



City and County of San Francisco

Meeting Minutes

Government Audit and Oversight Committee

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

Members: Jane Kim, Aaron Peskin, Vallie Brown

Clerk: John Carroll (415) 554-4445

Wednesday, October 3, 2018

10:00 AM

City Hall, Legislative Chamber, Room 250

Regular Agenda

Present: 3 - Jane Kim, Aaron Peskin, and Vallie Brown

The Government Audit and Oversight Committee met in regular session on October 3, 2018, with Chair Jane Kim presiding.

ROLL CALL AND ANNOUNCEMENTS

Chair Kim called the meeting to order at 10:03 a.m. On the call of the roll, Chair Kim, Vice Chair Peskin, and Member Brown were noted present. There was a quorum.

AGENDA CHANGES

There were no agenda changes.

REGULAR AGENDA

180647 [Accept and Expend Grant - California State Senate Bill 1 Local Partnership Program - Parkmerced/Twin Peaks/Mt Davidson Residential Pavement Renovation - \$2,106,000]

Resolution authorizing the acceptance and expenditure of California State Senate Bill 1 Local Partnership Program formulaic funding in the amount of \$4,189,000 for San Francisco Public Works' street resurfacing projects for FYs 2017-2018 and 2018-2019. (Public Works)
(Fiscal Impact)

06/12/18; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

07/18/18; CONTINUED TO CALL OF THE CHAIR. Heard in Committee. Speaker: Mr. Michael Wright; spoke on various concerns relating to the hearing matter.

Heard in Committee. Speakers: Elizabeth Ramos (Public Works); Paul Barradas (Public Works); Severin Campbell (Office of the Budget and Legislative Analyst); presented information and answered questions raised throughout the discussion.

Vice Chair Peskin moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE, to reduce the grant accept and expend amount from \$4,189,000 to \$2,106,000; to clarify that the grant budget includes indirect costs totaling \$468,806.75; to remove the Alemany Boulevard pavement renovation from the formulaic program funds for FY2018-2018; and making other clarifying and conforming changes. The motion carried by the following vote:

Ayes: 3 - Kim, Peskin, Brown

Resolution authorizing the acceptance and expenditure of California State Senate Bill 1 Local Partnership Program formulaic funding in the amount of \$2,106,000 for San Francisco Public Works' Parkmerced/Twin Peaks/Glen Park Residential Pavement Renovation project. (Public Works)
(Fiscal Impact)

Chair Kim moved that this Resolution be RECOMMENDED AS AMENDED. The motion carried by the following vote:

Ayes: 3 - Kim, Peskin, Brown

180907 [Contract Amendments - Aon Risk Insurance Services West, Inc. - Excess Liability Insurance for the Central Subway Project - Not to Exceed \$25,094,436]

Resolution retroactively approving Amendment No. 3 and approving Amendment No. 4 to Contract CS-163-1 OCIP Insurance Brokerage Services, to provide excess liability insurance for the Central Subway Project, with Aon Risk Insurance Services West, Inc., to increase the contract amount by \$684,382 and \$6,321,304, respectively, for additional premium charges due to increased construction time and contract costs, for a total contract amount not to exceed \$25,094,436; and to extend the Contract for two years for a total term of February 7, 2012, through June 24, 2020. (Municipal Transportation Agency)

(Fiscal Impact)

09/17/18; RECEIVED FROM DEPARTMENT.

09/25/18; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

Heard in Committee. Speakers: Albert Hoe (San Francisco Municipal Transportation Agency); Severin Campbell (Office of the Budget and Legislative Analyst); presented information and answered questions raised throughout the discussion.

Vice Chair Peskin moved that this Resolution be RECOMMENDED. The motion carried by the following vote:

Ayes: 3 - Kim, Peskin, Brown

Chair Kim requested that File Nos. 180701 and 180702 be heard together.

180701 [Hearing - Civil Grand Jury Report - Mitigating the Housing Crisis: Accessory Dwelling Units and Modular Housing]

Hearing on the recently-published 2017-2018 Civil Grand Jury report, entitled "Mitigating the Housing Crisis: Accessory Dwelling Units and Modular Housing." (Clerk of the Board)

07/05/18; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

08/17/18; RESPONSE RECEIVED. The Office of the Controller submitted a response to the Civil Grand Jury Report.

09/03/18; RESPONSE RECEIVED. The Mayor's Office submitted a consolidated response to the Civil Grand Jury Report for the following departments: Office of the Mayor; Mayor's Office of Housing and Community Development; Department of Building Inspection; Planning Department; Office of Community Investment and Infrastructure; Fire Department; Department of Homelessness and Supportive Housing; Public Utilities Commission; and Public Works.

Heard in Committee. Speakers: Lori Campbell and P Segal (2017-2018 Civil Grand Jury); AnMarie Rodgers (Planning Department); Bill Strawn and Dan Lowrey, Deputy Director (Department of Building Inspection); Marcelle Boudreaux (Planning Department); Amy Chan (Mayor's Office of Housing and Community Development); Dan de Cossio, Fire Marshal and Assistant Deputy Chief (Fire Department); presented information and answered questions raised throughout the discussion. Mr. Wright; Ace Washington; spoke on various concerns relating to the hearing matter.

Chair Kim moved that this Hearing be CONTINUED TO CALL OF THE CHAIR. The motion carried by the following vote:

Ayes: 3 - Kim, Peskin, Brown

180702 [Board Response - Civil Grand Jury Report - Mitigating the Housing Crisis: Accessory Dwelling Units and Modular Housing]

Resolution responding to the Presiding Judge of the Superior Court on the findings and recommendations contained in the 2017-2018 Civil Grand Jury Report, entitled "Mitigating the Housing Crisis: Accessory Dwelling Units and Modular Housing;" and urging the Mayor to cause the implementation of accepted findings and recommendations through his/her department heads and through the development of the annual budget. (Clerk of the Board)

07/05/18; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

08/17/18; RESPONSE RECEIVED. The Office of the Controller submitted a response to the Civil Grand Jury Report.

09/03/18; RESPONSE RECEIVED. The Mayor's Office submitted a consolidated response to the Civil Grand Jury Report for the following departments: Office of the Mayor; Mayor's Office of Housing and Community Development; Department of Building Inspection; Planning Department; Office of Community Investment and Infrastructure; Fire Department; Department of Homelessness and Supportive Housing; Public Utilities Commission; and Public Works.

Heard in Committee. Speakers: Lori Campbell and P Segal (2017-2018 Civil Grand Jury); AnMarie Rodgers (Planning Department); Bill Strawn and Dan Lowrey, Deputy Director (Department of Building Inspection); Marcelle Boudreaux (Planning Department); Amy Chan (Mayor's Office of Housing and Community Development); Dan de Cossio, Fire Marshal and Assistant Deputy Chief (Fire Department); presented information and answered questions raised throughout the discussion. Mr. Wright; Ace Washington; spoke on various concerns relating to the hearing matter.

Chair Kim moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, by adding Board of Supervisors' responses to Finding Nos. F2, F6, and F7; and Recommendation Nos. R2 and R3. The motion carried by the following vote:

Ayes: 3 - Kim, Peskin, Brown

Chair Kim moved that this Resolution be RECOMMENDED AS AMENDED. The motion carried by the following vote:

Ayes: 3 - Kim, Peskin, Brown

LITIGATION

Speakers: None.

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 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.

Persons in attendance: Jon Givner (Office of the City Attorney) and John Carroll (Office of the Clerk of the Board).

Vice Chair Peskin moved to convene in closed session. The motion carried by the following vote:

Ayes: 3 - Kim, Peskin, Brown

180818 [Settlement of Lawsuit - Suzanne Montes - \$575,000]

Ordinance authorizing settlement of the lawsuit filed by Suzanne Montes against the City and County of San Francisco for \$575,000; the lawsuit was filed on May 23, 2017, in the United States District Court, Case No. 3:17-CV-02928-JSC; entitled Suzanne Montes v. City and County of San Francisco, et al.; the lawsuit involves an employment dispute; other material terms of the settlement are restoring 384 hours of sick leave with pay and 240 hours of vacation to plaintiff. (City Attorney)

08/20/18; RECEIVED FROM DEPARTMENT.

09/04/18; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

09/19/18; CONTINUED.

RECOMMENDED by the following vote:

Ayes: 3 - Kim, Peskin, Brown

[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.

Vice Chair Peskin moved not to disclose closed session deliberations. The motion carried by the following vote:

Ayes: 3 - Kim, Peskin, Brown

ADJOURNMENT

There being no further business, the Government Audit and Oversight Committee adjourned at the hour of 11:41 a.m.

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