



City and County of San Francisco
Meeting Minutes
Budget and Finance Committee

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

Members: Malia Cohen, Sandra Lee Fewer, Catherine Stefani

Clerk: Linda Wong (415) 554-7719

Thursday, February 15, 2018

10:00 AM

City Hall, Legislative Chamber, Room 250

Regular Meeting

Present: 2 - Sandra Lee Fewer, and Catherine Stefani

Excused: 1 - Malia Cohen

The Budget and Finance Committee met in regular session on Thursday, February 15, 2018, with Vice Chair Sandra Lee Fewer presiding.

ROLL CALL AND ANNOUNCEMENTS

Vice Chair Fewer called the meeting to order at 10:05 a.m. On the call of the roll, Vice Chair Fewer and Member Stefani were noted present. Chair Cohen was noted not present. There was a quorum.

Supervisor Cohen Excused from Attendance

Member Stefani moved that Supervisor Cohen be Excused from the Budget and Finance Committee meeting of February 15, 2018. The motion carried by the following vote:

Ayes: 2 - Fewer, Stefani

Excused: 1 - Cohen

AGENDA CHANGES

There were no agenda changes.

REGULAR AGENDA

Vice Chair Fewer requested File Nos. 180143 and 180070 be called together.

180143 [Hearing - San Francisco's Civic Center Leased/Owned Portfolio Status]

Sponsor: Cohen

Hearing on the current status of the City's leased/owned portfolio within the Civic Center, and an update of the City's portfolio five-year plan; and requesting the Real Estate Division to report.

02/06/18; RECEIVED AND ASSIGNED to Budget and Finance Committee.

Heard in Committee. Speakers: Director John Updike (Real Estate Division); Severin Campbell (Office of the Budget and Legislative Analyst's Office); presented information and answered questions raised throughout the discussion.

Member Stefani moved that this Hearing be HEARD AND FILED. The motion carried by the following vote:

Ayes: 2 - Fewer, Stefani

Excused: 1 - Cohen

180070 [Real Property Lease Renewal and Amendment - BRCP 1390 Market, LLC - 1390 Market Street - Initial Annual Base Rent of \$1,801,119.96]

Resolution authorizing the potential three year renewal and amendment of a lease of approximately 27,826 square feet of space at 1390 Market Street with BRCP 1390 Market, LLC, as Landlord, for use by the Department of Public Health at the initial annual cost of \$1,801,119.96 (or \$150,093.33 monthly) and 3% annual increases thereafter, for a three year term from December 1, 2018, through November 30, 2021, subject to the City's right to terminate early, and two five-year options to extend.
(Real Estate Department)
(Fiscal Impact)

01/05/18; RECEIVED FROM DEPARTMENT.

01/23/18; RECEIVED AND ASSIGNED to Budget and Finance Committee.

02/08/18; CONTINUED. Heard in Committee. Speakers: None.

Heard in Committee. Speakers: Director John Updike (Real Estate Division); Severin Campbell (Office of the Budget and Legislative Analyst's Office); presented information and answered questions raised throughout the discussion.

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

Ayes: 2 - Fewer, Stefani

Excused: 1 - Cohen

171164 [Authorizing the Community Corrections Partnership Executive Committee to Spend Local Innovation Subaccount Funds]**Sponsor: Fewer**

Resolution authorizing the Community Corrections Partnership Executive Committee to develop funding recommendations for Local Innovation Subaccount Funds for pre-trial services and/or transitional reentry housing for justice-involved people between the ages of 18 to 35.

10/31/17; RECEIVED AND ASSIGNED to Budget and Finance Committee.

01/09/18; SUBSTITUTED AND ASSIGNED to Budget and Finance Committee. Supervisor Fewer introduced a substitute Resolution bearing a new title.

01/24/18; REFERRED TO DEPARTMENT. Referred to the Adult Probation Department for informational purposes.

Heard in Committee. Speaker: Steve Adami (Department of Adult Probation); presented information and answered questions raised throughout the discussion.

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

Ayes: 2 - Fewer, Stefani

Excused: 1 - Cohen

180071 [Site License Agreement Amendment - TriStar Investors LLC - Communications Services Facilities in Modesto, California - Total Annual License Fee \$25,758]

Resolution retroactively authorizing the General Manager of the San Francisco Public Utilities Commission to execute a second amendment to a site license agreement with TriStar Investors LLC, as Licensor for the installation of an additional microwave communications antenna at a telecommunications facility located on a portion of Stanislaus County Assessor's Parcel No. 081-012-004-000, with an increase of \$6,600 in the annual rent from \$19,158 to \$25,758 effective June 1, 2017; and making findings under the California Environmental Quality Act ("CEQA"), CEQA Guidelines, and Administrative Code, Chapter 31. (Public Utilities Commission)

01/12/18; RECEIVED FROM DEPARTMENT.

01/23/18; RECEIVED AND ASSIGNED to Budget and Finance Committee.

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

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

Ayes: 2 - Fewer, Stefani

Excused: 1 - Cohen

180012 [Real Property Sublease - HealthRIGHT 360 - 1563 Mission Street - Central City Older Adults Program - \$93,242 Initial Annual Base Rent]

Resolution authorizing the sublease of approximately 1,668 square feet at 1563 Mission Street with HealthRIGHT 360, a California nonprofit corporation, for a five year initial term to commence March 1, 2018, through February 28, 2023, with one three-year optional term, at the monthly base rent of \$7,770.10 for a total initial base rent of \$93,242 with 3% annual increases, reimbursement up to \$38,000 to landlord for tenant improvements, additional charge for utilities and services per month and First Right of Refusal to purchase the building. (Real Estate Department)

12/29/17; RECEIVED FROM DEPARTMENT.

01/09/18; RECEIVED AND ASSIGNED to Budget and Finance Committee.

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

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

Ayes: 2 - Fewer, Stefani

Excused: 1 - Cohen

180080 [Contract Agreement - State Department of Health Care Services - Substance Abuse Prevention and Treatment Block Grant Services - FYs 2017-2020 - \$26,534,856]

Resolution retroactively authorizing the San Francisco Department of Public Health, Behavioral Health Services to enter into Contract Agreement No. 17-94155 for the Substance Abuse Prevention and Treatment Block Grant Services for FYs 2017-2018 through 2019-2020, with the California Department of Health Care Services, in the amount of \$26,534,856 for a three-year term from July 1, 2017, through June 30, 2020; and authorizing and designating the Department of Public Health County Alcohol and Drug Administrator to sign said Contract and to approve amendments for less than 10% of the contracted amount. (Public Health Department)

01/22/18; RECEIVED FROM DEPARTMENT.

01/30/18; RECEIVED AND ASSIGNED to Budget and Finance Committee.

Heard in Committee. Speaker: Kavoos Ghane Bassiri (Department of Public Health); presented information and answered questions raised throughout the discussion.

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

Ayes: 2 - Fewer, Stefani

Excused: 1 - Cohen

180105 [Hearing - Release of Reserved Funds - District Attorney - Staffing in the Independent Investigations Bureau - \$266,645]

Hearing to consider the release of reserved funds to the Office of the District Attorney, placed on Budget and Finance Committee reserve by Ordinance No. 156-17, in the amount of \$266,645 for staffing in the Independent Investigation Bureau. (District Attorney)
(Fiscal Impact)

01/26/18; RECEIVED FROM DEPARTMENT.

01/26/18; RECEIVED AND ASSIGNED to Budget and Finance Committee.

Heard in Committee. Speakers: Christine DeBerry (Office of the District Attorney); Severin Campbell (Office of the Budget and Legislative Analyst's Office); presented information and answered questions raised throughout the discussion.

Member Stefani moved that the requested release of \$266,645 on reserve be REDUCED to \$84,360 and APPROVED, and that the Hearing be HEARD AND FILED. The motion carried by the following vote:

Ayes: 2 - Fewer, Stefani

Excused: 1 - Cohen

180011 [Airport Professional Services Agreement Modification - Bombardier Transportation (Holdings) USA, Inc.- AirTrain System Operation and Maintenance Services - Not to Exceed \$130,299,196]

Resolution approving Modification No. 4 to Contract No. 8838, AirTrain Operations and Maintenance, with Bombardier Transportation (Holdings) USA, Inc., exercising the last one-year option to commence on March 1, 2018, for a total term of March 1, 2009, through February 28, 2019, and increasing the contract amount by \$14,854,228 for a new total contract amount not to exceed \$130,299,196, pursuant to Charter, Section 9.118(b). (Airport Commission)
(Fiscal Impact)

12/08/17; RECEIVED FROM DEPARTMENT.

01/09/18; RECEIVED AND ASSIGNED to Budget and Finance Committee.

Heard in Committee. Speakers: Cathy Widener (San Francisco International Airport); Severin Campbell (Office of the Budget and Legislative Analyst's Office); presented information and answered questions raised throughout the discussion.

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

Ayes: 2 - Fewer, Stefani

Excused: 1 - Cohen

180001 [Campaign and Governmental Conduct Code - Campaign Finance and Conflict of Interest]

Ordinance amending the Campaign and Governmental Conduct Code to 1) prohibit earmarking of contributions and false identification of contributors; 2) modify contributor card requirements; 3) require disclosure of contributions solicited by City elective officers for ballot measure and independent expenditure committees; 4) require additional disclosures for campaign contributions from business entities to political committees; 5) require disclosure of bundled campaign contributions; 6) extend the prohibition on campaign contributions to candidates for City elective offices and City elective officers who must approve certain City contracts; 7) prohibit campaign contributions to members of the Board of Supervisors, candidates for the Board, the Mayor, candidates for Mayor, City Attorney, candidates for City Attorney, and their controlled committees, from any person with pending or recently resolved land use matters; 8) require committees to file a third pre-election statement prior to an election; 9) remove the prohibition against distribution of campaign advertisements containing false endorsements; 10) allow members of the public to receive a portion of penalties collected in certain enforcement actions; 11) permit the Ethics Commission to recommend contract debarment as a penalty for campaign finance violations; 12) create new conflict of interest and political activity rules for elected officials and members of boards and commissions; 13) specify recusal procedures for members of boards and commissions; and 14) establish local behested payment reporting requirements for donors and City officers. (Ethics Commission) (Pursuant to Campaign and Governmental Conduct Code, Section 3.204, this matter requires two-thirds vote of the full membership of the Board of Supervisors (8 votes) for passage.)

12/06/17; RECEIVED FROM DEPARTMENT.

01/09/18; ASSIGNED to Rules Committee. 1/18/18 - President Breed waived the 30-day rule pursuant to Board Rule No. 3.22.

01/18/18; TRANSFERRED to Budget and Finance Committee.

02/01/18; CONTINUED. Heard in Committee. Speakers: LeeAnn Pelham, Executive Director, Kyle Kunderk, and Patrick Ford (Ethics Commission); Supervisors Aaron Peskin and Katy Tang (Board of Supervisors); provided an overview and responded to questions raised throughout the discussion. Larry Bush; Amy Farrell; Ben Beckers; spoke in support of the hearing matter. Calvin Welch; Kathy Lowery; Lori Linker; Debbie Lehrman; Cecelia Chan; Kay Fernandez Smith; Kelly Dearman; Bruce Wolfe; Peter Cohen; Eddie Ong; spoke in opposition to the hearing matter.

Supervisor Peskin indicated on the record that amendments he would be proposing for the Committee's consideration would be available for review in the legislative file for those interested to view the amendments.

(Clerk's Note: As of February 9, 2019, the Office of the Clerk of the Board has not received a copy of the amendments.)

Heard in Committee. Speakers: Supervisors Aaron Peskin and Katy Tang (Board of Supervisors); Kyle Kunderk and Patrick Ford (Ethics Commission); Jon Givner (Office of the City Attorney); presented information and answered questions raised throughout the discussion. Cecilia Chin; Quan Lewis; Fernando Marti; Larry Bush (Friends of Ethics); spoke in support of the hearing matter. Debbie Lehrman; Bob Planthold; spoke neither in support nor against the hearing matter.

Member Stefani requested that this Ordinance be DUPLICATED.

See Duplicated File No. 180170.

Member Stefani moved that this Ordinance be AMENDED to incorporate amendments proposed for review and adoption before the Ethics Commission on February 16, 2018. The motion carried by the following vote:

Ayes: 2 - Fewer, Stefani

Excused: 1 - Cohen

Ordinance amending the Campaign and Governmental Conduct Code to 1) prohibit earmarking of contributions and false identification of contributors; 2) modify contributor card requirements; 3) require disclosure of contributions solicited by City elective officers for ballot measure and independent expenditure committees; 4) require additional disclosures for campaign contributions from business entities to political committees; 5) require disclosure of bundled campaign contributions; 6) extend the prohibition on campaign contributions to candidates for City elective offices and City elective officers who must approve certain City contracts; 7) require committees to file a third pre-election statement prior to an election; 8) remove the prohibition against distribution of campaign advertisements containing false endorsements; 9) allow members of the public to receive a portion of penalties collected in certain enforcement actions; 10) permit the Ethics Commission to recommend contract debarment as a penalty for campaign finance violations; 11) create new conflict of interest and political activity rules for elected officials and members of boards and commissions; 12) specify recusal procedures for members of boards and commissions; and 13) establish local behested payment reporting requirements for donors and City officers. (Ethics Commission) (Pursuant to Campaign and Governmental Conduct Code, Section 3.204, this matter requires two-thirds vote of the full membership of the Board of Supervisors (8 votes) for passage.)

Member Stefani moved that this Ordinance be CONTINUED TO CALL OF THE CHAIR AS AMENDED. The motion carried by the following vote:

Ayes: 2 - Fewer, Stefani

Excused: 1 - Cohen

180170 [Campaign and Governmental Conduct Code - Campaign Finance and Conflict of Interest]

Ordinance amending the Campaign and Governmental Conduct Code to 1) prohibit earmarking of contributions and false identification of contributors; 2) modify contributor card requirements; 3) require disclosure of contributions solicited by City elective officers for ballot measure and independent expenditure committees; 4) require additional disclosures for campaign contributions from business entities to political committees; 5) require disclosure of bundled campaign contributions; 6) extend the prohibition on campaign contributions to candidates for City elective offices and City elective officers who must approve certain City contracts; 7) prohibit campaign contributions to members of the Board of Supervisors, candidates for the Board, the Mayor, candidates for Mayor, City Attorney, candidates for City Attorney, and their controlled committees, from any person with pending or recently resolved land use matters; 8) require committees to file a third pre-election statement prior to an election; 9) remove the prohibition against distribution of campaign advertisements containing false endorsements; 10) allow members of the public to receive a portion of penalties collected in certain enforcement actions; 11) permit the Ethics Commission to recommend contract debarment as a penalty for campaign finance violations; 12) create new conflict of interest and political activity rules for elected officials and members of boards and commissions; 13) specify recusal procedures for members of boards and commissions; and 14) establish local behested payment reporting requirements for donors and City officers. (Ethics Commission) (Pursuant to Campaign and Governmental Conduct Code, Section 3.204, this matter requires two-thirds vote of the full membership of the Board of Supervisors (8 votes) for passage.)

Duplicated from File No. 180001.

Heard in Committee. Speakers: Supervisors Aaron Peskin and Katy Tang (Board of Supervisors); Kyle Kundert and Patrick Ford (Ethics Commission); Jon Givner (Office of the City Attorney); presented information and answered questions raised throughout the discussion. Cecilia Chin; Quan Lewis; Fernando Marti; Larry Bush (Friends of Ethics); spoke in support of the hearing matter. Debbie Lehrman; Bob Planthold; spoke neither in support nor against the hearing matter.

Member Stefani moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. The motion carried by the following vote:

Ayes: 2 - Fewer, Stefani

Excused: 1 - Cohen

Ordinance amending the Campaign and Governmental Conduct Code to 1) prohibit earmarking of contributions and false identification of contributors; 2) modify contributor card requirements; 3) require disclosure of contributions solicited by City elective officers for ballot measure and independent expenditure committees; 4) require additional disclosures for campaign contributions from business entities to political committees; 5) require disclosure of bundled campaign contributions; 6) extend the prohibition on campaign contributions to candidates for City elective offices and City elective officers who must approve certain City contracts; 7) prohibit campaign contributions to members of the Board of Supervisors, candidates for the Board, the Mayor, candidates for Mayor, City Attorney, candidates for City Attorney, and their controlled committees, from any person with pending or recently resolved land use matters; 8) require committees to file a third pre-election statement prior to an election; 9) remove the prohibition against distribution of campaign advertisements containing false endorsements; 10) require financial disclosures from certain major donors to local political committees; 11) impose additional disclaimer requirements; 12) allow members of the public to receive a portion of penalties collected in certain enforcement actions; 13) permit the Ethics Commission to recommend contract debarment as a penalty for campaign finance violations; 14) create new conflict of interest and political activity rules for elected officials and members of boards and commissions; and 15) establish local behested payment reporting requirements for donors and City officers. (Ethics Commission)

(Pursuant to Campaign and Governmental Conduct Code, Section 3.204, this matter requires two-thirds vote of the full membership of the Board of Supervisors (8 votes) for passage.)

Member Stefani moved that this Ordinance be CONTINUED TO CALL OF THE CHAIR AS AMENDED. The motion carried by the following vote:

Ayes: 2 - Fewer, Stefani

Excused: 1 - Cohen

ADJOURNMENT

There being no further business, the Budget and Finance Committee adjourned at the hour of 11:38 a.m.

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