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**HEALTH COMMISSION  
CITY AND COUNTY OF SAN  
FRANCISCO**

**London N. Breed Mayor  
Department of Public Health**



**Grant Colfax, MD**  
Director of Health  
**Mark Morewitz, M.S.W.**  
Executive Secretary

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**AGENDA**  
**HEALTH COMMISSION MEETING**  
**Tuesday November 1, 2022 4:00 p.m.**  
**101 Grove Street, Room 300**  
**San Francisco, CA 94102 & via Webex**

This meeting will be held in person at the location listed above. As authorized by California Government Code Section 54953(e) and Mayor Breed's 45th Supplement to her February 25, 2020 emergency proclamation, it is possible that some members of the San Francisco Health Commission may attend this meeting remotely via Webex. In that event, those members will participate and vote by video. Members of the public may attend the meeting to observe and provide public comment at the physical meeting location listed above or online at <https://sfdph.webex.com/sfdph/onstage/g.php?MTID=e3ff72ffacc26f6c1f76026a2cb84a8d>. Everyone attending the meeting in person is required to wear a mask throughout the meeting, per DPH requirements. Instructions for providing remote public comment can be viewed on page 4 of this meeting agenda. Public comment is allowed in relation to each agenda item, and the Secretary of the Health Commission will indicate when public comment is to occur for each item when not listed on the agenda below.

**1) CALL TO ORDER**

**RAMAYTUSH OHOLONE LAND ACKNOWLEDGEMENT**

The San Francisco Health Commission acknowledges that we are on the unceded ancestral homeland of the Ramaytush (rah-my-toosh) Ohlone (O-lon-ee) who are the original inhabitants of the San Francisco Peninsula. As the Indigenous stewards of this land, and in accordance with their traditions, the Ramaytush Ohlone have never ceded, lost, nor forgotten their responsibilities as the caretakers of this place, as well as for all peoples who reside in their traditional territory. As guests, we recognize that we benefit from living and working on their traditional homeland. We wish to pay our respects by acknowledging the Ancestors, Elders, and Relatives of the Ramaytush Ohlone community and by affirming their sovereign rights as First Peoples.

**2) PROPOSED ACTION: APPROVAL OF THE MINUTES OF THE HEALTH COMMISSION MEETING OF OCTOBER 18, 2022.**

*\*Minutes of the meetings of October 18, 2022.*

- 3) **FOR DISCUSSION:** **DIRECTOR'S REPORT**  
(Grant Colfax MD, DPH, Director of Health)
- COVID-19 and MPX
  - Laguna Honda Hospital and Rehabilitation Center
  - Departmental News
  - Programs
  - Budget
- \*Director's Report*

THE HEALTH COMMISSION WILL HEAR AN UPDATE OF DPH ACTIVITIES INCLUDING COVID-19 AND MPX-RELATED DATA AND INITIATIVES, AND LAGUNA HOSPITAL AND REHABILITATION CENTER.

4) **GENERAL PUBLIC COMMENT**

AT THIS TIME, MEMBERS OF THE PUBLIC MAY ADDRESS THE COMMISSION ON ITEMS OF INTEREST TO THE PUBLIC THAT ARE WITHIN THE SUBJECT MATTER JURISDICTION OF THE COMMISSION THAT ARE NOT ON THIS MEETING AGENDA. WITH RESPECT TO AGENDA ITEMS, YOUR OPPORTUNITY TO ADDRESS THE COMMISSION WILL BE AFFORDED WHEN THE ITEM IS REACHED IN THE MEETING. EACH MEMBER OF THE PUBLIC MAY ADDRESS THE COMMISSION FOR UP TO THREE MINUTES. THE BROWN ACT FORBIDS THE COMMISSION FROM TAKING ACTION OR DISCUSSING ANY ITEM NOT APPEARING ON THE POSTED AGENDA, INCLUDING THOSE ITEMS RAISED AT PUBLIC COMMENT. PLEASE SEE PAGE 4 OF THIS AGENDA FOR INFORMATION REGARDING INSTRUCTIONS FOR MAKING PUBLIC COMMENT.

5) **FOR DISCUSSION:** **FY 2021-22 FOURTH QUARTER FINANCIAL REPORT**

(Jenny Louie, DPH Chief Financial Officer)

THE HEALTH COMMISSION WILL DISCUSS THE FISCAL YEAR 2021-22 FOURTH QUARTER FINANCIAL REPORT.

6) **FOR ACTION:** **FY22-23 APPROVAL REQUEST FOR THE ADMINISTRATION OF THE LAGUNA HONDA GIFT FUND**

(Lily Conover, LHH Chief Financial Officer)

THE HEALTH COMMISSION WILL CONSIDER APPROVAL OF THE FY22-23 GIFT FUND BUDGET. APPROVAL IS REQUESTED.

7) **FOR ACTION:** **OFFICE LEASE BETWEEN CITY AND COUNTY OF SAN FRANCISCO, AS LANDLORD, AND SAN FRANCISCO GENERAL HOSPITAL FOUNDATION, AS TENANT FOR THE LEASE OF 2789 25<sup>TH</sup> STREET, SUITE 2028 SAN FRANCISCO, CA**

(Mark Primeau, DPH Capital Oversight Advisor)

THE HEALTH COMMISSION WILL CONSIDER A NEW LEASE BETWEEN CCSF AND THE SAN FRANCISCO GENERAL HOSPITAL FOUNDATION FOR THE PROPERTY LOCATED AT 2789 25<sup>TH</sup>, SUITE 2028, SAN FRANCISCO, CA. APPROVAL IS REQUESTED.

8) **FOR ACTION:** **RESOLUTION MAKING FINDINGS TO ALLOW TELECONFERENCED MEETINGS UNDER CALIFORNIA GOVERNMENT CODE SECTION 54953(e)**

(Mark Morewitz, Health Commission Executive Secretary)

THE HEALTH COMMISSION WILL CONSIDER PASSAGE OF A RESOLUTION WHICH WOULD GIVE IT, AND ALL OF ITS SUBCOMMITTEES, INCLUDING THE ZUCKERBERG SAN FRANCISCO GENERAL HOSPITAL AND LAGUNA HONDA HOSPITAL JOINT CONFERENCE COMMITTEES, AUTHORITY TO MEET REMOTELY FOR THE NEXT 30 DAYS. THIS AMENDED VERSION OF THE RESOLUTION ACKNOWLEDGES THAT SOME HEALTH COMMISSION MEMBERS, DPH STAFF, AND MEMBERS OF THE PUBLIC MAY ATTEND FULL HEALTH COMMISSION MEETINGS IN PERSON OR REMOTELY. APPROVAL IS REQUESTED.

9) **FOR DISCUSSION:** **FINANCE AND PLANNING COMMITTEE UPDATE**

THE COMMITTEE CHAIR WILL GIVE A BRIEF UPDATE ON MATTERS DISCUSSED AND/OR RECOMMENDATIONS MADE IN THIS COMMITTEE, INCLUDING CONTRACT-RELATED REQUESTS AND A SUGARY DRINKS DISTRIBUTOR TAX POLICY/SYSTEM CHANGE CONTRACTS UPDATE.

10) **FOR ACTION:**

**CONSENT CALENDAR**

- **NOVEMBER 2022 CONTRACTS REPORT**
- **REQUEST FOR APPROVAL OF A NEW CONTRACT WITH SPECIAL SERVICE FOR GROUPS - OTTP TO PROVIDE BEHAVIORAL HEALTH SERVICES TO THE SAN FRANCISCO UNIFIED SCHOOL DISTRICT (SFUSD), AND PRIMARILY TO SUPPORT THEIR SUCCESS OPPORTUNITY ACHIEVEMENT & RESILIENCY (SOAR) CLASSROOMS, USING EVIDENCE-BASED PRACTICES THAT INCLUDE TRAUMA-INFORMED CARE AND FAMILY ENGAGEMENT.**
- **REQUEST FOR APPROVAL OF A NEW CONTRACT WITH HELUNA HEALTH TO PROVIDE PROGRAMMATIC ADMINISTRATIVE AND SUPPORT SERVICES TO SISTER WEB. SISTER WEB WILL PROVIDE EQUITY BASED COMMUNITY DOULA SERVICES WHICH ARE DESIGNED TO PROVIDE FOR NEW AND INNOVATIVE APPROACHES TO DOULA SUPPORTIVE HEALTH CARE, WITH TIMELY AND ACCESSIBLE SCREENINGS TO PRE-NATAL AND POST-NATAL CLIENTS AS WELL AS TO PROVIDE FOR STRATEGIES THAT SECURE CULTURALLY APPROPRIATE MENTAL HEALTH.**

11) **OTHER BUSINESS:**

OPPORTUNITY WHEN COMMISSIONERS, THE DIRECTOR, AND THE PUBLIC MAY BRING UP TOPICS FOR DISCUSSION, PROVIDING THAT ANY ACTION IS DELAYED UNTIL PROPER NOTICE CAN BE GRANTED.

12) **FOR DISCUSSION:**

**JOINT CONFERENCE COMMITTEE AND OTHER COMMITTEE REPORTS**

THE HEALTH COMMISSION WILL HEAR A BRIEF SUMMARY OF THE OCTOBER 25, 2022 ZSFG JCC MEETING.

13) **FOR DISCUSSION:**

**OCTOBER 18, 2022 COMMUNITY AND PUBLIC HEALTH COMMITTEE UPDATE**

THE COMMITTEE CHAIR WILL GIVE A BRIEF UPDATE ON MATTERS DISCUSSED AND/OR RECOMMENDATIONS MADE IN THE OCTOBER 18, 2022 COMMITTEE.

14) **CLOSED SESSION**

A) Public comments on all matters pertaining to the Closed Session. (San Francisco Administrative Code Section 67.15).

B) Vote on whether to hold a closed session in relation to item 14.D below regarding pending litigation and to assert the attorney-client privilege in relation to that closed session discussion.

Motion that the Health Commission convene in closed session with the City Attorney for the purpose of conferring with, or receiving advice from, the City Attorney regarding existing litigation to which the City and County of San Francisco is a party and proposed settlements as described below and whether to assert the attorney-client privilege in relation to those matters. Discussion in open session concerning these matters would likely and unavoidably prejudice the position of the City in the pending litigation matters listed below.

(San Francisco Administrative Code Section 67.10(d); and California Government Code Section 54956.9(d)(3)). (Action Item)

C) Vote on whether to hold a Closed Session in relation to item 14.E below. (Action Item)

- D) Closed Session Pursuant to San Francisco Administrative Code Section 67.10(d); and California Government Code Section 54956.9(d).

**PROPOSED ACTION: SETTLEMENT OF LITIGATION: Margarita Herrera – CITY TO PAY \$650,000.**  
*MARGARITA HERRERA, Plaintiff, vs. CITY AND COUNTY OF SAN FRANCISCO, Defendant.*  
(San Francisco Superior Court, Case No. CGC-19-578026) (Action Item)

**PROPOSED ACTION: SETTLEMENT OF LITIGATION: Jo-Theresa Elias-Jackson – CITY TO PAY \$92,000.**  
*JO-THERESA ELIAS-JACKSON, Plaintiff, vs. CITY AND COUNTY OF SAN FRANCISCO, Defendant.*  
(U.S. District Court, Northern District of California, Case No. 3:21-cv-02937-PJH) (Action Item)

**PROPOSED ACTION: SETTLEMENT OF UNLITIGATED CLAIM: Cassandra McQuaid – CITY TO PAY \$75,000.**

- E) Closed Session Pursuant to California Government Code Section 54957(b); and San Francisco Administrative Code Section 67.10(b).

**FOR DISCUSSION AND ACTION:**      **PUBLIC EMPLOYEE PERFORMANCE EVALUATION,  
GRANT COLFAX MD,  
DPH DIRECTOR OF HEALTH** (Action Item)

**RECONVENE IN OPEN SESSION**

1. Discussion and Vote to elect whether to disclose any portion of the closed session discussion that is not confidential under Federal or State law, The Charter, or Non-Waivable Privilege (San Francisco Administrative Code Section 67.12(a).) (Action item)
2. Possible report on action taken in closed session (Government Code Sections 54957.1(a) and 54957.7(b) and San Francisco Administrative Code Section 67.12(b).

**15) ADJOURNMENT**

- \* Explanatory documents are available at the Health Commission Office, 101 Grove Street, Room #309, telephone 554-2666. If any materials related to an item on this agenda have been distributed to the Health Commission after distribution of the agenda packet, those materials are available for public inspection at the Health Commission Office at the address above during normal business hours.

**Accessible Meeting Policy**

American Sign Language interpreters and readers and/or language interpreters are available with advance notice of three business days. The Department of Public Health will make every effort to accommodate requests for sound enhancement systems and alternative formats for meeting minutes and agendas. Please make these requests as far in advance as possible. For all requests contact the Health Commission office at 554-2666. Late requests will be honored if possible.

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

**Cell Phone and/or Sound Producing Electronic Device Usage at Hearings**

The ringing of and use of cellular phones, pagers and similar sound producing electronic devices are prohibited during public meetings. Please be advised that the Chair/President may order the removal from the meeting room of any person(s) responsible for the ringing or use of a cell phones, pagers, or other similar sound producing electronic devices (Sunshine Ordinance 67A.1).

### **Know Your Rights under the Sunshine Ordinance**

Government's duty is to serve the public, reaching its decisions 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 more information on your rights under the sunshine ordinance or to report a violation of the ordinance, contact the Sunshine Ordinance Task Force Administrator by mail to, 1 Dr. Carlton b. Goodlett Place, Room 244, San Francisco, CA 94102, by phone at (415) 554-7724, by fax at (415) 554-7854 or by email at [sotf@sfgov.org](mailto:sotf@sfgov.org). Citizens may obtain a free copy of the Sunshine Ordinance by contacting the Sunshine Ordinance Task Force or by printing Chapter 67 of the San Francisco Administrative Code on the Internet, at <http://www.sfbos.org/sunshine>.

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### **Lobbyist Ordinance**

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance (Administrative Code Section 16.520-534) to register and report lobbying activity. For more information about the Lobbyist Ordinance, contact the Ethics Commission at 25 Van Ness Avenue, Suite 220, San Francisco, CA 94102; telephone (415) 252-3100; fax (415) 252-3112 or visit its website at <http://www.sfgov.org/ethics>.

### Meeting Access Information

Members of the public may attend the meeting in person at 101 Grove Street, room 300, or view the meeting via the links below. Anyone attending the meeting in person is required to wear a mask throughout the meeting.

<https://sfgovtv.org/DPHLiveStream>

<https://sfdph.webex.com/sfdph/onstage/g.php?MTID=e3ff72ffacc26f6fc1f76026a2cb84a8d>

NOTE: Depending on your broadband/WIFI connection, there may be a delay when viewing the meeting live.

**PUBLIC COMMENT CALL-IN: 415-655-0003/ Access Code: 2452 540 0213**

After entering the access code, press # twice to listen to the meeting  
(There is no delay when listening to the meeting using this number.)

#### **Information Regarding Providing Remote Public Comment**

- Each individual may comment 1 time per agenda item.
- Each individual may speak for up to 3 minutes; after which time the line is automatically silenced.
- To make public comment on a specific agenda item, dial in using the information above, when the item is called.
- Dial “\*3” to be added to the public comment queue for this item.
- When it is your time to speak, you will hear “Your line has been unmuted.”
- Ensure you are in a quiet location.
- Before you speak, mute the sound of any equipment around you including televisions, radios, and computers. It is especially important that you ***mute your computer*** so there is no echo sound when you speak.
- When the Commission Secretary states, “Next Caller,” you are encouraged to state your name clearly. As soon as you speak, your time allotment will begin.
- After you speak, you will go back to listening mode. You may stay on the line to provide public comment on another item.