



City and County of San Francisco

Meeting Agenda

Government Audit and Oversight Committee

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

Members: Dean Preston, Catherine Stefani, Connie Chan

*Clerk: Stephanie Cabrera
(415) 554-7722 ~ stephanie.cabrera@sfgov.org*

Thursday, June 1, 2023

10:00 AM

City Hall, Legislative Chamber, Room 250

Regular Meeting

Remote Access to Information and Participation

The Board of Supervisors (www.sfbos.org) and its committees convene hybrid meetings that allow in-person attendance, in-person public comment (prioritized before remote public comment), remote access (watch: www.sfgovtv.org), and remote public comment via teleconference (<https://sfbos.org/remote-meeting-call>). Members of the public may also submit their comments by email to the Clerk listed above; all comments received will be made a part of the official record.

PUBLIC COMMENT CALL IN
1 (415) 655-0001 / Meeting ID: 2596 640 2181 # #
(Press *3 to enter the speaker line)

ROLL CALL AND ANNOUNCEMENTS

COMMUNICATIONS

AGENDA CHANGES

REGULAR AGENDA

1. [230537](#) **[Contract Amendment - HealthRIGHT 360 - Check-Writing Services - Not to Exceed \$107,416,172]**

Resolution approving Amendment No. 2 to the agreement between HealthRIGHT 360 and the Department of Public Health (DPH), for check-writing services; to increase the agreement by \$60,650,012 for an amount not to exceed \$107,416,172; to extend the term by two years and six months from June 30, 2023, for a total agreement term of January 1, 2021, through December 31, 2025; and to authorize DPH to enter into amendments or modifications to the contract prior to its final execution by all parties that do not materially increase the obligations or liabilities to the City and are necessary to effectuate the purposes of the contract or this Resolution. (Public Health Department)

(Fiscal Impact)

5/5/23; RECEIVED FROM DEPARTMENT.

5/16/23; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

The Chair intends to entertain a motion to refer this item to the full Board as a Committee Report for consideration on June 6, 2023.

2. [230392](#) **[Hearing - Community Ambassadors]**

Sponsor: Preston

Hearing to discuss Community Ambassadors, including training, roles and responsibilities, deployment, cost, and oversight/accountability; and requesting the Department of Emergency Management, Department of Homelessness and Supportive Housing, Office of Civic Engagement and Immigrant Affairs, and Office of Economic and Workforce Development to report.

4/4/23; RECEIVED AND ASSIGNED to the Public Safety and Neighborhood Services Committee.

4/10/23; TRANSFERRED to the Government Audit and Oversight Committee.

3. [190785](#) **[Hearing - Civil Grand Jury Report - Act Now Before it is Too Late: Aggressively Expand and Enhance Our High-Pressure Emergency Firefighting Water System]**
Hearing on the 2018-2019 Civil Grand Jury Report, entitled "Act Now Before it is Too Late: Aggressively Expand and Enhance Our High-Pressure Emergency Firefighting Water System." (Clerk of the Board)
- 7/17/19; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.
- 7/25/19; REFERRED TO DEPARTMENT.
- 9/11/19; RESPONSE RECEIVED.
- 9/12/19; RESPONSE RECEIVED.
- 9/16/19; RESPONSE RECEIVED.
- 9/19/19; CONTINUED TO CALL OF THE CHAIR.
- 6/25/20; RESPONSE RECEIVED.
- 7/16/20; CONTINUED TO CALL OF THE CHAIR.
- 12/2/20; RESPONSE RECEIVED.
- 1/21/21; CONTINUED TO CALL OF THE CHAIR.
- 6/23/21; RESPONSE RECEIVED.
- 11/18/21; CONTINUED TO CALL OF THE CHAIR.
- 12/30/21; RESPONSE RECEIVED.

4. [230474](#) **[Airport Professional Services Agreement - SP Plus SF Joint Venture - Management and Operations of Airport Public and Employee Parking Facilities - Not to Exceed \$214,947,987]**
Resolution approving the Professional Services Agreement, Contract No. 50337, for a five-year term commencing July 1, 2023, through June 30, 2028, in an amount not to exceed \$214,947,987 for the Management and Operations of Airport Public and Employee Parking Facilities between SP Plus SF Joint Venture and the City and County of San Francisco, acting by and through its Airport Commission. (Airport Commission)
- (Fiscal Impact)
- 4/20/23; RECEIVED FROM DEPARTMENT.
- 5/2/23; RECEIVED AND ASSIGNED to the Budget and Finance Committee.
- 5/22/23; TRANSFERRED to the Government Audit and Oversight Committee.

5. [230448](#) **[Memorandum of Understanding - San Francisco Fire Fighters Union Local 798, IAFF, AFL-CIO, Unit 1]**
Sponsor: Mayor
Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and San Francisco Fire Fighters Union Local 798, IAFF, AFL-CIO, Unit 1, to be effective July 1, 2023, through June 30, 2026.
- 4/18/23; ASSIGNED to the Government Audit and Oversight Committee.
- 4/28/23; REFERRED TO DEPARTMENT.
- 5/1/23; RESPONSE RECEIVED.
- 5/4/23; RECOMMENDED.
- 5/16/23; RE-REFERRED to the Government Audit and Oversight Committee.
- 5/22/23; REFERRED TO DEPARTMENT.
- The Chair intends to entertain a motion to refer this item to the full Board as a Committee Report for consideration on June 6, 2023.*
6. [230449](#) **[Memorandum of Understanding - San Francisco Fire Fighters Union Local 798, IAFF, AFL-CIO, Unit 2]**
Sponsor: Mayor
Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and San Francisco Fire Fighters Union Local 798, IAFF, AFL-CIO, Unit 2, to be effective July 1, 2023, through June 30, 2026.
- 4/18/23; ASSIGNED to the Government Audit and Oversight Committee.
- 4/28/23; REFERRED TO DEPARTMENT.
- 5/1/23; RESPONSE RECEIVED.
- 5/4/23; RECOMMENDED.
- 5/16/23; RE-REFERRED to the Government Audit and Oversight Committee.
- 5/22/23; REFERRED TO DEPARTMENT.
- The Chair intends to entertain a motion to refer this item to the full Board as a Committee Report for consideration on June 6, 2023.*
7. [230561](#) **[Memorandum of Understanding - Municipal Executives Association - Fire]**
Sponsor: Mayor
Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Municipal Executives Association - Fire, to be effective July 1, 2023, through June 30, 2026.
- 5/16/23; ASSIGNED to the Government Audit and Oversight Committee.
- 5/22/23; REFERRED TO DEPARTMENT.
- The Chair intends to entertain a motion to refer this item to the full Board as a Committee Report for consideration on June 6, 2023.*

8. [230564](#) **[Memorandum of Understanding - Service Employees International Union, Local 1021 - Amendment No. 2]**
Sponsors: Mayor; Safai
Ordinance adopting and implementing the Second Amendment to the 2022-2024 Memorandum of Understanding between the City and County of San Francisco and Service Employees International Union, Local 1021, effective July 1, 2023, to adopt a side letter agreement to undertake classification studies and equity adjustments for certain represented classifications.

5/16/23; ASSIGNED to the Government Audit and Oversight Committee.

5/22/23; REFERRED TO DEPARTMENT.

The Chair intends to entertain a motion to refer this item to the full Board as a Committee Report for consideration on June 6, 2023.
9. [230565](#) **[Memorandum of Understanding - Service Employees International Union, Local 1021 - Amendment No. 3]**
Sponsors: Mayor; Safai
Ordinance adopting and implementing the Third Amendment to the 2022-2024 Memorandum of Understanding between the City and County of San Francisco and Service Employees International Union Local 1021, effective July 1, 2023, to amend the compensation provision for 8238 Public Safety Communications Dispatcher and 8239 Senior Police Communications Dispatcher to provide an additional sixth salary step to both classifications.

5/16/23; ASSIGNED to the Government Audit and Oversight Committee.

5/22/23; REFERRED TO DEPARTMENT.

The Chair intends to entertain a motion to refer this item to the full Board as a Committee Report for consideration on June 6, 2023.
10. [230566](#) **[Memorandum of Understanding - Service Employees International Union, Local 1021 - Amendment No. 4]**
Sponsors: Mayor; Safai
Ordinance adopting and implementing the Fourth Amendment to the 2022-2024 Memorandum of Understanding between the City and County of San Francisco and Service Employees International Union, Local 1021, effective July 1, 2023, to adopt a side letter agreement for a retention payment program for certain Human Services Agency employees who provide child welfare emergency response services.

5/16/23; ASSIGNED to the Government Audit and Oversight Committee.

5/22/23; REFERRED TO DEPARTMENT.

The Chair intends to entertain a motion to refer this item to the full Board as a Committee Report for consideration on June 6, 2023.

11. [230567](#) **[Memorandum of Understanding - Municipal Executives Association - Amendment No. 1]**
Sponsor: Mayor
Ordinance adopting and implementing the First Amendment to the 2022-2024 Memorandum of Understanding between the City and County of San Francisco and the Municipal Executives Association, effective July 1, 2023, to adopt a side letter agreement for a retention payment program for certain Human Services Agency employees who provide child welfare emergency response services.

5/16/23; ASSIGNED to the Government Audit and Oversight Committee.

5/22/23; REFERRED TO DEPARTMENT.

The Chair intends to entertain a motion to refer this item to the full Board as a Committee Report for consideration on June 6, 2023.
12. [230568](#) **[Memorandum of Understanding - Municipal Executives Association - Amendment No. 2]**
Sponsor: Mayor
Ordinance adopting and implementing the Second Amendment to the 2022-2024 Memorandum of Understanding between the City and County of San Francisco and the Municipal Executives Association, effective July 1, 2023, to adopt a side letter agreement to reinstate the Airport Employee Transit Pilot Program at San Francisco International Airport.

5/18/23; ASSIGNED to the Government Audit and Oversight Committee.

5/22/23; REFERRED TO DEPARTMENT.

The Chair intends to entertain a motion to refer this item to the full Board as a Committee Report for consideration on June 6, 2023.
13. [230563](#) **[Compensation for Unrepresented Employees]**
Sponsor: Mayor
Ordinance fixing compensation for persons employed by the City and County of San Francisco whose compensation is subject to the provisions of Section A8.409 of the Charter, in job codes not represented by an employee organization, and establishing working schedules and other terms and conditions of employment and methods of payment effective July 1, 2023.

5/16/23; ASSIGNED to the Government Audit and Oversight Committee.

5/22/23; REFERRED TO DEPARTMENT.

The Chair intends to entertain a motion to refer this item to the full Board as a Committee Report for consideration on June 6, 2023.

14. [230562](#) **[Memorandum of Understanding - Municipal Executives Association - Police]**

Sponsor: Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Municipal Executives Association - Police, to be effective July 1, 2023, through June 30, 2026.

5/16/23; ASSIGNED to the Government Audit and Oversight Committee.

5/22/23; REFERRED TO DEPARTMENT.

The Chair intends to entertain a motion to refer this item to the full Board as a Committee Report for consideration on June 6, 2023.

LITIGATION

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 litigation and anticipated litigation. 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.*

15. [230432](#) **[Authorization to Expend Funds for Yosemite Slough Sediment Site Studies]**

Resolution authorizing the San Francisco Public Utilities Commission to expend funds, subject to appropriation, to perform pre-design technical studies in support of cleanup of the Yosemite Slough Sediment Site as required by the interim settlement of the United States Environmental Protection Agency's unlitigated claim against the City and County of San Francisco approved in Resolution No. 350-16 and Ordinance No. 18-20. (City Attorney)

4/17/23; RECEIVED FROM DEPARTMENT.

4/25/23; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

The Chair intends to entertain a motion to refer this item to the full Board as a Committee Report for consideration on June 6, 2023.

16. [230535](#) **[Tolling Agreement - The Mexican Museum - Lawsuit Statute of Limitations]**
Resolution approving a tolling agreement to toll the statute of limitations on The Mexican Museum's lawsuit against the City in exchange for a dismissal without prejudice in The Mexican Museum v. City and County of San Francisco, et al., San Francisco Superior Case No. CGC-14-542509. (City Attorney)
5/5/23; RECEIVED FROM DEPARTMENT.
5/16/23; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.
17. [230400](#) **[Settlement of Lawsuit - New Cingular Wireless PCS LLC - \$463,593]**
Ordinance authorizing settlement of the lawsuit filed by New Cingular Wireless PCS LLC against the City and County of San Francisco for \$463,593; the lawsuit was filed on December 12, 2022, in San Francisco Superior Court, Case No. CGC-22-603406; entitled New Cingular Wireless PCS LLC. v. City and County of San Francisco et al.; the lawsuit involves a claim for refund of penalties and interest related to the access line tax for tax periods February 1, 2021, through and including August 31, 2021. (City Attorney)
4/4/23; RECEIVED FROM DEPARTMENT.
4/18/23; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.
18. [230494](#) **[Settlement of Lawsuit - Esquivel Grading & Paving, Inc. and Con-Quest Contractors, Inc. - \$250,000]**
Ordinance authorizing settlement of the lawsuit filed by Esquivel Grading & Paving, Inc. against the City and County of San Francisco by the payment of \$250,000; the action against the City was filed on April 12, 2022, in the Superior Court of California, County of San Francisco, Case No. CGC-20-587321; entitled Con-Quest Contractors, Inc. v. Esquivel Grading & Paving, Inc., et al.; the lawsuit involves alleged breach of contract; material terms of the settlement are that the City will pay Con-Quest Contractors, Inc. \$250,000 and Esquivel will pay Con-Quest \$150,000. (City Attorney)
5/1/23; RECEIVED FROM DEPARTMENT.
5/9/23; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.
19. [230495](#) **[Settlement of Lawsuit - Richard F. Bettencourt, et al. - City to Receive \$300,000]**
Ordinance authorizing settlement of the lawsuit filed by the City and County of San Francisco for payment to San Francisco for \$300,000; the lawsuit was filed on November 15, 2019, in Stanislaus County Superior Court, Case No. CV-19-006916; entitled City and County of San Francisco v. Richard F. Bettencourt, et al.; the lawsuit involves damage to approximately 500 feet of San Joaquin Pipeline ("SJPL No. 1"); other material terms of the settlement are the City shall receive \$300,000. (City Attorney)
5/1/23; RECEIVED FROM DEPARTMENT.
5/9/23; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

- 20. [230496](#) [Settlement of Lawsuit - Cheryl Thornton - \$100,000]**
Ordinance authorizing settlement of the lawsuit filed by Cheryl Thornton against the City and County of San Francisco for \$100,000; the lawsuit was filed on April 20, 2021, in United States District Court, Northern District of California, Case No. 3:21-cv-02938-SI; entitled Cheryl Thornton v. City and County of San Francisco; the lawsuit involves an employment dispute. (City Attorney)
5/1/23; RECEIVED FROM DEPARTMENT.
5/9/23; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.
- 21. [230497](#) [Settlement of Lawsuit - Darlene Daevu - \$90,000]**
Ordinance authorizing settlement of the lawsuit filed by Darlene Daevu against the City and County of San Francisco for \$90,000; the lawsuit was filed on April 20, 2021, in United States District Court, Northern District of California, Case No. 4:21-cv-02936-JST; entitled Darlene Daevu v. City and County of San Francisco; the lawsuit involves an employment dispute. (City Attorney)
5/1/23; RECEIVED FROM DEPARTMENT.
5/9/23; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.
- 22. [230498](#) [Settlement of Lawsuit - Dellfinia Hardy - \$116,250]**
Ordinance authorizing settlement of the lawsuit filed by Dellfinia Hardy against the City and County of San Francisco for \$116,250; the lawsuit was filed on April 20, 2021, in United States District Court, Northern District of California, Case No. 3:21-cv-02934-SI; entitled Dellfinia Hardy v. City and County of San Francisco; the lawsuit involves an employment dispute. (City Attorney)
5/1/23; RECEIVED FROM DEPARTMENT.
5/9/23; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.
- 23. [230530](#) [Settlement of Lawsuit - Jane Doe 1, Jane Doe 4, Jane Doe 5, Jane Doe 6, Jane Doe 9, John Doe 1, John Doe 2, John Doe 3, John Doe 4, John Doe 6, John Doe 7 - \$2,223,500]**
Ordinance authorizing settlement of the lawsuit, subject to the approval of the Probate Court, filed by Jane Doe 1, Jane Doe 4, Jane Doe 5, Jane Doe 6, Jane Doe 9, John Doe 1, John Doe 2, John Doe 3, John Doe 4, John Doe 6, John Doe 7 against the City and County of San Francisco for \$2,223,500; the lawsuit was filed on May 28, 2021, in San Francisco Superior Court, Case No. CGC-21-592296; entitled Jane Doe 1, et al. v. City and County of San Francisco, et al.; the lawsuit involves allegations of abuse and privacy violations brought by current and former residents of Laguna Honda Hospital and Rehabilitation Center. (City Attorney)
5/3/23; RECEIVED FROM DEPARTMENT.
5/16/23; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

- 24. [230531](#) [Settlement of Lawsuit - Jonathan Valladares - \$45,000]**
Ordinance authorizing settlement of the lawsuit filed by Jonathan Valladares against the City and County of San Francisco for \$45,000; the lawsuit was filed on October 3, 2019, in San Francisco Superior Court, Case No. CGC-19-579765; entitled Jonathan Valladares v. City and County of San Francisco, et al.; the lawsuit involves alleged personal injury from vehicle collision. (City Attorney)
5/5/23; RECEIVED FROM DEPARTMENT.
5/16/23; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.
- 25. [230532](#) [Settlement of Lawsuit - Ricky Williams - \$75,000]**
Ordinance authorizing settlement of the lawsuit filed by Ricky Williams against the City and County of San Francisco for \$75,000; the lawsuit was filed on October 1, 2020, in San Francisco Superior Court, Case No. CGC-20-587073; entitled Ricky Williams v. City and County of San Francisco; the lawsuit involves an employment dispute. (City Attorney)
5/5/23; RECEIVED FROM DEPARTMENT.
5/16/23; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.
- 26. [230533](#) [Settlement of Lawsuit - Patrick Jackson - \$50,000]**
Ordinance authorizing settlement of the lawsuit filed by Patrick Jackson against the City and County of San Francisco et al. for \$50,000; the lawsuit was filed on February 23, 2022, in San Francisco Superior Court, Case No. CGC-22-598303; entitled Patrick Jackson v. City and County of San Francisco et al.; the lawsuit involves an employment dispute. (City Attorney)
5/5/23; RECEIVED FROM DEPARTMENT.
5/16/23; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.
- 27. [230534](#) [Settlement of Lawsuit - Abdul Nevarez and Priscilla Nevarez - \$227,500]**
Ordinance authorizing settlement of the lawsuit filed by Abdul Nevarez and Priscilla Nevarez against the City and County of San Francisco for \$227,500; the lawsuit was filed on September 27, 2019, in United States District Court, Northern District of California, Case No. 19-CV-06155-SK; entitled Abdul Nevarez and Priscilla Nevarez v. City of San Francisco, et al.; the lawsuit involves disability access violations in the City's golf courses; other material terms of the settlement are making certain disability access improvements at the Harding Park and Fleming Park golf courses. (City Attorney)
5/5/23; RECEIVED FROM DEPARTMENT.
5/16/23; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.
- 28. [230555](#) [Settlement of Lawsuit - David Cordero - \$69,999]**
Ordinance authorizing settlement of the lawsuit filed by David Cordero against the City and County of San Francisco for \$69,999; the lawsuit was filed on April 9, 2019, in U.S. District Court for the Northern District of California, Case No. 19-cv-01834; entitled David Cordero v. City and County of San Francisco, et al.; the lawsuit involves alleged civil rights violations arising out of a traffic stop on August 12, 2018. (City Attorney)
5/9/23; RECEIVED FROM DEPARTMENT.
5/23/23; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

- 29. [230556](#) [Settlement of Lawsuit - Xavier Pittman - \$195,000]**
Ordinance authorizing settlement of the lawsuit filed by Xavier Pittman against the City and County of San Francisco for \$195,000; the lawsuit was filed on April 19, 2022, in United States District Court for the Northern District of California, Case No. 22-cv-02412-LB; entitled Xavier Pittman v. City and County of San Francisco, et al.; the lawsuit involves an officer involved shooting. (City Attorney)
5/9/23; RECEIVED FROM DEPARTMENT.
5/23/23; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.
- 30. [230431](#) [Settlement of Unlitigated Claim - Bonifacio Rei Q Salvador - \$39,223.18]**
Resolution approving the settlement of the unlitigated claim filed by Bonifacio Rei Q Salvador against the City and County of San Francisco for \$39,223.18; the claim was filed on December 21, 2021; the claim involves alleged property damage and personal injury from a vehicle collision. (City Attorney)
4/11/23; RECEIVED FROM DEPARTMENT.
4/25/23; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.
- 31. [230470](#) [Settlement of Unlitigated Claim - Euphoria Hospitality, Inc., dba Nob Hill Hotel - \$245,152.11]**
Resolution approving settlement of the unlitigated claim filed by Euphoria Hospitality, Inc., dba Nob Hill Hotel, against the City and County of San Francisco for \$245,152.11; the claim was filed on February 3, 2023; the claim involves allegations of property damage to the Nob Hill Hotel caused by shelter-in-place (SIP) hotel guests during the COVID-19 pandemic and resulting loss of use; other material terms of the settlement include a mutual full and final release, with each party to bear their own costs. (City Attorney)
4/18/23; RECEIVED FROM DEPARTMENT.
5/2/23; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.
- 32. [230471](#) [Settlement of Unlitigated Claim - SF Good LLC - \$3,893,862]**
Resolution approving the settlement of the unlitigated claim filed by SF Good LLC, against the City and County of San Francisco for \$3,893,862; the claim was filed on February 21, 2023; the claim involves allegations of property damage to the Good Hotel caused by shelter-in-place (SIP) hotel guests during the COVID-19 pandemic and resulting loss of use; other material terms of the settlement include a mutual full and final release, with each party to bear their own costs. (City Attorney)
4/18/23; RECEIVED FROM DEPARTMENT.
5/2/23; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

- 33. [230472](#) [Settlement of Unlitigated - Claim Goodwill of San Francisco, San Mateo, and Marin Counties, Inc., dba Goodwill of the San Francisco Bay - \$240,280.15]**
Resolution approving the settlement of the unlitigated claim filed by Goodwill of the San Francisco Bay against the City and County of San Francisco for \$240,280.15; the claim was filed on September 23, 2022; the claim involves allegations of unpaid State Unemployment Insurance charges; other material terms of the settlement include a mutual full and final release, with each party to bear their own costs. (City Attorney)
4/18/23; RECEIVED FROM DEPARTMENT.
5/2/23; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.
- 34. [230499](#) [Settlement of Unlitigated Claim - Wing Kwok and Lai Leng Lei - \$71,000]**
Resolution approving the settlement of the unlitigated claim filed by Wing Kwok and Lai Leng Lei against the City and County of San Francisco for \$71,000; the claim was filed on November 8, 2022; the claim involves alleged property damage due to flooding caused by a water main rupture. (City Attorney)
5/1/23; RECEIVED FROM DEPARTMENT.
5/9/23; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.
- 35. [230536](#) [Settlement of Unlitigated Claim - 1231 Market Street Owner L.P. - \$19,500,000]**
Resolution approving the settlement of the unlitigated claim filed by 1231 Market Street Owner L.P. against the City and County of San Francisco for \$19,500,000; the claim was filed on April 13, 2023; the claim involves allegations of property damage to the Hotel Whitcomb caused by shelter-in-place (SIP) hotel guests during the COVID-19 pandemic and resulting loss of use; other material terms of the settlement include a mutual full and final release, with each party to bear their own costs. (City Attorney)
5/8/23; RECEIVED FROM DEPARTMENT.
5/16/23; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

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

[Elect To Disclose]

Motion that the Board finds it is in the public interest to disclose information discussed in closed session, and directs the Chair immediately to disclose that information.

[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.

ADJOURNMENT

NOTE: Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the general plan amendments or planning code and zoning map amendments described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

LEGISLATION UNDER THE 30-DAY RULE

NOTE: The following legislation will not be considered at this meeting. Board Rule 3.22 provides that when an Ordinance or Resolution is introduced which would CREATE OR REVISE MAJOR CITY POLICY, the Committee to which the legislation is assigned shall not consider the legislation until at least thirty days after the date of introduction. The provisions of this rule shall not apply to the routine operations of the departments of the City or when a legal time limit controls the hearing timing. In general, the rule shall not apply to hearings to consider subject matter when no legislation has been presented, nor shall the rule apply to resolutions which simply URGE action to be taken.

(There is no legislation pending under the 30-Day Rule.)

Agenda Item Information

Each item on the Consent or Regular agenda may include the following documents: 1) Legislation; 2) Budget and Legislative Analyst report; 3) Department or Agency cover letter and/or report; 4) Public correspondence. These items are available for review at City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, Reception Desk or at <https://sfbos.org/legislative-research-center-lrc>.

Meeting Procedures

The Board of Supervisors is the legislative body of the City and County of San Francisco. The Board has several standing committees where legislation is the subject of hearings at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee.

Board procedures do not permit: 1) vocal or audible support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones or electronic devices; 3) bringing in or displaying signs in the meeting room; and 4) standing in the meeting room. Each member of the public will be allotted the same maximum number of minutes to speak as set by the President or Chair at the beginning of each item or public comment, excluding City representatives; except that public speakers using interpretation assistance will be allowed to testify for twice the amount of time. If simultaneous interpretation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting interpretation assistance. Members of the public who want to display a document should place it on the overhead during their public comment and remove the document when they want the screen to return to live coverage of the meeting.

IMPORTANT INFORMATION: The public is encouraged to testify at Board and Committee meetings. Persons unable to attend the meeting may submit to the City, by the time the proceedings begin, written comments regarding agenda items. These comments will be made a part of the official public record and brought to the attention of the Board of Supervisors. Written communications should be submitted to the Clerk of the Board or the Clerk of the Committee: 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102. Communications not received prior to the hearing may be delivered to the Clerk of the Board or the Clerk of the Committee and will be shared with the Members.

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AGENDA PACKET: Available at <http://www.sfbos.org/meetings>. Meetings are cablecast on SFGovTV, the Government Channel, at www.sfgovtv.org or Cable Channels 26, 28, 78 or 99 (depending on your provider). For DVD copies call (415) 554-4188.

LANGUAGE INTERPRETERS: Language services are available in Spanish, Chinese and Filipino if requests are made at least 48 hours in advance of the meeting, to help ensure availability. For more information or to request services: Contact Wilson Ng at (415) 554-5184.

傳譯服務: 所有常規及特別市參事會會議和常務委員會會議將提供西班牙文, 中文以及菲律賓文的傳譯服務, 但必須在會議前最少48小時作出請求, 以確保能獲取到傳譯服務。將因應請求提供交替傳譯服務, 以便公眾向有關政府機構發表意見。如需更多資訊或請求有關服務, 請致電 (415) 554-5184 聯絡我們。

AVISO EN ESPAÑOL: Los servicios de idiomas están disponibles en español, chino, y filipino en todas las reuniones regulares y reuniones especiales de la Junta, de los Comités, si se solicita por lo menos 48 horas antes de la reunión para ayudar a garantizar su disponibilidad. Para más información o solicitar servicios, por favor contactar a (415) 554-5184.

PAUNAWA: Mayroong serbisyong pang-wika sa Espanyol, Tsino at Pilipino para sa lahat ng mga regular at espesyal na pagpupulong ng Board, at Komite ng Board. Sa kasalukuyan, mayroong serbisyo sa wikang Pilipino na maaaring hilingin, 48 oras (o mas maaga) bago ng pagpupulong upang matiyak na matutugunan ang inyong kahilingan. Para sa karagdagang impormasyon o para humiling ng serbisyo pang-wika, tawagan lamang ang (415) 554-5184.

Americans with Disabilities Act (ADA)

The ADA is a civil rights law that protects people with different types of disabilities from discrimination in all aspects of social life. More specifically, Title II of the ADA requires that all programs offered through the state and local government such as the City and County of San Francisco must be accessible and usable to people with disabilities. The ADA and City policy require that people with disabilities have equal access to all City services, activities, and benefits. People with disabilities must have an equal opportunity to participate in the programs and services offered through the City and County of San Francisco. If you believe your rights under the ADA are violated, contact the ADA Coordinator.

Ordinance No. 90-10 added Section 2A.22.3 to the Administrative Code, which adopted a Citywide Americans with Disabilities Act Reasonable Modification Policy that requires City departments to: (1) provide notice to the public of the right to request reasonable modification; (2) respond promptly to such requests; (3) provide appropriate auxiliary aids and services to people with disabilities to ensure effective communication; and (4) train staff to respond to requests from the public for reasonable modification, and that requires the Mayor's Office on Disability to provide technical assistance to City departments responding to requests from the public for reasonable modifications. The Board of Supervisors and Office of the Clerk of the Board support the Mayor's Office on Disability to help make San Francisco a city where all people enjoy equal rights, equal opportunity, and freedom from illegal discrimination under disability rights laws.

Meetings are real-time captioned and are cablecast open-captioned on SFGovTV, the Government Channel, at www.sfgovtv.org or Cable Channels 26, 28, 78 or 99 (depending on your provider). Board and Committee meeting agendas and minutes are available on the Board's website www.sfbos.org and adhere to web development guidelines based upon the Federal Access Board's Section 508 Guidelines. To request sign language interpreters, readers, large print agendas or other accommodations, please contact (415) 554-5184 or (415) 554-5227 (TTY). Requests made at least 48 hours in advance of the meeting will help to ensure availability. If further assistance is needed, please contact Wilson Ng at (415) 554-5184 wilson.l.ng@sfgov.org.

Know Your Rights Under The Sunshine Ordinance

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils, and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review. For information on your rights under the Sunshine Ordinance (San Francisco Administrative Code, Chapter 67) or to report a violation of the ordinance, contact by mail Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102; phone at (415) 554-7724; fax at (415) 554-5163; or by email at soft@sfgov.org Citizens may obtain a free copy of the Sunshine Ordinance by printing the San Francisco Administrative Code, Chapter 67, on the Internet at <http://www.sfbos.org/sunshine>.

Ethics Requirements

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code, Section 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 25 Van Ness Avenue, Suite 220, San Francisco, CA 94102; telephone (415) 252-3100; fax (415) 252-3112; web site <http://www.sfgov.org/ethics>.

Under Campaign and Governmental Conduct Code, Section 1.127, no person or entity with a financial interest in a land use matter pending before the Board of Appeals, Board of Supervisors, Building Inspection Commission, Commission on Community Investment and Infrastructure, Historic Preservation Commission, Planning Commission, Port Commission, or the Treasure Island Development Authority Board of Directors, may make a campaign contribution to a member of the Board of Supervisors, the Mayor, the City Attorney, or a candidate for any of those offices, from the date the land use matter commenced until 12 months after the board or commission has made a final decision, or any appeal to another City agency from that decision has been resolved. For more information about this restriction, visit <http://www.sfethics.org>.