



PUBLIC WORKS COMMISSION
CITY AND COUNTY OF SAN FRANCISCO

London N. Breed, Mayor

REGULAR MEETING
Adopted Minutes: Friday, June 16, 2023 / 9:30 a.m.
Adopted July 21, 2023

1 Dr. Carlton B. Goodlett Place, City Hall, Room 408
San Francisco, CA 94102

This meeting will be held in person at the location listed above. Members of the public may attend the meeting to observe and provide comment at the physical location listed above. It is possible that some members of the Public Works Commission may attend this meeting remotely. In that event, those members will participate and vote by video teleconference. This meeting may be watched online at www.sfgovtv.org/pwclIVE or by using the Webex link below.

Instructions for providing public comment are below.

COMMISSIONERS

Lauren Post, Chair

Lynne Newhouse Segal, Commissioner

Paul Woolford, Commissioner

Fady Zoubi, Vice Chair

Gerald Turner, Commissioner

Carla Short, Interim Public Works Director

Robert Fuller, Public Works Commission Secretary



SAN FRANCISCO PUBLIC WORKS COMMISSION

Friday, June 16, 2023, at 9:30 a.m.
City Hall Room 408

REGULAR MEETING
Adopted Minutes
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Call to Order, Roll Call and Agenda Changes

Chair Lauren Post called the meeting to order at 9:31 a.m.

On the roll call, commissioners Newhouse Segal, Post, Turner and Zoubi were present. Commissioner Woolford was absent.

With four members present, the Commission met quorum.

1. Announcements by Chair

Heard by the Commission. Speaker: Chair Lauren Post

- Chair Post highlighted a San Francisco Standard article about the work done by Community Benefit Districts (CBD's) and Business Improvement Districts (BID's) to address street cleanliness. She appreciated Staff's work to coordinate with these organizations and discussed the ongoing meetings Chair Maryo Mogannam of the Sanitation and Streets Commission will host.
- Called attention to the San Francisco Chronicle article discussing illegal dumping and profiling the Public Works employees responding to it.

Public Comment - None

2. Commission Secretary's Report

Heard by the Commission. Speaker: Secretary Bob Fuller

- Secretary Fuller reported on the activities of the Sanitation and Streets Commission. Their June 12, 2023 was cancelled. Their next scheduled meeting is July 17, 2023 and will likely have the following items on the agenda:
 - Bureau of Building and Street Repair performance measure report
 - Street cleanliness update in response to the Controller's report on street cleanliness

Public Comment - None

3. General Public Comment

General Public Comment began at 9:39 a.m. and concluded at 9:44 a.m.

- David Pilpel expressed doubts about the effectiveness of the Public Works Commission and the Sanitation and Streets Commission in providing effective oversight to the Department, and expressed concern about cyberattacks on the Department.

Commissioner Requests

- Commissioner Newhouse Segal requested the City Administrator provide input on how the Commission can provide effective oversight of the Department.
- Chair Post requested that public commentor David Pilpel provide his written input for improvements to the Commission.

4. Director's Report and Communications

Heard by the Commission. Speaker: Interim Director Carla Short. Bureau Manager Julia Laue and Deputy Director for Financial Management & Administration Bruce Robertson responded to questions.

- Interim Director Short discussed the Public Works budget presented to the Board of Supervisors on June 14, 2023.
- The retrofit of West Side Bridges Retrofit on Treasure Island for seismic soundness begins this month.
- The 4th Street Bridge was found to not be functioning correctly, leading the Department to halt all bridge raising until the mechanism has been fixed.
- Public Works Bureau of Street-use and Mapping staff have been part of the drug market enforcement efforts.
- The Bureau of Street-use and Mapping Street Vending team was given special commendation by Supervisor Hillary Ronen.
- The American Institute of Architects Conference involved significant participation from Public Works staff. Commissioner Woolford played a key role in coordinating efforts with the conference.

Public Comment

- Francisco Da Costa suggested the City Administrator's Office should be involved in decision-making to support oversight of the Department.
- David Pilpel responded to Chair Post's request to provide written comment, and commented that it is uncommon but not unprecedented for commissioners to lobby the Board of Supervisors on behalf of their respective departments during budget season.

Commissioner Requests

- Chair Post requested Interim Director Short provide the Commission with informal updates on the ongoing budget process.
- Commissioner Newhouse Segal suggested the creation of a working group to discuss Commission effectiveness.
- Commissioner Turner requested monthly financial reports on the Department. Bruce Robertson committed to providing updates.

5. Consent Calendar of Routine Matters

- a. Minutes from the June 2, 2023 Regular Meeting - Adopt**
- b. As-Needed Audio/Visual, Telecom, IT, Security, and Acoustical Design Consulting Services No. 1 - Contract Award**

Resolution 2023-0057

c. As-Needed Audio/Visual, Telecom, IT, Security, and Acoustical Design Consulting Services No. 1 - Contract Award

Resolution 2023-0058

d. As-Needed Audio/Visual, Telecom, IT, Security, and Acoustical Design Consulting Services No. 1 - Contract Award

Resolution 2023-0059

Heard by the Commission. Speaker: Secretary Fuller

Public Comment

- David Pilpel suggested several typographical corrections to the draft minutes.

On the motion by Commissioner Post and seconded by Commissioner Newhouse Segal, the Commission adopted the consent calendar and each resolution contained in it, including typographical corrections to the minutes, via a unanimous voice vote in favor.

Members present and voting: Newhouse Segal, Post, Turner and Zoubi.

Regular Items for Consideration

6. Pit-Stop Workforce Development #1 – Grant Award

Resolution 2023-0060

Heard by the Commission. Speaker: Assistant Manager of Central Operations Warren Hill. Grants Administrator Robynn Takayama, Director of Policy and Communications Rachel Gordon, and Deputy Director for Financial Management & Administration Bruce Robertson responded to questions.

Public Comment

- Francisco Da Costa suggested the Commission should consult with the Controller about grants.

Commissioner Requests

- Chair Post requested a procurement bid comparison in all grant award presentations, like those recently included in contract award presentations.

On the motion by Commissioner Zoubi and seconded by Commissioner Post, the Commission approved the grant award via a voice vote in favor.

Members present: Newhouse Segal, Post, Turner and Zoubi.

Members voting: Newhouse Segal, Post and Zoubi.

The Commission recessed at 11:18 a.m. and resumed business at 11:31 a.m.

7. Contract No. 1000012290(R) Castro Health Center Renovations - Contract Modification

Resolution 2023-0061

Heard by the Commission. Speaker: Project Manager Joe Chin. Interim Director Carla Short responded to questions.

Public Comment

- David Pilpel agreed that financial information can be more clearly presented, suggested having a representative from the client department present to field questions, expressed concern that the modified project scope would fit under the existing California Environmental Quality Act approvals, and suggested including all regulatory compliance milestones in the resolution.

Commissioner Requests

- Commissioner Newhouse Segal Requested the project address be included in the agenda description.

On the motion by Commissioner Newhouse Segal and seconded by Commissioner Post, the Commission approved the contract modification via a unanimous voice vote in favor.

Members present and voting: Newhouse Segal, Post, Turner and Zoubi.

8. Building Design and Construction – Bureau of Project Controls and Services Overview

Heard by the Commission. Speaker: Bureau Manager Caranto “Jun” Severino.

Public Comment

- David Pilpel pointed out a previous location of the materials testing lab and suggested that similar functions performed in other departments should be consolidated under Public Works.

Commissioner Requests

- Commissioner Newhouse Segal requested the project address be included in the agenda description.
- Commissioner Newhouse Segal requested information on what portion of the Public Works budget the Bureau of Project Controls and Services represents.

CLOSED SESSION

- 9. Closed Session - Conference with Legal Counsel regarding existing litigation**
Pursuant to Government Code Section 54956.9(d)(1) and Administrative Code Section 67.10 (d)(1) and (d)(2), the San Francisco Public Works Commission will meet in Closed Session to discuss and take action on the following attorney-client matter:

Build Group, Inc. v. City and County of San Francisco (San Francisco Superior Court Case No. CGC-22-598717, filed November 22, 2022). Proposed settlement of a cross-complaint by Build Group, Inc., involving construction-related claims related to the Maxine Hall Health Center renovation project due to dispute over scope of required abatement of hazardous materials, with the City to pay Build Group, Inc. \$211,129.46 in exchange for a full and final release, subject to final approval by the Board of Supervisors.

Heard by the Commission. Speaker: Deputy City Attorney Ari Baruth.

Public Comment

- David Pilpel discussed typical practices for closed sessions.

On the motion by Commissioner Turner and seconded by Commissioner Zoubi, the Commission approved the motion to enter closed session via a unanimous voice vote in favor.

Members present and voting: Newhouse Segal, Post, Turner and Zoubi.

Closed session began at 12:43 p.m.

Present in Closed Session: Commissioners Newhouse Segal, Post, Turner and Zoubi; Deputy City Attorney Christopher Tom, Deputy City Attorney Ari Baruth, Project Manager Joe Chin, Interim Director Carla Short, Secretary Bob Fuller and Commission Administrator Jackie Vo.

Open Session resumed at 1:28 p.m.

10. Announcements following Closed Session

Announcements: The Commission adopted the resolution (2023-0062) via unanimous voice vote.

Members present and voting: Newhouse Segal, Post, Turner and Zoubi.

Public Comment - None

11. Motion regarding whether to disclose the discussions during Closed Session pursuant to San Francisco Administrative Code Section 67.12 (a).

Heard by the Commission. Speaker: Chair Lauren Post.

Public Comment - None

On the motion by Commissioner Post and seconded by Commissioner Turner, the Commission did not disclose discussions during closed session via a unanimous voice vote in favor.

Members present and voting: Newhouse Segal, Post and Turner.

Vice Chair Zoubi departed at 1:30 p.m.

12. Contract No. 100007421 Maxine Hall Health Center Renovation - Contract Modification Resolution 2023-0063

Heard by the Commission. Speaker: Project Manager Joe Chin. Department of Public Health Project Manager Kay Kim answered questions.

Public Comment - None

Commissioner Requests

- Commissioner Newhouse Segal Requested the project address be included in the agenda description.

On the motion by Commissioner Newhouse Segal and seconded by Commissioner Turner, the Commission approved the contract modification via a unanimous voice vote in favor.

Members present and voting: Newhouse Segal, Post and Turner.

13. New Business Initiated by Commissioners

Heard by the Commission. Speaker: Chair Lauren Post

Public Comment - None

Commissioner Requests

- Commissioner Newhouse Segal requested an update on Hunters Point Family's fundraising efforts.
- Chair Post requested including a discussion of non-profit organization monitoring and commission self-assessment in the joint meeting with the Sanitation and Streets Commission.
- Commissioner Turner requested a tree nursery progress update.
- Commissioner Turner requested more information on RV parking near Fire Station 49.

CLOSED SESSION

14. Closed Session – Public Works Director Performance Evaluation

regarding a public employee performance evaluation (Government Code Section 54957, Administrative Code Section 67.8(a), Administrative Code Section 67.10 (b)).

Heard by the Commission. Speaker: Chair Lauren Post.

Public Comment – None

On the motion by Commissioner Newhouse Segal and seconded by Commissioner Turner, the Commission approved the motion to enter closed session via a unanimous voice vote in favor.

Members present and voting: Newhouse Segal, Post and Turner.

Closed session began at 2:05 p.m.

Present in Closed Session: Commissioners Newhouse Segal, Post and Turner; Deputy City Attorney Christopher Tom, Interim Director Carla Short and Secretary Bob Fuller.

Open Session resumed at 3:05 p.m.

15. Announcements Following Closed Session

Announcements: None

Public Comment – None

16. Motion Regarding Whether to Disclose the Discussions during Closed Session Pursuant to Administrative Code Section 67.12 (a).

Heard by the Commission. Speaker: Chair Lauren Post.

Public Comment - None

On the motion by Commissioner Post and seconded by Commissioner Turner, the Commission did not disclose discussions during closed session via a unanimous voice vote in favor.

Members present and voting: Newhouse Segal, Post and Turner.

The Commission took no action in Closed Session.

17. General Public Comment – Not necessary.

Adjournment at 3:08 p.m.