

BOARD of SUPERVISORS



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MEMORANDUM

GOVERNMENT AUDIT AND OVERSIGHT COMMITTEE

SAN FRANCISCO BOARD OF SUPERVISORS

TO: Supervisor Dean Preston, Chair
Government Audit and Oversight Committee

FROM: John Carroll, Assistant Clerk

DATE: June 4, 2023

SUBJECT: **COMMITTEE REPORT, BOARD MEETING**
Tuesday, June 6, 2023

The following file should be presented as COMMITTEE REPORT at the regular Board meeting on Tuesday, June 6, 2023. This resolution was acted upon at the regular Government Audit and Oversight Committee meeting on Thursday, June 1, 2023 at 10:00 a.m., by the votes indicated.

Item No. 31 File No. 230432

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.

RECOMMENDED AS A COMMITTEE REPORT

Vote: Supervisor Dean Preston - Aye
 Supervisor Connie Chan - Aye
 Supervisor Rafael Mandelman - Aye

Cc: Board of Supervisors
Angela Calvillo, Clerk of the Board
Alisa Somera, Legislative Deputy
Anne Pearson, Deputy City Attorney

File No. 230432

Committee Item No. 15

Board Item No. 31

COMMITTEE/BOARD OF SUPERVISORS

AGENDA PACKET CONTENTS LIST

Committee: Government Audit and Oversight

Date: June 1, 2023

Board of Supervisors Meeting:

Date: June 6, 2023

Cmte Board

- Motion
- Resolution
- Ordinance
- Legislative Digest
- Budget and Legislative Analyst Report
- Youth Commission Report
- Introduction Form
- Department/Agency Cover Letter and/or Report
- MOU - FY2022-2024 - Clean
- MOU - FY2022-2024 - Redline
- Grant Information Form
- Grant Budget
- Subcontract Budget
- Contract / DRAFT Mills Act Agreement
- Form 126 – Ethics Commission
- Award Letter
- Application
- Public Correspondence

OTHER

- Committee Report Request Memo – May 24, 2023
- _____
- _____
- _____
- _____
- _____
- _____

Prepared by: Stephanie Cabrera

Date: May 23, 2023

Prepared by: John Carroll

Date: June 3, 2023

Prepared by: _____

Date: _____

1 [Authorization to Expend Funds for Yosemite Slough Sediment Site Studies]

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

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9 WHEREAS, On December 15, 2008, the United States Environmental Protection
10 Agency (“EPA”) served notice on the City and County of San Francisco (“City”) identifying the
11 San Francisco Public Utilities Commission (“SFPUC”), along with other public and private
12 entities, as a potentially responsible party (“PRP”) under the Comprehensive Environmental
13 Response, Compensation, and Liability Act of 1980, 42 U.S.C. §9601 et seq., for the cleanup
14 of contaminated sediment at Yosemite Slough, a tidal channel flowing to the South Basin of
15 the San Francisco Bay between Hunters Point and Candlestick Point (the “Site”); and

16 WHEREAS, On January 27, 2015, EPA issued a demand, pursuant to 42 U.S.C.
17 §9622(e) (“Special Notice Letter”), that the City and other PRPs complete pre-design technical
18 studies in support of EPA’s chosen cleanup plan for the Site, and in 2016 the City and PRPs
19 California Department of Parks and Recreation, California State Lands Commission, and
20 United States Defense Logistics Agency entered into a settlement with EPA, approved by the
21 Board of Supervisors by Resolution No. 350-16, to perform four of the studies (“EPA Interim
22 Settlement”); and

23 WHEREAS, In 2019 EPA demanded the PRPs perform two additional technical studies
24 and the City agreed to perform the studies pursuant to an amendment to the EPA Interim
25 Settlement, approved by the Board of Supervisors in Ordinance No. 18-20; and

1 WHEREAS, The cost of this work has significantly increased since the Board adopted
2 that ordinance in early 2020 due to inflation and other factors; now, therefore, be it

3 RESOLVED, That the SFPUC is authorized to expend additional funds, subject to
4 appropriation, as needed to perform pre-design technical studies in support of cleanup of the
5 Yosemite Slough Sediment Site as required by the EPA Interim Settlement.
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<p>9 APPROVED:</p> <p>10 DAVID CHIU 11 City Attorney</p> <p>12 _____ 13 /s/</p> <p>14 ELAINE O'NEIL 15 Deputy City Attorney 16 Construction and Public Contracting 17 Team Leader</p>	<p>RECOMMENDED:</p> <p>SAN FRANCISCO PUBLIC UTILITIES COMMISSION</p> <p>_____</p> <p>/s/</p> <p>DENNIS J. HERRERA General Manager of the San Francisco Public Utilities Commission</p> <p>APPROVED:</p> <p>_____</p> <p>/s/</p> <p>DONNA HOOD Commission Secretary</p>
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Member, Board of Supervisors
District 5



City and County of San Francisco

DEAN PRESTON

DATE: May 24, 2023

TO: Angela Calvillo
Clerk of the Board of Supervisors

FROM: Supervisor Dean Preston, Chair, Government Audit and Oversight Committee

RE: Government Audit and Oversight Committee
COMMITTEE REPORT

Pursuant to Board Rule 4.20, as Chair of the Government Audit and Oversight Committee, I have deemed the following matters of an urgent nature and request they be considered by the full Board on Tuesday, June 6, 2023, as Committee Reports:

1. [230537](#) Contract Amendment - HealthRIGHT 360 - Check-Writing Services - Not to Exceed \$107,416,172
2. [230448](#) San Francisco Fire Fighters, Local 798 Unit 1 – MOU Amendment #1 (Overtime)
3. [230449](#) San Francisco Fire Fighters, Local 798 Unit 2 – MOU Amendment #1 (Overtime)
4. [230561](#) Municipal Executives' Association, Fire Successor MOU (July 1, 2023, through June 30, 2026)
5. [230564](#) SEIU, Local 1021, Miscellaneous – MOU Amendment #2 (Classification Studies And Equity Adjustments Side Letter)
6. [230565](#) SEIU, Local 1021, Miscellaneous – MOU Amendment #3 (Dispatchers Step Adjustment)
7. [230566](#) SEIU, Local 1021, Miscellaneous – MOU Amendment #4 (ER Retention Payment)
8. [230567](#) Municipal Executives' Association – MOU Amendment #1 (ER Retention Payment)
9. [230568](#) Municipal Executives' Association – MOU Amendment #2 (Airport Parking)
10. [230563](#) Unrepresented Employees Ordinance (July 1, 2023, through June 30, 2024)
11. [230562](#) Municipal Executives' Association, Police Successor MOU (July 1, 2023, through June 30, 2026)
12. [230432](#) Authorization to Expend Funds for Yosemite Slough Sediment Site Studies

These matters will be heard in the Government Audit and Oversight Committee at a Regular Meeting on Thursday, June 1, 2023, at 10:00 a.m.

A handwritten signature in blue ink, appearing to read "Dean Preston".