



City and County of San Francisco
Meeting Minutes
Budget and Finance Committee

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Members: Sandra Lee Fewer, Catherine Stefani, Rafael Mandelman

Clerk: Linda Wong (415) 554-7719

Wednesday, November 6, 2019

10:00 AM

City Hall, Legislative Chamber, Room 250

Regular Meeting

Present: 3 - Sandra Lee Fewer, Catherine Stefani, and Rafael Mandelman

The Budget and Finance Committee met in regular session on Wednesday, November 6, 2019, with Chair Sandra Lee Fewer presiding.

ROLL CALL AND ANNOUNCEMENTS

Chair Fewer called the meeting to order at 10:06 a.m. On the call of the roll, Chair Fewer, Vice Chair Stefani, and Member Mandelman were noted present. A quorum was present.

AGENDA CHANGES

There were no agenda changes.

REGULAR AGENDA

190842 [Various Codes - Renewing and Extending Waiver and Refund of Investigation Fee - Two-Year Extension of Medical Cannabis Dispensary Permits and Temporary Cannabis Business Permits - Three-Year Extension of Temporary Cannabis Retail Use Authorization]

Sponsor: Mandelman

Ordinance renewing and extending a prior waiver and refund of investigation fees imposed by Building Code, Section 107A.5, for persons registered with the Office of Cannabis through December 31, 2020; amending the Health Code to extend the date beyond which temporary Medical Cannabis Dispensary Permits issued under Article 33 of the Health Code are rendered invalid from December 31, 2019, to December 31, 2021; amending the Police Code to extend the date beyond which Temporary Cannabis Business Permits issued under Article 16 of the Police Code cannot be extended from December 31, 2019, to December 31, 2021; amending the Planning Code to extend the date by which a Grandfathered Medical Cannabis Dispensary, as defined in the Planning Code, must have received a permit to operate from the Department of Public Health to be deemed a Temporary Cannabis Sales use, as defined in the Planning Code, from December 31, 2019, to December 31, 2021; amending the Planning Code to extend the duration of a Temporary Cannabis Retail Sales use to up to four years, to expire on January 1, 2022; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1, and findings of public necessity, convenience, and welfare under Planning Code, Section 302.

07/30/19; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 8/29/2019.

08/09/19; REFERRED TO DEPARTMENT. Referred to the Department of Building Inspection pursuant to Charter, Section D3.750-5; to the Planning Commission pursuant to Planning Code, Section 302(b); and to the Small Business Commission.

08/12/19; REFERRED TO DEPARTMENT. Referred to the Office of Cannabis, Police Department, and the Department of Public Health for informational purposes.

09/30/19; RESPONSE RECEIVED.

10/22/19; RESPONSE RECEIVED. On October 16, 2019, the Building Inspection Commission met and held a public hearing and voted to recommend approval to the proposed legislation.

10/22/19; SUBSTITUTED AND ASSIGNED to Budget and Finance Committee. Supervisor Mandelman introduced a substitute Ordinance bearing a new title.

10/23/19; REFERRED TO DEPARTMENT. Referred to the Planning Department, Department of Building Inspection, Small Business Commission, Office of Cannabis, Police Department, and the Department of Public Health for informational purposes.

10/25/19; RESPONSE RECEIVED. On October 24, 2019, the Planning Commission met and held a public hearing and voted to recommend approval to the proposed legislation with modification.

10/30/19; AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. Heard in Committee. Speakers: Jon Givner (Office of the City Attorney); Ray Law (Office of Cannabis); Aaron Starr (Planning Commission); provided an overview and responded to questions raised throughout the discussion.

10/30/19; CONTINUED AS AMENDED.

11/04/19; REFERRED TO DEPARTMENT. Referred to the Planning Department, Department of Building Inspection, Small Business Commission, Office of Cannabis, Police Department, and the Department of Public Health for informational purposes.

11/04/19; REFERRED TO DEPARTMENT. Referred to the Planning Department for environmental review.

11/04/19; RESPONSE RECEIVED. Response received from the Planning Department stating that this matter is not defined as a project under CEQA Guidelines Sections 15378 and 15060 (c) (2) because it would not result in a direct or indirect physical change in the environment.

Heard in Committee. Speakers: None.

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

Ayes: 3 - Fewer, Stefani, Mandelman

191001 [Contract Amendment - Motorola, Inc. - Emergency Communications Equipment - Not to Exceed \$81,000,000]

Sponsor: Mayor

Ordinance approving an amendment to the System Purchase and Installation Agreement between the City and County of San Francisco, acting through the Department of Emergency Management, and Motorola Inc., to increase the amount of the Agreement by \$33,000,000 for a total amount not to exceed \$81,000,000; and extending the term by seven and a half years to commence June 31, 2021, for a total term of October 28, 2016, through December 31, 2029. (Department of Emergency Management)
(Fiscal Impact)

10/01/19; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.

10/22/19; SUBSTITUTED AND ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.

Heard in Committee. Speakers: Michelle Geddes (Department of Emergency Management); Severin Campbell (Office of the Budget and Legislative Analyst); provided an overview and responded to questions raised throughout the discussion.

Chair Fewer moved that this Resolutoin be AMENDED to request the Controller to include the Purchase and Installation Agreement between Emergency Managment and Motorola, Inc. in the City Services Auditor's Audit Division's contract audit program. The motion carried by the following vote:

Ayes: 3 - Fewer, Stefani, Mandelman
(Fiscal Impact)

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

Ayes: 3 - Fewer, Stefani, Mandelman

191049 [Grant Agreement Amendment - Institute on Aging - Community Living Fund - Not to Exceed \$10,564,736]

Resolution approving a first amendment to the grant agreement between the City and County of San Francisco and the Institute on Aging for the provision of the Community Living Fund, to increase the amount of the grant by \$770,000 for a total amount not to exceed \$10,564,736 to commence November 1, 2019, with no change to the term length of July 1, 2019, through June 30, 2021.
(Human Services Agency)
(Fiscal Impact)

10/02/19; RECEIVED FROM DEPARTMENT.

10/22/19; RECEIVED AND ASSIGNED to Budget and Finance Committee.

Heard in Committee. Speakers: Fanny Lapitan (Human Services Agency); Severin Campbell (Office of the Budget and Legislative Analyst); provided an overview and responded to questions raised throughout the discussion.

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

Ayes: 3 - Fewer, Stefani, Mandelman

190995 [Agreement Amendment - Alliant Insurance Services, Inc. - Insurance Brokerage Services - Not to Exceed \$74,000,000]

Resolution authorizing the Director of the Risk Management Division of the Office of the City Administrator to enter into a First Amendment for insurance brokerage services with Alliant Insurance Services, to increase the agreement amount by \$39,500,000 for a total amount not to exceed \$74,000,000 pursuant to Charter, Section 9.118, with no change to the term length to expire on June 30, 2020, to commence upon approval by the Board of Supervisors. (City Administrator)
(Fiscal Impact)

09/27/19; RECEIVED FROM DEPARTMENT.

10/08/19; RECEIVED AND ASSIGNED to Budget and Finance Committee.

Heard in Committee. Speakers: Matt Hansen (Office of the City Administrator); Severin Campbell (Office of the Budget and Legislative Analyst); provided an overview and responded to questions raised throughout the discussion.

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

Ayes: 3 - Fewer, Stefani, Mandelman

190996 [Agreement Amendment - Sunset Scavenger Company, Golden Gate Disposal & Recycling Company, Recology San Francisco - Refuse Collection - Not To Exceed \$48,000,000]

Resolution approving the First Amendment to the Refuse Collection Agreement between the City and County of San Francisco and Sunset Scavenger Company dba Recology Sunset Scavenger, Golden Gate Disposal & Recycling Company dba Recology Golden Gate, and Recology San Francisco, increasing the total not to exceed amount of the Agreement from \$40,000,000 to \$48,000,000 under Charter, Section 9.118(b), with no change to the term length to expire on November 30, 2020, to commence upon approval by the Board of Supervisors. (Office of Contract Administration)
(Fiscal Impact)

09/27/19; RECEIVED FROM DEPARTMENT.

10/08/19; RECEIVED AND ASSIGNED to Budget and Finance Committee.

Heard in Committee. Speakers: Daniel Sanchez (Office of Contract Administration); Risa Sandler (Office of the Controller); Alaric Degrafinried, Director and Purchaser (Office of Contract Administration); provided an overview and responded to questions raised throughout the discussion.

Chair Fewer moved that this Resolution be CONTINUED to the Budget and Finance Committee meeting of November 13, 2019. The motion carried by the following vote:

Ayes: 3 - Fewer, Stefani, Mandelman

190998 [Master Lease Amendment - United States Navy - Treasure Island Land and Structures]

Resolution approving Amendment No. 44 to the Treasure Island Land and Structures Master Lease between the Treasure Island Development Authority and the United States Navy to extend the term for one year to commence December 1, 2019, for a total term of November 19, 1998, through November 30, 2020. (Treasure Island Development Authority)

09/24/19; RECEIVED FROM DEPARTMENT.

10/08/19; RECEIVED AND ASSIGNED to Budget and Finance Committee.

Heard in Committee. Speaker: Bob Beck, Director (Treasure Island Development Authority); provided an overview and responded to questions raised throughout the discussion.

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

Ayes: 3 - Fewer, Stefani, Mandelman

Chair Fewer requested File Nos. 191070 and 191071 be called together.

191070 [Appropriation - General Reserve - Sheriff's Department, Police Department, and District Attorney - \$2,191,869 - FY2019-2020]

Sponsor: Mayor

Ordinance appropriating \$3,436,842 of General Fund General Reserves for funding for the Sheriff's Department, Police Department, and District Attorney to implement the terms of the stipulated final judgment in the action entitled Riana Buffin and Crystal Patterson, on behalf of themselves and others similarly situated v. Vicki Hennessy in her official capacity as the San Francisco Sheriff, et al. (Board File No. 190994).

(Fiscal Impact)

10/22/19; ASSIGNED to Budget and Finance Committee. President Yee waived the 30 Day Rule pursuant to Board Rule 3.22.

Heard in Committee. Speakers: Kelly Kirkpatrick, Budget Director (Office of the Mayor); Jon Givner (Office of the City Attorney); Severin Campbell (Office of the Budget and Legislative Analyst); Robert Moser, Assistant Police Chief (Police Department); Suzy Loftus, Interim District Attorney (Office of the District Attorney); Patrick Leung and Catherine McGuire (Police Department); Vicki Hennessy, Sheriff (Sheriff's Department); provided an overview and responded to questions raised throughout the discussion.

Chair Fewer moved that this Ordinance be AMENDED to reduce the appropriation from \$3,436,842 to \$2,938,842 and to make other clarifying amendments. The motion carried by the following vote: by the following vote:

Ayes: 3 - Fewer, Stefani, Mandelman

Chair Fewer moved that this Ordinance be AMENDED to reduce the appropriation from \$2,938,842 to \$2,191,869. The motion carried by the following vote:

Ayes: 3 - Fewer, Stefani, Mandelman

Ordinance appropriating \$2,191,869 of General Fund General Reserves for funding for the Sheriff's Department, Police Department, and District Attorney to implement the terms of the stipulated final judgment in the action entitled Riana Buffin and Crystal Patterson, on behalf of themselves and others similarly situated v. Vicki Hennessy in her official capacity as the San Francisco Sheriff, et al. (Board File No. 190994).

(Fiscal Impact)

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

Ayes: 3 - Fewer, Stefani, Mandelman

191071 [Public Employment - Amendment to the Salary Ordinance for the District Attorney and the Sheriff's Department - FY2019-2020]**Sponsor: Mayor**

Ordinance amending Ordinance No. 170-19 (Salary Ordinance FYs 2019-2020 and 2020-2021) to reflect the addition of five new positions (2.5 FTEs) in FY2019-2020 at the District Attorney's Office and the Sheriff's Department to implement the terms of the stipulated final judgment in the action entitled Riana Buffin and Crystal Patterson, on behalf of themselves and others similarly situated v. Vicki Hennessy in her official capacity as the San Francisco Sheriff, et al. (Board File No. 190994). (Fiscal Impact)

10/22/19; ASSIGNED to Budget and Finance Committee. President Yee waived the 30 Day Rule pursuant to Board Rule 3.22.

Heard in Committee. Speakers: Kelly Kirkpatrick, Budget Director (Office of the Mayor); Jon Givner (Office of the City Attorney); Severin Campbell (Office of the Budget and Legislative Analyst); Robert Moser, Assistant Police Chief (Police Department); Suzy Loftus, Interim District Attorney (Office of the District Attorney); Patrick Leung and Catherine McGuire (Police Department); Vicki Hennessy, Sheriff (Sheriff's Department); provided an overview and responded to questions raised throughout the discussion.

Chair Fewer moved that this Ordinance be AMENDED to approve the five new positions (2.5 FTE in FY 2019-2020) as limited tenure for 18 months from January 1, 2020, through June 30, 2021, including (a) one 1823 Senior Administrative Analyst (0.5 FTE in FY 2019-2020) at the Sheriff's Department; and (b) two 8177 Attorney positions (1.0 FTE in FY 2019-2020) and two 8133 Victim/Witness Investigator III positions (1.0 FTE in FY 2019-2020) at the District Attorney's Office. The motion carried by the following vote:

Ayes: 3 - Fewer, Stefani, Mandelman

Ordinance amending Ordinance No. 170-19 (Salary Ordinance FYs 2019-2020 and 2020-2021) to reflect the addition of five new positions (2.5 FTEs) in FY2019-2020, and for limited term through Fiscal Year 2020-2021 at the District Attorney's Office and the Sheriff's Department to implement the terms of the stipulated final judgment in the action entitled Riana Buffin and Crystal Patterson, on behalf of themselves and others similarly situated v. Vicki Hennessy in her official capacity as the San Francisco Sheriff, et al. (Board File No. 190994). (Fiscal Impact)

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

Ayes: 3 - Fewer, Stefani, Mandelman

190927 [Business and Tax Regulations Code - Administration of Traffic Congestion Mitigation Tax]**Sponsor: Peskin**

Ordinance amending the Business and Tax Regulations Code to add provisions to administer the Traffic Congestion Mitigation Tax; and to make conforming non-substantive changes.

09/10/19; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 10/10/2019.

09/23/19; REFERRED TO DEPARTMENT. Referred to the Small Business Commission and the Office of the Treasurer & Tax Collector for informational purposes.

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

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

Ayes: 3 - Fewer, Stefani, Mandelman

ADJOURNMENT

There being no further business, the Budget and Finance Committee adjourned at the hour of 11:58 a.m.

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