



City and County of San Francisco

Meeting Minutes

Government Audit and Oversight Committee

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

Members: Jane Kim, Aaron Peskin, Vallie Brown

Clerk: John Carroll (415) 554-4445

Wednesday, July 18, 2018

10:00 AM

City Hall, Legislative Chamber, Room 250

Regular Meeting

Present: 3 - Jane Kim, Aaron Peskin, and Vallie Brown

The Government Audit and Oversight Committee met in regular session on July 18, 2018, with Chair Jane Kim presiding.

ROLL CALL AND ANNOUNCEMENTS

Chair Kim called the meeting to order at 10:04 a.m. On the call of the roll, Chair Kim, Vice Chair Peskin, and Member Brown were noted present. There was a quorum.

AGENDA CHANGES

There were no agenda changes.

REGULAR AGENDA

180550 [Conditional Land Disposition and Acquisition Agreement - Potential Exchange of 639 Bryant Street for 2000 Marin Street]

Sponsors: Peskin; Kim

Resolution approving a Conditional Land Disposition and Acquisition Agreement ("Agreement") with 2000 Marin Property, L.P. for the City's future transfer of real property at 639 Bryant Street (Assessor's Parcel Block No. 3777, Lot No. 052) in exchange for real property at 2000 Marin Street (Assessor's Parcel Block No. 4346, Lot No. 002), including the reimbursement of certain San Francisco Public Utilities Commission's costs; finding that the Agreement is a conditional land acquisition agreement under California Environmental Quality Act Guidelines, Section 15004(b)(2)(A), with closing conditioned on City discretionary approval after the completion of environmental review. (Public Utilities Commission)
(Fiscal Impact)

05/22/18; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

07/10/18; RESPONSE RECEIVED. The San Francisco Public Utilities Commission, by Commission Resolution No. 18-0121, authorized the General Manager of the SFPUC to execute the Agreement, subject to approval by the Board of Supervisors.

Heard in Committee. Speakers: Michael Carlin (San Francisco Public Utilities Commission); Dan Goncher (Office of the Budget and Legislative Analyst); Lisa Chen (Planning Department); presented information and answered questions raised throughout the discussion. Laurel Winzler; Eileen Tillman; Michael Theriault (Building Trades Council); Vance Yoshida; spoke on various concerns relating to the hearing matter.

Vice Chair Peskin moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE, on Page 2, Lines 18-25, and Page 3, Lines 1-7, to clarify that the Developer and the City have negotiated the Conditional Land Disposition and Development Agreement to relocate the SFPUC's personal property, at the Developer's cost, from the City Property and the City Leased Premises to 2000 Marin; to relocate a SFPUC hydrogen peroxide tank from the City Property to a nearby location, at the Developer's cost; to construct or place the new "Temporary SFPUC Facility" for the SFPUC on a portion of 2000 Marin; and to pay the SFPUC for certain transactional costs the SFPUC has incurred in connection with the proposed property exchange; on Page 3, Lines 8-15, by inserting "WHEREAS, The Agreement provides that Developer's proposed lease to Kilroy of a portion of 2000 Marin is subject to approval by the SFPUC Commission; and WHEREAS, The SFPUC intends that any such lease of 2000 Marin will be short-term because the SFPUC intends to occupy and use the entirety of the 2000 Marin in the long term for utility yard purposes; and WHEREAS, The Agreement does not require the City to approve the Central SOMA Plan or any proposed development, including any development of the City Property or 2000 Marin; and;" on Page 3, Lines 24-45, by inserting "WHEREAS, 2000 Marin has soil contamination stemming from former uses that is subject to regulation by the State of California Department of Toxic Substance Control; and;" on Page 4, Lines 1-3, by inserting "WHEREAS, Assessment of the environmental remediation costs that the SFPUC would incur regarding the SFPUC's future development and use of 2000 Marin is a condition of closing of the property exchange; and;" and by making other clarifying, conforming, and clerical amendments. The motion carried by the following vote:

Ayes: 3 - Kim, Peskin, Brown

Resolution approving a Conditional Land Disposition and Acquisition Agreement with 2000 Marin Property, L.P. for the City's future transfer of real property at 639 Bryant Street (Assessor's Parcel Block No. 3777, Lot No. 052) under the jurisdiction of the San Francisco Public Utilities Commission (SFPUC) in exchange for real property at 2000 Marin Street (Assessor's Parcel Block No. 4346, Lot No. 002), subject to several conditions, including the reimbursement of certain SFPUC costs; finding that the Agreement is a conditional land acquisition agreement under California Environmental Quality Act Guidelines, Section 15004(b)(2)(A), and City's discretionary approval after the completion of environmental review. (Public Utilities Commission)
(Fiscal Impact)

Vice Chair Peskin, seconded by Member Brown, moved that this Resolution be RECOMMENDED AS AMENDED. The motion carried by the following vote:

Ayes: 3 - Kim, Peskin, Brown

180560 [Professional Services Agreement Amendment - Calpine Energy Solutions, LLC - Community Choice Aggregation Program - Not to Exceed \$18,769,225]

Resolution authorizing the General Manager of the San Francisco Public Utilities Commission to execute Amendment No. 1 to Agreement No. CS-247[R], Customer and Administrative Services for Community Choice Aggregation Program with Calpine Energy Solutions, LLC, for continued support of CleanPowerSF; and authorize the General Manager of the San Francisco Public Utilities Commission to execute this amendment, increasing the agreement amount by \$14,030,000 for a total not to exceed agreement amount of \$19,630,000 and to extend the term of the agreement up to three years, for a total term of November 1, 2015, through October 13, 2021, with a three-year option to extend. (Public Utilities Commission)
(Fiscal Impact)

05/23/18; RECEIVED FROM DEPARTMENT.

06/05/18; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

Heard in Committee. Speakers: Michael Hyams, Director (CleanPowerSF); Dan Goncher (Office of the Budget and Legislative Analyst); presented information and answered questions raised throughout the discussion.

Vice Chair Peskin moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE, to reduce the contract not-to-exceed amount by \$860,775, from \$19,630,000 to \$18,769,225; and to clarify that exercise of the second and final option to extend the contract by three years to October 31, 2024, is subject to future Board of Supervisors approval. The motion carried by the following vote:

Ayes: 3 - Kim, Peskin, Brown

Resolution authorizing the General Manager of the San Francisco Public Utilities Commission to execute Amendment No. 1 to Agreement No. CS-247[R], Customer and Administrative Services for Community Choice Aggregation Program with Calpine Energy Solutions, LLC, for continued support of CleanPowerSF; and authorize the General Manager of the San Francisco Public Utilities Commission to execute this amendment, increasing the agreement amount by \$13,169,225 for a total not to exceed agreement amount of \$18,769,225 and to extend the term of the agreement up to three years, for a total term of November 1, 2015, through October 13, 2021, with a three-year option to extend. (Public Utilities Commission)
(Fiscal Impact)

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

Ayes: 3 - Kim, Peskin, Brown

180639 [Real Property Lease - MP Shoreline Associates Limited Partnership and MP Shorebreeze Associates, L.P. - 460 N. Shoreline Boulevard, Mountain View, California - \$100,874 Annual Base Rent]

Resolution authorizing the lease of property from the City and County of San Francisco, to MP Shoreline Associates Limited Partnership and MP Shorebreeze Associates, L.P., each a California limited partnership, for a term of approximately 60 years, with the base rent of \$100,874 per year with an increase every five years in predetermined increments, and with a 3% annual inflation factor, to commence following Board approval; and authorizing the Director of Property and/or the San Francisco Public Utilities Commission General Manager to execute documents, make certain modifications, and take certain actions in furtherance of this Resolution, as defined herein. (Public Utilities Commission)

06/05/18; RECEIVED FROM DEPARTMENT.

06/19/18; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

Heard in Committee. Speaker: Anthony Bardo (San Francisco Public Utilities Commission); presented information and answered questions raised throughout the discussion.

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

Ayes: 3 - Kim, Peskin, Brown

**180534 [Jurisdictional Transfer of City Property - San Francisco Municipal Transportation Agency - Mayor's Office of Housing and Community Development - \$6,150,000]
Sponsor: Safai**

Resolution approving the jurisdictional transfer of City property at the intersection of Geneva Avenue and San Jose Avenue, Assessor's Property Block No. 6973, Lot No. 039, from the San Francisco Municipal Transportation Agency to the Mayor's Office of Housing and Community Development for \$6,150,000; affirming the Planning Department's determination under the California Environmental Quality Act; and finding the proposed transfer is consistent with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Real Estate Department)
(Fiscal Impact)

05/15/18; RECEIVED AND ASSIGNED to Land Use and Transportation Committee.

05/30/18; TRANSFERRED to Government Audit and Oversight Committee. President Breed transferred this matter from the Land Use and Transportation Committee to the Government Audit and Oversight Committee.

Heard in Committee. Speakers: Claudia J. Gorham (Real Estate Division); Dan Goncher (Office of the Budget and Legislative Analyst); presented information and answered questions raised throughout the discussion. Michael Wright; spoke on various concerns relating to the hearing matter.

Member Brown moved that this Resolution be RECOMMENDED. The motion carried by the following vote:

Ayes: 3 - Kim, Peskin, Brown

180478 [Real Property Lease - GTE Mobilnet of California Limited Partnership - 1 South Van Ness Avenue - \$60,000 Annual Base Rent]

Resolution authorizing and approving the lease of telecommunications facilities on the roof at 1 South Van Ness Avenue with GTE Mobilnet of California Limited Partnership, dba Verizon Wireless, for an initial ten year term at an annual base rent of \$60,000 with two five-year options to extend, to commence upon execution after approval by the Board of Supervisors and Mayor, in their respective sole and absolute discretion. (Real Estate Department)

05/04/18; RECEIVED FROM DEPARTMENT.

05/15/18; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

Heard in Committee. Speaker: Josh Keene (Real Estate Division); presented information and answered questions raised throughout the discussion.

Vice Chair Peskin, seconded by Member Brown, moved that this Resolution be RECOMMENDED. The motion carried by the following vote:

Ayes: 3 - Kim, Peskin, Brown

180563 [Real Property Sublease - HealthRIGHT 360 - 1735 Mission Street - DPH Electronic Health Records Initiative - \$625,617 Initial Annualized Base Rent]

Resolution retroactively authorizing the sublease of approximately 19,975 square feet at 1735 Mission Street with HealthRIGHT 360, a California nonprofit corporation, to implement a new Electronic Health Record Initiative for the Department of Public Health, for a three and a half-year term to commence July 1, 2018, through January 16, 2022, at the monthly base rent of \$52,135 for an annualized initial base rent of \$625,617 with a 1% annual increase on each January 17, reimbursement up to \$764,498 to the landlord for tenant improvements, and additional charges for utilities and services per month. (Real Estate Department)

(Fiscal Impact)

05/18/18; RECEIVED FROM DEPARTMENT.

06/05/18; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

Heard in Committee. Speakers: Claudia J. Gorham (Real Estate Division); Dan Goncher (Office of the Budget and Legislative Analyst); Greg Wagner (Department of Public Health); presented information and answered questions raised throughout the discussion. John Hagen (HealthRight360); spoke on various concerns relating to the hearing matter.

Chair Kim moved that this Resolution be REFERRED WITHOUT RECOMMENDATION to the Board of Supervisors. The motion carried by the following vote:

Ayes: 3 - Kim, Peskin, Brown

180244 [Fisherman's Wharf and Fisherman's Wharf Portside Community Benefit Districts - Annual Report - FY2016-2017]

Sponsor: Peskin

Resolution receiving and approving the annual report for the Fisherman's Wharf Community Benefit District and Fisherman's Wharf Portside Community Benefit District for FY2016-2017, submitted as required by the Property and Business Improvement District Law of 1994 (California Streets and Highways Code, Sections 36600 et seq.), Section 36650, and the Districts' management agreements with the City, Section 3.4. (Department of Economic and Workforce Development)

03/13/18; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

03/20/18; REFERRED TO DEPARTMENT. Referred to the Office of the Controller and the Office of Economic and Workforce Development for informational purposes.

Heard in Committee. Speakers: Chris Corgas (Office of Economic and Workforce Development); Troy Campbell, Executive Director (Fisherman's Wharf Community Benefit District); presented information and answered questions raised throughout the discussion.

Vice Chair Peskin, seconded by Supervisor Brown, moved that this Resolution be RECOMMENDED. The motion carried by the following vote:

Ayes: 3 - Kim, Peskin, Brown

180561 [Contract Agreement - Addiction, Research and Treatment, Inc., dba Bay Area Addiction, Research and Treatment, Inc. (BAART) - Methadone Services - Not to Exceed \$35,952,000]

Resolution approving a contract agreement with Addiction, Research and Treatment Inc., dba Bay Area Addiction, Research and Treatment, Inc., for methadone services in an amount not to exceed \$35,952,000 for a contract term of four years from July 1, 2018, through June 30, 2022, with one six-year option to extend. (Public Health Department)
(Fiscal Impact)

05/21/18; RECEIVED FROM DEPARTMENT.

06/05/18; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

06/20/18; CONTINUED TO CALL OF THE CHAIR. Heard in Committee. Speaker: Michelle Ruggels (Department of Public Health); presented information and answered questions raised throughout the discussion.

Heard in Committee. Speakers: Anne Okubo (Department of Public Health); Dan Goncher (Office of the Budget and Legislative Analyst); presented information and answered questions raised throughout the discussion. Michael Wright; spoke on various concerns relating to the hearing matter.

Member Brown moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE, to clarify that the resolution is retroactive to July 1, 2018. The motion carried by the following vote:

Ayes: 3 - Kim, Peskin, Brown

Resolution retroactively approving a contract agreement with Addiction, Research and Treatment Inc., dba Bay Area Addiction, Research and Treatment, Inc., for methadone services in an amount not to exceed \$35,952,000 for a contract term of four years from July 1, 2018, through June 30, 2022, with one six-year option to extend. (Public Health Department)
(Fiscal Impact)

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

Ayes: 3 - Kim, Peskin, Brown

180647 [Accept and Expend Grant - California State Senate Bill 1 Local Partnership Program - Street Resurfacing Projects - FYs 2017-2018 and 2018-2019 - \$4,189,000]

Resolution authorizing the acceptance and expenditure of California State Senate Bill 1 Local Partnership Program formulaic funding in the amount of \$4,189,000 for San Francisco Public Works' street resurfacing projects for FYs 2017-2018 and 2018-2019. (Public Works)
(Fiscal Impact)

06/12/18; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

Heard in Committee. Speaker: Michael Wright; spoke on various concerns relating to the hearing matter.

Vice Chair Peskin moved that this Resolution be CONTINUED TO CALL OF THE CHAIR. The motion carried by the following vote:

Ayes: 3 - Kim, Peskin, Brown

180663 [Accept and Expend Grant - San Francisco Parks Alliance - Community Events, Staff Development, Recreation Programming - \$124,614 - FY2016-2017]

Resolution retroactively authorizing the Recreation and Park Department to accept and expend a grant in the amount of approximately \$124,614 from the San Francisco Parks Alliance to fund community events, staff development, recreation programming, and other activities that occurred in FY2016-2017, for the period of July 1, 2016, through June 30, 2017; and waiving indirect costs. (Recreation and Park Department)

06/19/18; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

Heard in Committee. Speaker: Nathan Tinclair (Recreation and Parks Department); presented information and answered questions raised throughout the discussion.

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

Ayes: 3 - Kim, Peskin, Brown

LITIGATION

Chair Kim requested File Nos. 171004, 180633, 180638, 180706, 180703, 180704, 180705, 180707, 180709, 180659, 180711, and 180712 be called together.

Speakers: Michael Wright spoke on various issues related to the settlement matters.

Conference with City Attorney

[Convene in Closed Session - Existing Litigation - City as Plaintiff and/or Defendant]

Motion that the Government Audit and Oversight Committee of the Board of Supervisors convene in closed session with the City Attorney for the purpose of conferring with, or receiving advice from, the City Attorney regarding the following existing lawsuits and claims in which proposed settlements are being considered by the Committee. Administrative Code Section 67.10(d) permit this closed session. Discussion in open session concerning these matters would likely and unavoidably prejudice the position of the City in the pending lawsuits and claims listed below.

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

Persons in attendance: Jon Givner (Office of the City Attorney); and John Carroll (Office of the Clerk of the Board).

Vice Chair Peskin moved to convene in closed session. The motion carried by the following vote:

Ayes: 3 - Kim, Peskin, Brown

171004 **[Settlement of Lawsuit - George Birmingham - City to Receive \$1,500,000 for Sale of Parcels on the 400 Block of Burnett Avenue]**

Ordinance authorizing settlement of the lawsuit filed by George Birmingham against the City and County of San Francisco; approving the Agreement for Purchase and Sale of Real Estate; and authorizing official acts in connection with this Ordinance; the lawsuit was filed on September 9, 2015, in San Francisco Superior Court, Case No. CGC 15-547835; entitled George Birmingham v. City and County of San Francisco, et al.; the lawsuit involves plaintiff's attempts to gain street access for his parcel that is separated from Burnett Avenue by a paper street owned by Public Works and a vacant Public Utilities Commission parcel; the material terms of the settlement are the City will pursue the legislative approvals necessary to sell the parcels to plaintiff, and plaintiff will purchase the parcels from the City for \$1,500,000; approving the sale of the parcels; and affirming the Planning Department's determination under the California Environmental Quality Act. (City Attorney)

09/18/17; RECEIVED FROM DEPARTMENT.

09/26/17; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

06/27/18; RECEIVED FROM DEPARTMENT.

07/10/18; SUBSTITUTED AND ASSIGNED to Government Audit and Oversight Committee. City Attorney introduced a substitute Ordinance bearing a new title.

Vice Chair Peskin, seconded by Member Brown, moved that this Resolution be RECOMMENDED. The motion carried by the following vote:

Ayes: 3 - Kim, Peskin, Brown

180633 [Partial Settlement of Lawsuit - Malcolm Davis - \$28,000]

Ordinance authorizing settlement of the lawsuit filed by Malcolm Davis against the City and County of San Francisco for \$28,000; the lawsuit was filed on August 20, 2015, in San Francisco Superior Court, Case No. CGC-15-547492; entitled David Alfaro, et al. v. City and County of San Francisco; the lawsuit involves inverse condemnation arising out of flooding damage during major rainstorms; as it relates only to property loss of plaintiff Malcolm Davis, by the payment of \$28,000, and excluding the claim by this plaintiff for diminution of value for plaintiff's real property and the claim by plaintiff for attorney's fees, costs and interest, which will be addressed in later proceedings. (City Attorney)

06/04/18; RECEIVED FROM DEPARTMENT.

06/19/18; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

Vice Chair Peskin, seconded by Member Brown, moved that this Resolution be RECOMMENDED. The motion carried by the following vote:

Ayes: 3 - Kim, Peskin, Brown

180638 [Settlement of Lawsuit - John H. Aspelin and Barbara J. Kaplan-Aspelin - \$199,353]

Ordinance authorizing settlement of the lawsuit filed by John H. Aspelin and Barbara J. Kaplan-Aspelin against the City and County of San Francisco for \$199,353; the lawsuit was filed on December 29, 2016, in San Francisco Superior Court, Case No. CGC-16-556207; entitled John H. Aspelin and Barbara J. Kaplan-Aspelin v. City and County of San Francisco and Does 1 Through 50, Inclusive; the lawsuit involves damage to real property and personal property caused by an alleged flooding event at 1 Justin Drive; and appropriating San Francisco Public Utilities Commission funds for payment of the settlement amount. (City Attorney)

06/11/18; RECEIVED FROM DEPARTMENT.

06/19/18; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

Vice Chair Peskin, seconded by Member Brown, moved that this Resolution be RECOMMENDED. The motion carried by the following vote:

Ayes: 3 - Kim, Peskin, Brown

180706 [Settlement of Lawsuit - Pacific Bell Telephone Company, and AT&T Services, Inc. - \$852,057.22]

Ordinance authorizing settlement of the lawsuit filed by Pacific Bell Telephone Company, and AT&T Services, Inc. against the City and County of San Francisco for \$852,057.22; the lawsuit was filed on October 4, 2016, in San Francisco Superior Court, Case No. CGC-16-554661; entitled Pacific Bell Telephone Company, and AT&T Services, Inc. v. City and County of San Francisco and Does 1 to 100; the lawsuit involves damage to real and personal property caused by two alleged flooding events at 30 Onondaga Street; and appropriating San Francisco Public Utilities Commission funds for payment of the settlement amount. (City Attorney)

06/22/18; RECEIVED FROM DEPARTMENT.

07/10/18; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

Vice Chair Peskin, seconded by Member Brown, moved that this Resolution be RECOMMENDED. The motion carried by the following vote:

Ayes: 3 - Kim, Peskin, Brown

180703 [Settlement of Lawsuit - Charleen Maghzi - \$1,427,637.59]

Ordinance authorizing settlement of the lawsuit filed by Charlene Maghzi, individually and as trustee of the Maghzi Family Marital Trust, against the City and County of San Francisco for \$1,427,637.59; the lawsuit was filed on January 26, 2018, in San Francisco Superior Court, Case No.

CGC-18-563778; entitled Charleen Maghzi, individually and as trustee of the Maghzi Family Marital Trust v. The City and County of San Francisco; the lawsuit involves the plaintiff's claim for damages arising from a 2016 landslide adjacent to Casitas Avenue in San Francisco; and appropriating San Francisco Public Utilities Commission funds for payment of the settlement amount. (City Attorney)

06/22/18; RECEIVED FROM DEPARTMENT.

07/10/18; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

Vice Chair Peskin, seconded by Member Brown, moved that this Resolution be RECOMMENDED. The motion carried by the following vote:

Ayes: 3 - Kim, Peskin, Brown

180704 [Settlement of Lawsuit - Robert Brown - \$119,909]

Ordinance authorizing settlement of the lawsuit filed by Robert Brown against the City and County of San Francisco for \$119,909; the lawsuit was filed on August 13, 2016, in United States District Court, Case No. 16-CV-04671; entitled Robert Brown v. City and County of San Francisco et al.; the lawsuit involves claims of alleged civil rights violation. (City Attorney)

06/22/18; RECEIVED FROM DEPARTMENT.

07/10/18; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

Vice Chair Peskin, seconded by Member Brown, moved that this Resolution be RECOMMENDED. The motion carried by the following vote:

Ayes: 3 - Kim, Peskin, Brown

180705 [Settlement of Lawsuit - Isabel Rodriguez-Alba - \$55,000]

Ordinance authorizing settlement of the lawsuit filed by Isabel Rodriguez-Alba against the City and County of San Francisco for \$55,000; the lawsuit was filed on November 10, 2015, in San Francisco Superior Court, Case No. CGC-15-548917; entitled Isabel Rodriguez-Alba v. City and County of San Francisco; the lawsuit involves an injury when plaintiff tripped and fell in a pothole. (City Attorney)

06/22/18; RECEIVED FROM DEPARTMENT.

07/10/18; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

Vice Chair Peskin, seconded by Member Brown, moved that this Resolution be RECOMMENDED. The motion carried by the following vote:

Ayes: 3 - Kim, Peskin, Brown

180707 [Settlement of Lawsuit - Gail Bonnifield, Aquene Cali Montano, a Minor, By And Through Her Guardian Ad Litem Ulises Montano, and Dontanayia Lockwood - \$110,000]

Ordinance authorizing settlement of the lawsuit filed by Gail Bonnifield, Aquene Cali Montano, a Minor, By And Through Her Guardian Ad Litem Ulises Montano, and Dontanayia Lockwood against the City and County of San Francisco, et al. for \$110,000; the lawsuit was filed on March 22, 2017, in San Francisco Superior Court, Case No. CGC-17-557677; entitled Gail Bonnifield, et al. v. City and County of San Francisco, et al.; the lawsuit involves alleged personal injury from pedestrians being struck by a City vehicle. (City Attorney)

06/22/18; RECEIVED FROM DEPARTMENT.

07/10/18; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

Vice Chair Peskin, seconded by Member Brown, moved that this Resolution be RECOMMENDED. The motion carried by the following vote:

Ayes: 3 - Kim, Peskin, Brown

180709 [Settlement of Lawsuit - Rita Kae Restrepo, Cheryl Randolph - \$195,000]

Ordinance authorizing settlement of the lawsuit filed by Rita Kae Restrepo and Cheryl Randolph against the City and County of San Francisco for \$195,000; the lawsuit was filed on May 13, 2016, in the San Francisco Superior Court, Case No. CGC-16-551996; entitled Rita Kae Restrepo and Cheryl Randolph v. City and County of San Francisco, et al.; the lawsuit involves an employment dispute. (City Attorney)

06/28/18; RECEIVED FROM DEPARTMENT.

07/10/18; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

Vice Chair Peskin, seconded by Member Brown, moved that this Resolution be RECOMMENDED. The motion carried by the following vote:

Ayes: 3 - Kim, Peskin, Brown

180659 [Tolling Agreement - Fong & Chan Architects - Zuckerberg San Francisco General Hospital Rebuild Dispute]

Resolution approving a Tolling Agreement to toll the statutes of limitations for Fong & Chan Architects to bring potential claims against the City and County of San Francisco arising out of the rebuild of the new Zuckerberg San Francisco General Hospital in 2016. (City Attorney)

06/18/18; RECEIVED FROM DEPARTMENT.

06/26/18; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

07/03/18; TRANSFERRED to Government Audit and Oversight Committee. President Cohen transferred this matter from the Budget and Finance Sub-Committee to the Government Audit and Oversight Committee.

Vice Chair Peskin, seconded by Member Brown, moved that this Resolution be RECOMMENDED. The motion carried by the following vote:

Ayes: 3 - Kim, Peskin, Brown

180711 [Settlement of Unlitigated Claim - Sarah Vigil - \$50,000]

Resolution approving the settlement of the unlitigated claim filed by Sarah Vigil against the City and County of San Francisco for \$50,000; the claim was filed on October 6, 2017; the claim involves a bodily injury arising from a multiple rear-end vehicle accident. (City Attorney)

06/22/18; RECEIVED FROM DEPARTMENT.

07/10/18; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

Vice Chair Peskin, seconded by Member Brown, moved that this Resolution be RECOMMENDED. The motion carried by the following vote:

Ayes: 3 - Kim, Peskin, Brown

180712 [Settlement of Unlitigated Claim - P55 Hotel Owner, LLC - \$575,350]

Resolution approving the settlement of the unlitigated claim filed by P55 Hotel Owner, LLC against the City and County of San Francisco for \$575,350; the claim was filed on December 11, 2017; the claim involves an alleged overpayment of transfer tax. (City Attorney)

06/22/18; RECEIVED FROM DEPARTMENT.

07/10/18; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

Vice Chair Peskin, seconded by Member Brown, moved that this Resolution be RECOMMENDED. The motion carried by the following vote:

Ayes: 3 - Kim, Peskin, Brown

[Elect Not to Disclose]

Motion that the Committee finds that it is in the best interest of the public that the Committee elect at this time not to disclose its closed session deliberations listed above.

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

Ayes: 3 - Kim, Peskin, Brown

ADJOURNMENT

There being no further business, the Government Audit and Oversight Committee adjourned at the hour of 12:03 p.m.

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