the amount of \$85,744,424 from February 1, 2012, through January 31, 2022; and approving the Fifth Amendment to extend the contract term one year from February 1, 2022, for a total term of 11 years from February 1, 2012, to January 31, 2023, to correct the contract amount, and increase the contract amount by \$6,632,821 for a total contract amount of \$92,377,245. (Municipal Transportation Agency)

Chair Haney moved that this Resolution be **CONTINUED AS AMENDED** to the Budget and Finance Committee meeting of February 9, 2022. The motion carried by the following vote:

Ayes: 2 - Haney, Mar

Absent: 1 - Safai

220016 [Accept, and Expend Grant - California Department of Housing and Community Development - Local Housing Trust Fund Program - \$5,000,000]**Sponsor: Mayor**

Resolution authorizing the Mayor's Office of Housing and Community Development, on behalf of the City and County of San Francisco, to execute the Standard Agreement with the California Department of Housing and Community Development under the Local Housing Trust Fund Program for a total award of \$5,000,000 for the period starting on the execution date of the Standard Agreements to June 30, 2035.

(Fiscal Impact)

01/04/22; RECEIVED AND ASSIGNED to Budget and Finance Committee.

Heard in Committee. Speakers: Lydia Ely (Mayor's Office of Housing and Community Development; Nicolas Menard (Office of the Budget and Legislative Analyst); provided an overview and responded to questions raised throughout the discussion.

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

Ayes: 2 - Haney, Mar

Absent: 1 - Safai

Chair Haney requested File Nos. 211266 and 211269 be called together.

211266 [Loan Agreement - Sunnydale Infrastructure Phase 1A3 LLC - Sunnydale HOPE SF - Infrastructure Improvements - Not to Exceed \$25,072,111]

Sponsors: Mayor; Walton and Safai

Resolution approving and authorizing the Director of the Mayor's Office of Housing and Community Development to execute an Amended and Restated Loan Agreement with Sunnydale Infrastructure Phase 1A3 LLC, a California limited liability company, for a total loan amount not to exceed \$25,072,111 to finance the second phase of infrastructure improvements and housing development related to the revitalization and master development of up to 1,770 units of replacement public housing, affordable housing and market rate housing, commonly known as the Sunnydale HOPE SF Development ("Sunnydale Project"); and adopting findings that the loan agreement is consistent with the adopted Mitigation Monitoring and Reporting Program under the California Environmental Quality Act, the General Plan, and the priority policies of Planning Code, Section 101.1.

(Fiscal Impact)

12/07/21; RECEIVED AND ASSIGNED to Budget and Finance Committee.

Heard in Committee. Speakers: Jason Luu (HOPE SF); Cindy Heavens (Mayor's Office Housing and Community Development); Nathan Tinclair (Recreation and Park Department); Nicolas Menard (Office of the Budget and Legislative Analyst); provided an overview and responded to questions raised throughout the discussion. Drew Jenkins; Fran Martin; Larry Jones; spoke in support of the hearing matter.

Chair Haney moved to excuse Supervisor Safai from the remainder of the meeting. The motion carried by the following vote:

Ayes: 2 - Haney, Mar

Excused: 1 - Safai

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

Ayes: 2 - Haney, Mar

Excused: 1 - Safai

Vice Chair Safai was noted present at 1:55 p.m.

Chair Haney moved to rescind the previous motion. The motion carried by the following vote:

Ayes: 3 - Haney, Safai, Mar

Vice Chair Safai requested to be added as a co-sponsor.

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

Ayes: 3 - Haney, Safai, Mar

211269 [Accept and Expend Grants - Sunnydale Infrastructure, LLC - Herz Playground Recreation Center - \$10,000,000]**Sponsors: Mayor; Walton and Safai**

Resolution authorizing the Recreation and Park Department to accept and expend cash and/or in-kind grants valued at \$10,000,000 from Sunnydale Infrastructure, LLC, to design and construct the Herz Playground Recreation Center, for a term to commence upon approval by the Board of Supervisors through June 30, 2024. (Recreation and Park Department)
(Fiscal Impact)

12/07/21; RECEIVED AND ASSIGNED to Budget and Finance Committee.

Heard in Committee. Speakers: Jason Luu (HOPE SF); Cindy Heavens (Mayor's Office Housing and Community Development); Nathan Tinclair (Recreation and Park Department); Nicolas Menard (Office of the Budget and Legislative Analyst); provided an overview and responded to questions raised throughout the discussion. Drew Jenkins; Fran Martin; Larry Jones; spoke in support of the hearing matter.

Chair Haney moved to excuse Supervisor Safai from the remainder of the meeting. The motion carried by the following vote:

Ayes: 2 - Haney, Mar

Excused: 1 - Safai

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

Ayes: 2 - Haney, Mar

Excused: 1 - Safai

Vice Chair Safai was noted present at 1:55 p.m.

Chair Haney moved to rescind the previous motion. The motion carried by the following vote:

Ayes: 3 - Haney, Safai, Mar

Vice Chair Safai requested to be added as a co-sponsor.

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

Ayes: 3 - Haney, Safai, Mar

220013 [Public Works Code - Mobile Food Facility Permit Renewal Fees Collection]**Sponsors: Mayor; Mar, Haney and Safai**

Ordinance amending the Public Works Code to permit the Office of the Treasurer and Tax Collector to collect the Mobile Food Facility renewal fees on the unified license bill due annually on March 31.

01/04/22; ASSIGNED to Budget and Finance Committee. 1/13/22 - President Walton waived the 30-day rule pursuant to Board Rule No. 3.22.

Heard in Committee. Speaker: Amanda Fried (Treasurer/Tax Collector); provided an overview and responded to questions raised throughout the discussion.

Supervisors Mar, Haney, and Safai requested to be added as co-sponsors.

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

Ayes: 3 - Haney, Safai, Mar

ADJOURNMENT

There being no further business, the Budget and Finance Committee adjourned at the hour of 2:03 p.m.

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