



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: Aaron Peskin, Norman Yee, London Breed

Clerk: Erica Major (415) 554-4441

Thursday, May 19, 2016

9:30 AM

City Hall, Legislative Chamber, Room 250

Regular Meeting

ROLL CALL AND ANNOUNCEMENTS

AGENDA CHANGES

REGULAR AGENDA

- [150682](#) **[Administrative Code - Telematic Vehicle Tracking Systems for City Vehicles]**
Sponsor: Yee
Ordinance amending the Administrative Code to require the installation and use of telematic vehicle tracking systems in all motor vehicles owned or leased by the City, other than vehicles used for law enforcement, and submission of an annual report by the City Administrator on vehicle use based on data derived from those systems; and affirming the Planning Department's determination under the California Environmental Quality Act.

(Fiscal Impact)

6/23/15; ASSIGNED UNDER 30 DAY RULE to the Rules Committee.

6/29/15; REFERRED TO DEPARTMENT.

6/30/15; RESPONSE RECEIVED.

7/14/15; RESPONSE RECEIVED.

8/31/15; RESPONSE RECEIVED.

11/19/15; RESPONSE RECEIVED.

1/25/16; TRANSFERRED to the Government Audit and Oversight Committee.

5/3/16; SUBSTITUTED AND ASSIGNED to the Government Audit and Oversight Committee.

5/10/16; REFERRED TO DEPARTMENT.

2. [160361](#) **[Administrative Code - Appraisals for the Acquisition, Conveyance, and Lease of Real Property]**
Sponsors: Peskin; Campos
Ordinance amending the Administrative Code to require appraisals and appraisal reviews for certain City acquisitions, conveyances, and leases of real property; requiring that appraisals conform to the Uniform Standards of Professional Appraisal Practice and be prepared by qualified appraisers; and increasing the rent limits for the Director of Property's existing authority to enter into leases for the City.
- 4/12/16; ASSIGNED UNDER 30 DAY RULE to the Government Audit and Oversight Committee.
- 4/18/16; REFERRED TO DEPARTMENT.
- 4/26/16; SUBSTITUTED AND ASSIGNED to the Government Audit and Oversight Committee.
- 5/2/16; REFERRED TO DEPARTMENT.
3. [160430](#) **[Central Market Community Benefit District - Annual Reports to the City - Calendar Year 2014]**
Sponsor: Kim
Resolution receiving and approving annual reports for the Central Market Community Benefit District for calendar year 2014, 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 District's management agreement with the City, Section 3.4.
- 4/26/16; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.
- 5/3/16; REFERRED TO DEPARTMENT.
4. [160490](#) **[Hearing - Implementation of Legacy Business Registry and Historic Preservation Grant]**
Sponsors: Campos; Peskin
Hearing on the implementation of the Legacy Business Registry and Historic Preservation Grant; and requesting the Mayor's Legislative Liaison Nicole Elliott, Acting Budget Director Melissa Whitehouse, Office of Economic and Workforce Development Director Todd Rufo, and Office of Small Business Executive Director Regina Dick-Endrizzi to report.
- 5/3/16; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.
- 5/11/16; REFERRED TO DEPARTMENT.
5. [160442](#) **[Hearing - Below-Market-Rate Housing Policies and Procedures]**
Sponsors: Kim; Breed
Hearing on the Below-Market-Rate Housing policies and procedures utilized throughout the City and County of San Francisco; and requesting the Mayor's Office of Housing and Community Development to report.
- 4/26/16; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.
- 5/3/16; REFERRED TO DEPARTMENT.
- 5/5/16; CONTINUED TO CALL OF THE CHAIR.

LITIGATION

Conference with City Attorney

[Convene in Closed Session - Existing and Anticipated 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 and anticipated 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 and anticipated 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.

6. [160277](#) **[Settlement of Unlitigated Claim - Henry L. Thompson - \$225,000]**
Resolution approving the settlement of the unlitigated claim filed by Henry L. Thompson against the City and County of San Francisco for \$225,000; the claim was filed on May 1, 2015; the claim involves an employment dispute. (City Attorney)

3/21/16; RECEIVED FROM DEPARTMENT.

4/5/16; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

4/21/16; CONTINUED TO CALL OF THE CHAIR.
7. [160379](#) **[Settlement of Unlitigated Claim - RBS Securities, Inc. - \$67,807.47]**
Resolution approving the settlement of the unlitigated claim filed by RBS Securities, Inc., against the City and County of San Francisco for \$67,807.47; the claim involves a payroll expense tax refund; claim was filed on May 29, 2015. (City Attorney)

4/12/16; RECEIVED FROM DEPARTMENT.

4/26/16; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.
8. [160511](#) **[Settlement of Claims and Litigation - Landslide Damage - Casitas Avenue and Miraloma Drive - Not to Exceed \$5,000,000]**
Sponsor: Yee
Ordinance authorizing the Public Utilities Commission and the City Attorney's Office to approve settlements of claims or litigation arising out of the January 25, 2016, landslide between Casitas Avenue and Miraloma Drive, for amounts exceeding \$25,000 per claim, notwithstanding Administrative Code, Sections 10.22, 10.22-1, and 10.22-2, for amounts up to \$1,000,000 and not to exceed \$5,000,000 in total, if the Controller certifies availability of funds, and subject to periodic reporting to the Board of Supervisors Government Audit and Oversight Committee.

5/10/16; 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

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.

160362

[Administrative Code - Collection of Sexual Orientation and Gender Identity Data]

Sponsor: Wiener

Ordinance amending the Administrative Code to require City departments and contractors that provide health care and social services to seek to collect and analyze data concerning the sexual orientation and gender identity of the clients they serve.

4/12/16; ASSIGNED UNDER 30 DAY RULE to the Government Audit and Oversight Committee.

4/18/16; REFERRED TO DEPARTMENT.

160383

[Environment Code - Food Service and Packaging Waste Reduction]

Sponsors: Breed; Peskin

Ordinance amending the Environment Code to prohibit the sale of food service ware and other specified products including packing materials that are made from polystyrene foam or that are non-recyclable and non-compostable; setting an operative date of January 1, 2017; and affirming the Planning Department's determination under the California Environmental Quality Act.

4/19/16; ASSIGNED UNDER 30 DAY RULE to the Government Audit and Oversight Committee.

4/26/16; REFERRED TO DEPARTMENT.

5/6/16; RESPONSE RECEIVED.

160423 [Administrative Code - Short-Term Residential Rentals and Hosting Platforms]**Sponsors: Campos; Peskin, Avalos and Mar**

Ordinance amending the Administrative Code to revise the Residential Unit Conversion Ordinance to require Hosting Platforms verify that a Residential Unit is on the City Registry prior to listing; require Hosting Platforms respond to notices and requests for information; provide for civil, administrative, and criminal penalties against Hosting Platforms for violations of the Residential Unit Conversion Ordinance; and affirming the Planning Department's determination under the California Environmental Quality Act.

(Fiscal Impact; No Budget and Legislative Analyst Report.)

4/26/16; ASSIGNED UNDER 30 DAY RULE to the Land Use and Transportation Committee.

5/3/16; REFERRED TO DEPARTMENT.

5/6/16; RESPONSE RECEIVED.

5/10/16; TRANSFERRED to the Government Audit and Oversight Committee.

160425 [Administrative Code - Ban on City-Funded Travel to and City Contracts Involving States With Anti-LGBT Laws]**Sponsors: Wiener; Campos and Farrell**

Ordinance amending the Administrative Code to prohibit City-funded travel to states that have enacted laws after June 26, 2015, reversing anti-discrimination protections for LGBT individuals or permitting discrimination against LGBT individuals, and to prohibit City contracting with companies headquartered in states that have enacted such laws, or where work on the contract would be performed in such states.

4/26/16; ASSIGNED UNDER 30 DAY RULE to the Government Audit and Oversight Committee.

5/3/16; REFERRED TO DEPARTMENT.

160478 [Campaign and Governmental Conduct Code - Requiring Commissioners to File Behested Payment Reports]**Sponsor: Peskin**

Ordinance amending the Campaign and Governmental Conduct Code to require members of City boards and commissions to file behested payment reports regarding the solicitation of charitable contributions.

5/3/16; ASSIGNED UNDER 30 DAY RULE to the Government Audit and Oversight Committee.

5/11/16; REFERRED TO DEPARTMENT.

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 interpretation assistance will be allowed to testify for twice the amount of the public testimony time limit. 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 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. 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 or Clerk of a Committee: 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 Board or Clerk of the Committee at the hearing and you are encouraged to bring enough copies for distribution to all of its members.

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 the Office of the Clerk of the Board, City Hall, 1 Dr. Carlton B Goodlett Place, Room 244, or on the internet at <http://www.sfbos.org/meetings>. Meetings are cablecast on SFGovTV, the Government Channel 26. 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 ka sa (415) 554-5184.

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 (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 sotf@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>

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, 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>