



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: Norman Yee, Julie Christensen, London Breed

Clerk: Erica Major (415) 554-4441

Thursday, April 9, 2015

2:00 PM

City Hall, Legislative Chamber, Room 250

Special Meeting

AGENDA CHANGES

REGULAR AGENDA

1. [150234](#) **[Hearing - Report on Recent Increase in Property Crime and Car Break-Ins Citywide]**
Sponsor: Yee
Hearing on the recent increase in property crime and car break-ins citywide; and requesting the Police Department to report.

3/3/15; RECEIVED AND ASSIGNED to the Public Safety and Neighborhood Services Committee.

3/6/15; REFERRED TO DEPARTMENT.

3/10/15; TRANSFERRED to the Government Audit and Oversight Committee.

2. [150203](#) **[Hearing - Vehicle Telematics for City Vehicles]**
Sponsors: Yee; Kim, Avalos and Breed
Hearing on vehicle telematics for City Vehicles; and requesting the Budget and Legislative Analyst to report.

2/24/15; RECEIVED AND ASSIGNED to the Public Safety and Neighborhood Services Committee.

3/6/15; REFERRED TO DEPARTMENT.

3/31/15; TRANSFERRED to the Government Audit and Oversight Committee.

3. [140401](#) **[Hearing - Update on Implementation of Audit Recommendations]**
Sponsor: Breed
Hearing to receive an update from the City Services Auditor on the status of audit recommendations.

4/22/14; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

4/24/14; CONTINUED TO CALL OF THE CHAIR.

7/24/14; CONTINUED TO CALL OF THE CHAIR.

11/13/14; CONTINUED TO CALL OF THE CHAIR.

LITIGATION

Conference with City Attorney

*[Convene in Closed Session - Existing Litigation - City as Plaintiff and/or Defendant]
Motion that the Rules 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.

4. [150185](#) **[Settlement of Lawsuit - A. J., a Minor, By and Through Her Guardian Ad Litem, Chantel Johnson - \$30,000]**
Ordinance authorizing settlement of the lawsuit filed by A. J., a minor, by and through her guardian ad litem, Chantel Johnson, against the City and County of San Francisco for \$30,000; the lawsuit was filed on September 6, 2011, in San Francisco Superior Court, Case No. CGC-11-513954; entitled A. J., by and through her guardian ad litem, Jennifer Rodriguez v. City and County of San Francisco, et al.; removed to federal court on December 12, 2013, and re-captioned as A. J. a minor, by and through her guardian ad litem, Chantel Johnson v. City and County of San Francisco, et al.; United States District Court, Case No. 13-cv-5770 EMC. (City Attorney)

2/23/15; RECEIVED FROM DEPARTMENT.

3/3/15; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.
5. [150186](#) **[Settlement of Unlitigated Claims - ASI Fox Plaza LLC, and APN Fox Plaza LLC - \$3,375,000]**
Resolution approving the settlement of two unlitigated claims filed by ASI Fox Plaza LLC, and APN Fox Plaza LLC, against the City and County of San Francisco for \$3,375,000; claims were filed on May 13, 2013. (City Attorney)

2/23/15; RECEIVED FROM DEPARTMENT.

3/3/15; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.
6. [150187](#) **[Settlement of Unlitigated Claims - Archstone Concourse LLC, and Archstone Showplace Square LLC - \$1,731,250]**
Resolution approving the settlement of two unlitigated claims filed by Archstone Concourse LLC, and Archstone Showplace Square LLC, against the City and County of San Francisco for \$1,731,250; claims were filed on April 15, 2013. (City Attorney)

2/23/15; RECEIVED FROM DEPARTMENT.

3/3/15; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

7. [150188](#) **[Settlement of Unlitigated Claims - The Regents of the University of California - \$235,547.71]**
Resolution approving the settlement of the unlitigated claims by The Regents of the University of California against the City and County of San Francisco for \$235,547.71; claims were filed on July 30, 2013, and December 1, 2014. (City Attorney)

2/23/15; RECEIVED FROM DEPARTMENT.

3/3/15; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.
8. [150260](#) **[Settlement of Lawsuit - Tamara Hill - \$150,000]**
Ordinance authorizing settlement of the lawsuit filed by Tamara Hill against the City and County of San Francisco for \$150,000; the lawsuit was filed on November 6, 2012, in San Francisco Superior Court, Case No. CGC-12-525143; entitled Tamara Hill v. City and County of San Francisco. (City Attorney)

3/16/15; RECEIVED FROM DEPARTMENT.

3/24/15; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.
9. [150261](#) **[Settlement of Lawsuit - Santokh Kahlon - \$142,500]**
Ordinance authorizing settlement of the lawsuit filed by Santokh Kahlon against the City and County of San Francisco for \$142,500; the lawsuit was filed on August 29, 2013, in California Superior Court, San Francisco Branch, Case No. CGC-13-533906; entitled Santokh Kahlon v. San Francisco Public Utilities Commission, City and County of San Francisco. (City Attorney)

3/16/15; RECEIVED FROM DEPARTMENT.

3/24/15; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.
10. [150262](#) **[Settlement of Lawsuit - Aaron Read - \$112,000]**
Ordinance authorizing settlement of the lawsuit filed by Aaron Read against the City and County of San Francisco for \$112,000; the lawsuit was filed on October 6, 2013, in San Francisco Superior Court, Case No. CGC-13-534077; entitled Aaron Read v. City and County of San Francisco, et al.

3/16/15; RECEIVED FROM DEPARTMENT.

3/24/15; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.
11. [150264](#) **[Settlement of Unlitigated Claim - Tim and Jennifer Barrett - \$78,988.36]**
Resolution approving the settlement of the unlitigated claim filed by Tim and Jennifer Barrett against the City and County of San Francisco for \$78,988.36; claim was filed on January 9, 2014. (City Attorney)

3/16/15; RECEIVED FROM DEPARTMENT.

3/24/15; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

12. [150287](#) **[Settlement of Lawsuit - Gordon Clark - \$99,500]**
Ordinance authorizing settlement of the lawsuit filed against the City and County of San Francisco for \$99,500; the lawsuit was filed on May 18, 2012, in United States District Court, Northern District of California, Case No. 12-02584 JCS; currently entitled Gordon Clark v. City and County of San Francisco. (City Attorney)

3/19/15; RECEIVED FROM DEPARTMENT.

3/31/15; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.
13. [150288](#) **[Settlement of Lawsuit - Jose Garcia - \$50,000 and Waiver of \$16,509]**
Ordinance authorizing settlement of the lawsuit filed by Jose Garcia against the City and County of San Francisco for \$50,000; the lawsuit was filed on March 16, 2012, in United States District Court for the Northern District of California, Case No. 12-CV-2443; entitled Jose Garcia v. City and County of San Francisco, et al.; other material terms of said settlement are waiver of the \$16,509 San Francisco General Hospital lien. (City Attorney)

3/19/15; RECEIVED FROM DEPARTMENT.

3/31/15; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.
14. [150289](#) **[Settlement of Lawsuit - Kimberley Tuyay - \$125,000]**
Ordinance authorizing settlement of the lawsuit filed by Kimberley Tuyay against the City and County of San Francisco for \$125,000; the lawsuit was filed on March 24, 2014, in California Superior Court, San Francisco Branch, Case No. CGC-14-538197; entitled Kimberley Tuyay v. City and County of San Francisco, Department of Emergency Management, et al., later removed to the United States District Court for the Northern District of California, Case No. C 14-01981 NC. (City Attorney)

3/19/15; RECEIVED FROM DEPARTMENT.

3/31/15; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.
15. [150290](#) **[Settlement of Lawsuit - Helen Nguy - \$225,000]**
Ordinance authorizing settlement of the lawsuit filed by Helen Nguy against the City and County of San Francisco for \$225,000; the lawsuit was filed on April 10, 2013, in San Francisco Superior Court, Case No. CGC-13-530519; entitled Helen Nguy v. CCSF, et al. (City Attorney)

3/19/15; RECEIVED FROM DEPARTMENT.

3/31/15; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

[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

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 will be available for review at City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, Reception Desk.

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 ordinances and resolutions are 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) persons in the audience to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers, and similar sound-producing 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 translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. Members of the public who want a document placed on the overhead for display should clearly state such and subsequently 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 Committee meetings. Persons unable to attend the meeting may submit to the City, by the time the proceedings begin, written comments regarding the agenda items above. These comments will be made a part of the official public record and shall be brought to the attention of the Board of Supervisors. Written communications should be submitted to the Clerk of the Board, Clerk of a Committee or its members: 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102. Communications which are not received prior to the hearing may be delivered to the Clerk of the Committee at the hearing and you are encouraged to bring enough copies for distribution.

LAPTOP COMPUTER FOR PRESENTATIONS: Contact City Hall Media Services at (415) 554-7490 to coordinate the use of the laptop computer for presentations. Presenters should arrive 30 minutes prior to the meeting to test their presentations on the computer.

AGENDA PACKET: Available for review in Clerk's Office, Room 244, City Hall, 1 Dr. Carlton B Goodlett Place, or on the internet at <http://www.sfbos.org/meetings>. Meetings are cablecast on SFGovTV, the Government Channel 26. Meetings are broadcast live on KPOO 89.5 FM. For DVD copies and scheduling call (415) 554-4188.

LANGUAGE INTERPRETERS: Requests must be received at least 48 hours in advance of the meeting to help ensure availability. Contact Peggy Nevin at (415) 554-5184. **AVISO EN ESPAÑOL:** La solicitud para un traductor debe recibirse antes de mediodía de el viernes anterior a la reunion. Llame a Derek Evans (415) 554-7702. **Paunawa:** Ang mga kahilingan ay kailangang matanggap sa loob ng 48 oras bago mag miting upang matiyak na matutugunan ang mga hiling. Mangyaring tumawag kay Joy Lamug sa (415) 554-7712.

翻譯 必須在會議前最少四十八小時提出要求
請電 (415) 554-7719

Disability Access

The Legislative Chamber (Room 250) and the Committee Room (Room 263) in City Hall are wheelchair accessible. Meetings are real-time captioned and are cablecast open-captioned on SFGovTV, the Government Channel 26. Assistive listening devices for the Legislative Chamber are available upon request at the Clerk of the Board's Office, Room 244. Assistive listening devices for the Committee Room are available upon request at the Clerk of the Board's Office, Room 244 or in the Committee Room. To request sign language interpreters, readers, large print agendas or other accommodations, please contact Wilson Ng at (415) 554-5184 or (415) 554-5227 (TTY). Requests made at least 48 hours in advance of the meeting will help to ensure availability.

The nearest accessible BART station is Civic Center (Market/Grove/Hyde Streets). Accessible MUNI Metro lines are the F, J, K, L, M, N, T (exit at Civic Center or Van Ness Stations). MUNI bus lines also serving the area are the 5, 6, 9, 19, 21, 47, 49, 71, and 71L. For more information about MUNI accessible services, call (415) 701-4485.

There is accessible parking in the vicinity of City Hall at Civic Center Plaza and adjacent to Davies Hall and the War Memorial Complex. Accessible curbside parking is available on Dr. Carlton B. Goodlett Place and Grove Street.

In order to assist the City's efforts to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to perfumes and various other chemical-based scented products. Please help the City to accommodate these individuals.

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 (Chapter 67 of the San Francisco Administrative Code) 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) 554-7854; or by email at sotf@sfgov.org

Citizens may obtain a free copy of the Sunshine Ordinance by printing Chapter 67 of the San Francisco Administrative Code on the Internet, at <http://www.sfbos.org/sunshine>

Lobbyist Registration and Reporting 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 Sec. 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>