

Edward A. Chow, M.D.
President

David B. Singer
Vice President

Cecilia Chung
Commissioner

Judith Karshmer, Ph.D., PMHCNS-BC.
Commissioner

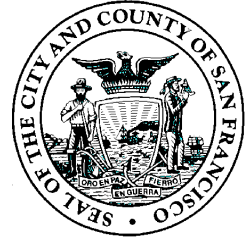
James Loyce, Jr., M.S.
Commissioner

David Pating, M.D
Commissioner

David J. Sanchez, Jr., Ph.D.
Commissioner

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

Edwin M. Lee, Mayor
Department of Public Health



Barbara A. Garcia, M.P.A.
Director of Health

Mark Morewitz, M.S.W.
Executive Secretary

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MINUTES

HEALTH COMMISSION MEETING

Tuesday, August 16, 2016, 4:00 p.m.
101 Grove Street, Room 300 or Room 302
San Francisco, CA 94102

1) CALL TO ORDER

Present: Commissioner Edward A. Chow M.D., President
Commissioner Cecilia Chung Commissioner
Commissioner Judith Karshmer, Ph.D, PMHCNS-BC
Commissioner James Loyce, Jr., M.S.
Commissioner David Pating, M.D.
Commissioner David J. Sanchez Jr., Ph.D.
Commissioner David B. Singer, Vice President

The meeting was called to order at 4:09pm

2) APPROVAL OF THE MINUTES OF THE HEALTH COMMISSION MEETING OF AUGUST 2, 2016

Action Taken: The Health Commission unanimously approved the minutes.

3) Barbara Garcia, Director of Health, gave the report. The full report can be viewed at:
<http://www.sfdph.org/dph/comupg/aboutdph/insideDept/dirRpts/default.asp>

City-funded Travel Prohibited to States who have Reversed Anti-discrimination Laws

The City and County of San Francisco Administrative Code was recently amended by the Board of Supervisors to prohibit city-funded travel to, and business with, states that have reversed anti-discrimination protections for LGBT individuals. These states currently include Mississippi and North Carolina. Since the U.S. Supreme Court's landmark decision on June 26, 2015, recognizing the constitutional right of same-sex couples to marry, several states have proposed and some, including Mississippi and North Carolina, have enacted laws aimed at reduction of legal protections for the LGBT community. In March 2016, North Carolina passed a law nullifying anti-discrimination protections for LGBT individuals in the state. In April 2016, Mississippi enacted a law that would permit discrimination against LGBT individuals if the disparate treatment is based on "sincerely held

religious beliefs.” The amended Administrative Code, brought by Supervisors Weiner, Campos and Farrell, clearly states that the City and County of San Francisco does not support discrimination against LGBT individuals under any circumstances, and that city-funded travel to, and business with, such states who have enacted these discriminatory laws is prohibited. For more information see Chapter 12X, File No. 160425 of the Administrative Code.

Health Department Investigating Quinceañera Incident that Sickened 19 People

The candy that sickened 19 people at a Quinceañera in the Mission District on August 6th is suspected to be edible marijuana. Lab tests of the gummy ring candies themselves have found THC (tetrahydrocannabinol), the main psychoactive ingredient in marijuana. In addition, the lab work of 12 hospitalized patients was positive for THC. “This could have been a much worse situation than it was, and I’m glad that all the children that ingested the candy have recovered,” said Mayor Ed Lee. “This incident underscores concerns about edible marijuana and its availability to minors. Mayor Lee thanked the first responders for responding as quickly as they did, and for the support of the Public Health Department and Police Department in the ongoing investigation.

All of the 19 patients taken to hospitals on Saturday, August 6th were discharged by the following Monday morning. They suffered from symptoms consistent with the effects of edible cannabis including rapid heart rate, high blood pressure, dilated pupils, dizziness, light-headedness, nausea, lethargy and confusion. Of the patients that were evaluated, 10 were male and 9 were female. Thirteen of the patients were 18 or younger, ranging in age from 6 to 18. The patients were taken to several San Francisco hospitals, including Zuckerberg San Francisco General Hospital, UCSF Medical Center, UCSF Benioff Children’s Hospital, Kaiser Permanente Medical Center, California Pacific Medical Center and St. Luke’s Campus.

The San Francisco office of the California Poison Control Center has been working closely with the hospitals treating these patients, collecting information on patient lab results. The Poison Control Center is working with the lab at Zuckerberg San Francisco General to test the suspect candies. The gummies were tested on August 8th and preliminary findings show them to contain THC. Testing of the candies is continuing and we will report results as they become available. The DPH has interviewed several people who attended the party to learn more about what happened. The party was catered by a company in Oakland, and the Alameda County Department of Public Health has been informed and will investigate. The San Francisco Police Department also is conducting an investigation.

Project Homeless Connect and Studio Dental Join Forces to Provide Free Services

Project Homeless Connect has partnered with Studio Dental to provide dental services to attendees of the LGBTQ Connect event on Wednesday, August 17, making it more convenient to access dental services. An overwhelming majority of the homeless population is in dire need of a simple teeth cleaning. Without it, they are at the mercy of tooth decay, infection, and other painful ailments due to the fact that they lack access to basic daily oral hygiene. Basic dental cleaning can help prevent these issues and reduces the chance of a costly emergency room visit due to complications. This is why free dental service makes a big impact.

Project Homeless Connect has been joined in the last year by Studio Dental, a San Francisco-based mobile dental practice that delivers dental services to people at work. Through its partnership, Studio Dental offers the full range of dental services to patients at more than 15 PHC events throughout the

year. Studio Dental's mobile practice is an innovative solution that helps to achieve the San Francisco Department of Public Health's goal of increasing availability and accessibility of dental care among low-income populations. Already, Studio Dental has donated services upwards of \$40,000 through its partnership with Project Homeless Connect. Because of the mobile nature of the studio, the trailer can reach out to homeless populations that SFDPH has simply not been able to reach before.

Zika Update

A total of twelve San Francisco residents have tested positive for the Zika virus as of August 12th. All the patients contracted the virus while traveling in countries where Zika virus is circulating. There is no risk to the public, and Zika is not circulating in San Francisco, the Bay Area or California.

The California Department of Public Health (CDPH) informed the San Francisco Health Department of the positive test results. CDPH continues to update and publish weekly a tally of the number of Zika cases by county, and provides pregnancy information in the aggregate.

<https://www.cdph.ca.gov/HealthInfo/discond/Documents/TravelAssociatedCasesofZikaVirusinCA.pdf>

Health and Wellness Pavilion a Success at Carnaval SF

Carnaval SF is a free, two day community event that celebrates the diverse Latin American and Caribbean roots of the Mission District. The purpose of the Health and Wellness Pavilion at Carnaval was to outreach to the Latino and African American community with health and wellness information in order to educate the public and address health disparities. The Health and Wellness Pavilion brought together 16 local and culturally affirming health and wellness focused organizations that work closely with the Latino and African American population, including DPH, Mission YMCA, OnLok, La Casa De Las Madres, NICOS, Mission Family Center, Alzheimer's Association and more. Attendees received a variety of information including diabetes and heart health information, disability rights, free physical activity resources, free Zumba classes, mental health resources, senior resources, free blood pressure screenings and more. Together, the Pavilion had an estimate of 3,000 contacts during the two day event. We are all proud of our outcome and plan to continue to work together in the future to better serve our communities.

Security Update

Recently a shipment of live firearm ammunition was erroneously delivered to one of our facilities. No one was injured, and the shipment was eventually turned over to the appropriate addressee. Independent investigations were conducted by DPH Security Services, and California Highway Patrol. Based on the findings, Security Services, led by Basil Price, is developing a plan to mitigate risk by incorporating security measures for safe mail handling, including specific screening and inspection procedures for all incoming mail/package deliveries, and procedures for isolating a suspicious package. In addition, Security Director Basil Price will have a running column in Fast Facts, the bi-weekly newsletter that goes out to all department staff on important security precautions. Upcoming topics include safe handling of mail and how to be safe when walking on city streets.

Dr. Reena Gupta named Medical Director of PRIME and Care Transformation

Dr. Reena Gupta is the new Medical Director of PRIME and Care Transformation for the SF Health Network. In this role, Reena will be co-directing PRIME (Public Hospital Redesign and Incentives in Medi-Cal), the current Medicaid waiver's 5-year, \$160 million pay-for performance delivery system redesign program. PRIME consists of 10 distinct initiatives with 57 measures that cover 3 domains: outpatient delivery system transformation and prevention, high-risk/high-cost populations, and

resource utilization efficiency. Reena will provide leadership, oversight, and support to the 10 initiative teams, with a specific focus on primary care, and an overall goal of delivery system transformation and integration.

An important aspect of her PRIME work will be to serve as a liaison to UCSF Health's PRIME program with an emphasis on aligning PRIME analytics for ApEX Electronic Health Record implementation. Reena will also serve as primary care consultant to the Global Payment Program, a new methodology for supporting uncompensated care that incentivizes public hospital systems to shift from emergency and inpatient care to primary, preventive, and nontraditional services; GPP is tied to approximately \$100 million of funding annually. Lastly she will serve as a key thought leader in developing SFHN's accountable care strategy.

Reena is a graduate of Yale University and Harvard Medical School. She has been at Zuckerberg San Francisco General (ZSFG) since 2005, when she began her residency in the UCSF San Francisco General Hospital Primary Care Program. Since 2011, she has been a faculty member in the Division of General Internal Medicine at ZFGH, serving as the Associate Medical Director of the Richard Fine People's Clinic (formerly known as General Medicine Clinic). Please join us in congratulating and welcoming Dr. Gupta in this new position.

**SAN FRANCISCO HEALTH NETWORK
ZUCKERBERG SAN FRANCISCO GENERAL
HOSPITAL & TRAUMA CENTER**

July 2016

Governing Body Report - Credentialing Summary
(7/21/16 MEC)

	7/2016	07/2016 to 07/2017
<i>New Appointments</i>	58	58
Reinstatements		
<i>Reappointments</i>	66	66
Delinquencies:		
Reappointment Denials:		
Resigned/Retired:	28	28
<i>Disciplinary Actions</i>		
Administrative Suspension		
<i>Restriction/Limitation-Privileges</i>		
Deceased		
<i>Changes in Privileges</i>		
Voluntary Relinquishments	9	9
Additions	13	13
Proctorship Completed	19	19

<i>Current Statistics – as of 7/1/16</i>		
Active Staff	541	
<i>Courtesy Staff</i>	503	
Affiliated Professionals (non-physicians)	257	
TOTAL MEMBERS	1,301	

<i>Applications in Process</i>	103
Applications Withdrawn Month of July 2016	1
SFGH Reappointments in Process 8/2016 to 10/2016	160

**SAN FRANCISCO HEALTH NETWORK
ZUCKERBERG SAN FRANCISCO GENERAL
HOSPITAL & TRAUMA CENTER**

August 2016

Governing Body Report - Credentialing Summary
(8/18/16 MEC)

	8/2016	07/2016 to 07/2017
<i>New Appointments</i>	31	89
Reinstatements		
<i>Reappointments</i>	62	128
Delinquencies:		
Reappointment Denials:		
Resigned/Retired:	48	76
<i>Disciplinary Actions</i>		
Administrative Suspension		
<i>Restriction/Limitation-Privileges</i>		
Deceased		
<i>Changes in Privileges</i>		
Voluntary Relinquishments	11	21
Additions	7	20
Proctorship Completed	19	39

<i>Current Statistics – as of 7/27/16</i>		
Active Staff	553	
<i>Courtesy Staff</i>	501	
Affiliated Professionals (non-physicians)	256	
TOTAL MEMBERS	1,310	

<i>Applications in Process</i>	109
Applications Withdrawn Month of August 2016	0
SFGH Reappointments in Process 9/2016 to 11/2016	121

LAGUNA HONDA HOSPITAL AND REHABILITATION CENTER

JULY 2016

Health Commission - Director of Health Report

(July 7, 2016 Medical Exec Committee)

	July	(FY 2016-2017) Year-to-Date
<i>New Appointments</i>	1	1
Reinstatements	0	0
<i>Reappointments</i>	4	4
Delinquencies:	0	0
Reappointment Denials:	0	0
Resigned/Retired	1	1
<i>Disciplinary Actions</i>	0	0
<i>Administrative Suspension</i> <i>(for month of June)</i>	2	2
<i>Restriction/Limitation-Privileges</i>	0	0
Deceased	0	0
<i>Changes in Privileges</i>		
Additions	0	0
Voluntary Relinquishments	0	0
Proctorship Completed	1	1
Proctorship Extension	0	0

<i>Current Statistics – as of 6/24/2016</i>		
Active Medical Staff	38	
As-Needed Medical Staff	12	
<i>External Consultant Medical Staff</i>	46	
<i>Courtesy Medical Staff</i>	1	
<i>Affiliated Professionals</i>	14	
TOTAL MEMBERS	111	

<i>Applications in Process</i>	6
<i>Applications Withdrawn this month</i>	0

LAGUNA HONDA HOSPITAL AND REHABILITATION CENTER

AUGUST 2016

Health Commission - Director of Health Report

(August 4, 2016 Medical Exec Committee)

	August	(FY 2016-2017) Year-to-Date
<i>New Appointments</i>	0	1
Reinstatements	0	0
<i>Reappointments</i>	2	6
Delinquencies:	0	0
Reappointment Denials:	0	0
Resigned/Retired	3	4
<i>Disciplinary Actions</i>	0	0
<i>Administrative Suspension</i> (for month of July)	2	4
<i>Restriction/Limitation-Privileges</i>	0	0
Deceased	0	0
<i>Changes in Privileges</i>		
Additions	0	0
Voluntary Relinquishments	0	0
Proctorship Completed	0	1
Proctorship Extension	0	0
Current		
Statistics – as of 8/1/2016		
Active Medical Staff	38	
As-Needed Medical Staff	12	
<i>External Consultant Medical Staff</i>	46	
<i>Courtesy Medical Staff</i>	1	
<i>Affiliated Professionals</i>	14	
TOTAL MEMBERS	111	

Applications in Process	8
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Commissioner Comments/Follow-Up:

Commissioner Chow requested an update on the incident in which 19 children were given edible marijuana candy at a party. Dr. Aragon reviewed the case and stated that no new information has been found since the writing of the Director's Report. He also thanked the UCSF Poison Center which has provided assistance in this situation. Director Garcia also thanked the SFDPH team working on this case.

Commissioner Chow asked if there have been similar incidents in states that have legalized marijuana. Dr. Aragon stated that no one has died from marijuana-related incidents but there have been hospitalizations.

Commissioner Singer stated that he considers this case a good experience to learn how the City responds to an emergency or disease outbreak. Dr. Aragon, stated that the case is considered an outbreak because everyone was impacted in one place during the same time. He stated that the toxicity screening occurred quickly and victims were quickly taken to hospitals. He noted that there was a recent debriefing between the SFDPH, EMS, Police, Environmental Hazmat, and the hospitals.

Public Comment:

Otto Duffy, Tom Waddell Advisory Board, stated that he is concerned that the SFDPH not have to replace its IT infrastructure every two years and is happy to hear the SFDPH is planning its new electronic medical record project appropriately.

4) **GENERAL PUBLIC COMMENT**

There was no general public comment.

5) **COMMUNITY AND PUBLIC HEALTH COMMITTEE**

Commissioner Pating, Chair, stated that the Committee heard an update on the Maternal, Child, and Adolescent Health (MCAH) True North metrics. One True North metric discussed was to Increase linkages from prenatal care to MCAH home visits for families and mothers at risk for pre-term labor. Three approaches are being used on this metric: using visiting family partnerships, field public health nurse program and Black Infant Health Program. Another True North Metric reviewed was to increase the percentage of children most at risk for developing caries (cavities) who receive fluoride varnish application. Commissioner Pating noted that MCAH has reached 80% of children with the fluoride varnish.

Commissioner Pating stated that the Committee also heard an update on the Office of Equity and Quality Improvement with a focus on the Community Health Improvement Plan and noted the draft Plan will be presented to the full Commission in the future.

Commissioner Comments/Follow-Up:

Commissioner Chow asked for clarification regarding the achievement of 80% of children with fluoride varnish noted by Commissioner Pating. Mr. Morewitz stated that he will follow-up with Dr. Hansell on this question and will forward this information to the Commissioners.

Commissioner Singer asked for clarification regarding the following True North Metrics:

1. Increase the % of staff who complete MediCal time study within 15 days from 44% to 64%.

2. Increase % of MCAH clients who have completed and returned client satisfaction survey from 15%-30%.

He noted that these metrics seem like process oriented information rather than impactful outcome data. Director Garcia stated that Mr. Morewitz can also check on this information.

6) UPDATE ON TRANSFER OF SFDPH PROGRAMS ADDRESSING HOMELESSNESS TO THE DEPARTMENT OF HOMELESSNESS AND SUPPORTIVE HOUSING (DHS)

Barbara Garcia, SFDPH Director of Health, and Jeff Kositsky, Director of DHS, presented the item.

Commissioner Comments/Follow-Up:

Commissioner Chow stated that it seems that each year we have approximately the same number of homeless people. He asked if new homeless people are arriving as others are placed in housing. Mr. Kositsky stated that 71% of people who are homeless in San Francisco were living here prior to becoming homeless. He noted that from 2007-2013, there was an increase in homeless people due to the change in the economy. He also stated that systems need to do a better job of ensuring people being discharged from jails and hospitals have stable housing upon release. He added that in the last years as new construction has disrupted existing encampments, people who are homeless have moved into other neighborhoods so it appears as though there are more people living on the street.

Commissioner Pating asked how the new department will track clients while adhering to HIPPA compliance. Mr. Kositsky stated that the department is working with the CCSF Department of Technology in an attempt to make all of CCSF HIPPA compliant which would make data sharing between departments appropriate. The Department of Homelessness and Supportive Housing will be putting out its data management to bid.

Commissioner Pating requested that the SFDPH capture data showing that approximately 10% of SFDPH inpatient stays are related to unreimbursed administrative days for people without a place to go upon discharge.

Commissioner Pating asked if the Health Commission should be considering a shift in policy in regard to the homeless population in San Francisco. Mr. Kositsky stated that he advocates for increasing the number of post-substance abuse treatment housing options. He also encourages the City to advocate for use of state and federal funds to increase housing options in San Francisco.

Commissioner Chung asked if Housing Opportunities for Persons with HIV/AIDS (HOPWA) and other HIV housing would be transferred from SFDPH to DHS. Margot Antonetty, Manager of DHS Direct Access to Housing/ Homeless Outreach/Encampment Response, stated that many of the Ryan White HIV housing programs have been kept at SFDPH in the HIV Health Services Section because they do not focus on homeless populations. She noted that all emergency housing programs have been moved to DHS.

Commissioner Chung stated that it her understanding that new federal regulations state that federal housing subsidies can be based on market value. Mr. Kositsky stated that this will hopefully help in the expensive San Francisco market.

Commissioner Sanchez welcomed Mr. Kositsky to the CCSF family. He stated that housing gives safety and improves health outcomes.

Commissioner Karshmer asked how the new Department will get its message to the San Francisco community. Mr. Kositsky stated that the immediate plan is to hire a public information officer soon. He added that he intends to be transparent with the community.

Commissioner Chow asked for an update on DSHS activities in the next six to eight months.

7) RESOLUTION ENDORSING AND APPROVING THE LEASING AND SUBLEASING OF PORTIONS OF THE ZUCKERBERG SAN FRANCISCO GENERAL HOSPITAL CAMPUS (BUILDINGS B2, 9, 30, 40, 80, 90, AND BEHAVIORIAL HEALTH BUILDING) TO SERVE AS SECURITY FOR TAX EXEMPT AND/OR TAXABLE SHORT-TERM CERTIFICATES OF PARTICIPATION IN AN AMOUNT NOT TO EXCEED \$160,000,000 TO FINANCE A PORTION OF PHASE I OF THE TRANSBAY TRANSIT CENTER PROJECT

John Updike, Director of the Real Estate, City & County of San Francisco, presented the item.

Commissioner Comments/Follow-Up:

Commissioner Singer asked for clarification of risks associated with this proposal. Nadia Sesay, Director of Public Finance, Controller's Office, stated that the General Fund is used as back-up in a default situation. There is no repossession and she noted that there is full use of the ZSFG buildings throughout the time period. She also stated that the City has used this type of mechanism many times including to fund the furniture, fixtures, and equipment for the new ZSFG building.

Commissioner Singer asked why the Health Commission is being asked to approve the resolution after the Board of Supervisors has already approved it. Mr. Updike stated that the usual order would be to go to the Health Commission first and then the Board of Supervisors. He noted that the project has been complex and approval was first sought at the Board of Supervisors.

Commissioner Pating stated that the Millennium Tower is suing the Transbay development project. He asked how this lawsuit could impact the financial situation of this project. Mr. Updike stated that the lawsuit would not impact the mechanism described in the resolution which deals solely with whether the CCSF will pay its debt. Director Garcia stated that the SFDPH has been the recipient of these types of mechanisms in the past and she encouraged the Commissioners to approve the resolution.

Action Taken: The resolution was approved (Yes: Chow, Chung, Karshmer, Loyce, Pating, Sanchez; No: Singer) (See Attachment)

8) A PRESENTATION TO THE HEALTH COMMISSION ON THE STATUS OF CITY AND COUNTY OF SAN FRANCISCO AND THE REGENTS OF THE UNIVERSITY OF CALIFORNIA, PROPOSED LAND DISPOSITION AND DEVELOPMENT AGREEMENT FOR A NEW UCSF RESEARCH FACILITY BUILDING AND GROUND LEASE OF THE B/C LOT AT THE PRISCILLA AND MARK ZUCKERBERG SAN FRANCISCO GENERAL HOSPITAL AND TRAUMA CENTER ("ZSFG") BY JOHN UPDIKE, DIRECTOR OF REAL ESTATE, CITY & COUNTY OF SAN FRANCISCO.

John Updike, Director of the Real Estate, City & County of San Francisco, and Mark Primeau, SFDPH Capital Projects, presented the item.

Commissioner Comments/Follow-Up:

Commissioner Singer stated that it's exciting to see stronger partnerships with UCSF utilizing the lens of the future of ZSFG and added that there are few things that are as important to accomplish than this research building. He also stated that the association with UCSF is vital to the high quality of care at ZSFG.

Commissioner Sanchez thanked everyone involved for their work and added that he is glad the Mayor is involved to make sure the best outcomes for CCSF can be achieved.

Commissioner Chow stated that it is important that ZSFG have the UCSF medical staff to ensure world-class care is provided to the residents of San Francisco. He also noted that it is important to have research on campus because it attracts the experts and directly contributes to care at the hospital.

9) COMMUNICATIONS BETWEEN INDIVIDUAL HEALTH COMMISSIONERS AND SFDPH STAFF

Commissioner Chow introduced the item.

Commissioner Comments/Follow-Up:

Commissioner Singer stated that he is not in favor of the policy as written. He added that he feels the policy inhibits transparency between SFDPH staff and the Health Commission because it restricts the flow of information to the Commission. He does not feel SFDPH staff feel comfortable being transparent with Commissioners when they are directed to report back to the Director of Health; he is concerned that this will result in the Health Commission only receiving filtered information. He also added that is not comfortable conducting a performance evaluation of the Director of Health without talking to SFDPH staff. He also stated that he would prefer to be able to call SFDPH staff and ask their opinion on matters as he sees fit to do so.

Commissioner Chow encouraged Commissioner Singer to submit revisions to reflect his comments. Commissioner Stated that he feels the policy should state that it encourages Health Commissioners and SFDPH staff are encouraged to develop relationships so Health Commissioners can learn as much as possible about the SFDPH in order to provide thoughtful guidance to the SFDPH Director of Health.

Commissioner Pating stated that he is unsure what triggered the need for the policy; he feels current processes are working well. He would like to see the policy reflect encouragement of a collaborative spirit between SFDPH staff and the Health Commission.

Commissioner Pating had the following requests:

1. Define and give context to the term "Individual Commissioner" acting individually as it may relate to a Commissioner's role in a Committee or the full Health Commission.
2. Clarify if the Director of Health is allowed to deny requests from Commissioners to speak/meet with SFDPH staff. He also asked to clarify the scope of these types of request.
3. He noted that in regard to the scope of the communications, sometimes discussions between individual Health Commissioners and SFDPH staff pertain to putting an item on a Committee agenda or relate to general planning.
4. In section 4, "Agenda Setting and Ongoing Communication," he stated that he is unclear whether the Director of Health would need to authorize each individual conversation between

the staff and Health Commissioners present. He also noted that the Director of Policy and Planning is not included on the list but is a vital SFDPH staff person that provides frequent assistance the Health Commissioners.

Commissioner Chung stated that all of her Health Commission related communications are done through the Executive Secretary. She feels that the Commission and committee meetings are the appropriate places for Commissioners to make inquiries. She noted that if one Commissioner gets information from a private conversation with a SFDPH staff person, the full Commission may not benefit from that knowledge or information. She also stated that the City Charter specifies that the Commission acts as a whole; she thinks that information should therefore be shared with the group. She added that for her, transparency means public meetings in which Commissioners discuss issues with SFDPH staff and community members as the meetings are recorded on video or audio.

Commissioner Loyce stated that he has experienced both sides of the situation and added that as a SFDPH employee, he was not comfortable sharing information with a Health Commission without the knowledge of his supervisor, the Director of Health. He stated that SFDPH employees have no context for how a Commissioner may use information they candidly share.

Commissioner Karshmer stated that as an employee of a university, she has experienced this situation with university trustees and feels it can be cumbersome to have to report every conversation to supervisors. However, she also feels that transparency is important and Health Commissioners can use full Commission and committee meetings to ask any questions they have. She shares Commissioner Chung's concern that information shared to only one Commissioner in a private conversation does not assist the full Health Commission in its work.

Commissioner Sanchez stated that he supports transparency and feels that the Commission meetings, including the Joint Conference Committee, are the place for Commissioners to make inquiries and full discuss issues.

Commissioner Singer stated that at times, the Commissioners ask questions but do not receive answers. He gave the example of the timeline for the ZSFG new hospital building and noted that the ZSFG JCC members asked monthly for updates and were told everything was on time. However, at some point, the JCC was told the project would be delayed six months and it was clear that several SFDPH staff members had known this information for some time. He added that he understands much of the SFDPH issues discussed by the Health Commission are complex and he is attempting to be thoughtful in how he is approaching this policy.

Commissioner Chung stated that public discussions are most appropriate for a policy body. She noted that the discussion of this item has been important to have in a public forum so the Commission can discuss and strategize together. She added that Health Commissioners hold authority and privilege in their relationships with SFDPH staff and this can be intimidating.

Commissioner Chow stated that this policy has been drafted to help Health Commissioners understand how to interact with SFDPH staff in their role as members of the governing body.

Commissioner Singer stated that extremes of either perspective are illogical: Commissioners calling staff whenever they want is inefficient and restricting every conversation between SFDPH staff and

Commissioners is unhelpful. He added that the challenge is to find a balance so the Commissioners and the public are well informed. Director Garcia stated that the City Charter is the rule to be followed. She noted that she has never denied a Commissioner's request to meet with SFDPH staff. She agrees that transparency is important.

Commissioner Pating stated all the Commissioners want to follow the City Charter and everyone wants a transparent process. He added that Health Commissioners do not want to place SFDPH staff in an uncomfortable position.

Commissioner Chow encouraged the Commissioners to submit any other suggested revisions to Mr. Morewitz in the next weeks and reminded them that the vote on the item will occur at the September 20, 2016 meeting.

10) OTHER BUSINESS:

This item was not discussed.

11) JOINT CONFERENCE COMMITTEE REPORTS

Commissioner Karshmer, LHH JCC Chair, stated that the August 9, 2016 meeting was primarily a closed session meeting in which the Committee approved the Credentials, Medical Quality Improvement, and Performance Improvement and Patient Safety Reports.

12) COMMITTEE AGENDA SETTING

Mr. Morewitz reminded the Commissioners of the September 6, 2015 community meeting focusing on public health issues in the Tenderloin and the October 4, 2016 planning session.

13) CLOSED SESSION

A) Public comments on all matters pertaining to the closed session

B) Vote on whether to hold a closed session (San Francisco Administrative Code Section 67.11) and to invoke the attorney-client privilege (San Francisco Administrative Code Section 67.10(d))

C) CONFERENCE WITH CITY ATTORNEY

Convene in Closed Session - Existing Litigation - 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 the following existing lawsuits in which a proposed settlement is being considered by the Commission, pursuant to San Francisco Administrative Code Section 67.10(d) and California Government Code Sections 54956.9 and 54956.9(e)(3) 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 listed below.

(After a closed session, if one occurs, the Health Commission shall adopt a motion either to disclose or not to disclose.)

1. Settlement of Existing Litigation as Defendant: Laudenia Pleitez for \$95,000.00

Foo Soo Li and Laudenia Pleitez v. City and County of San Francisco, Francisco Saenz, Jack Hubbard, San Francisco Superior Court Case No. CGC 13-532162, filed June 17, 2013.

2. Settlement of Existing Litigation as Defendant: Foo Soo Li for \$99,000.00
Foo Soo Li and Laudenia Pleitez v. City and County of San Francisco, Francisco Saenz, Jack Hubbard, San Francisco Superior Court Case No. CGC 13-532162, filed June 17, 2013.

D). Closed Session pursuant to Cal. Government Code Sec. 54957(b) and S.F. Adm. Code Sec. 67.10(b):

PUBLIC EMPLOYEE PERFORMANCE EVALUATION: DIRECTOR OF HEALTH – Barbara Garcia

E) Reconvene in Open Session: Motions and vote on whether to disclose any or all of the closed session discussions, San Francisco Administrative Code Section 67.12(a)

Action Taken: The Health Commission voted not to disclose discussions held in closed session.

14) ADJOURNMENT

The meeting was adjourned at 7:31pm.

**HEALTH COMMISSION
CITY AND COUNTY OF SAN FRANCISCO
Resolution No. 16-11**

RESOLUTION ENDORSING AND APPROVING THE LEASING AND, SUBLEASING OF PORTIONS OF THE ZUCKERBERG SAN FRANCISCO GENERAL HOSPITAL CAMPUS [BUILDINGS B2, 9, 30, 40, 80, 90, AND BEHAVIORAL HEALTH BUILDING] TO SERVE AS SECURITY FOR TAX EXEMPT AND/OR TAXABLE SHORT TERM CERTIFICATES OF PARTICIPATION IN AN AMOUNT NOT TO EXCEED \$160,000,000 TO FINANCE A PORTION OF PHASE I OF THE TRANSBAY TRANSIT CENTER PROJECT

WHEREAS, The Zuckerberg San Francisco General Hospital and Trauma Center (“ZSFGH”) is managed and controlled by the Health Commission and Department of Public Health (“DPH”) of the City and County of San Francisco’s (“City”); and

WHEREAS, On April 4, 2001, the City, the Alameda-Contra Costa Transit District and the Peninsula Corridor Joint Powers Board-Caltrain executed a Joint Powers Agreement which creates and establishes the Transbay Joint Powers Authority (“TJPA”); and

WHEREAS, The Joint Powers Agreement and state law charge TJPA with financing, design, development, construction, and operation of the transit portion of the Transbay Transit Center Program (the “Transbay Center Project”), in San Francisco, which includes: (1) the design and construction of a temporary terminal and then the permanent Transbay Transit Center, including bus ramps and bus storage facility (“Phase 1”); (2) the extension of Caltrain commuter rail service from its current San Francisco terminus at Fourth and Townsend Streets to a new underground terminus beneath the Transbay Transit Center (“Phase 2”); and (3) activities related to implementation of the Redevelopment Plan for the Transbay Redevelopment Project Area, in coordination with the Office of Community Investment and Infrastructure; and

WHEREAS, Pursuant to Section 9.113(e) of the Charter, the Board of Supervisors has the power to borrow money through commercial paper and other short-term indebtedness; and

WHEREAS, The Board of Supervisors adopted Resolution No. 166-16 on May 3, 2016, approving and authorizing the execution and delivery of tax exempt and/or taxable lease revenue commercial paper certificates of participation and tax exempt and/or taxable direct placement revolving certificates of participation in a combined aggregate principal of an amount not to exceed \$260,000,000 to provide interim financing to cover the funding gap for Phase 1 of the Transbay Center Project; and

WHEREAS, Pursuant to Resolution No. 166-16 the Board of Supervisors also approved and authorized execution of one or more trust agreements, site leases, subleases, a leaseback, one or more letters of credit and reimbursement agreements and/or lines of credit, and one or more certificate purchase agreements and related documents; and

WHEREAS, Pursuant to Resolution No. 166-16 the Board of Supervisors also declared the intent of the City to reimburse itself from proceeds of tax-exempt obligations in accordance with the Internal Revenue Code of 1986, as amended; and

WHEREAS, The Board of Supervisors made certain public benefit findings for the Transbay Transit Center Project under California Government Code, Section 6586.5, including that the execution and delivery of the certificates of participation will result in significant public benefits to the City because it will, among other things, provide for a lower cost of financing for Phase 1 of the Transbay Center Project and allow for the continued construction of Phase 1, resulting in the creation of significant construction jobs and employment benefits in the City; and

WHEREAS, The TIPA requires additional funding in an amount not to exceed \$260,000,000 in order to fund the Phase 1 budget, including the contingency recommended by the Metropolitan Transportation Commission; and

WHEREAS, Pursuant to Resolution No. 166-16, the Board of Supervisors authorized the City's Controller, the Director of the Office of Public Finance and the Director of Property to take any and all actions necessary to consummate the lawful issuance and sale of commercial paper certificates and related transactions; and

WHEREAS, Pursuant to City Administrative Code Section 23.3, the City's Director of Property analyzed the ZSFGH north campus assets (north of 22nd Street), specifically on Block 4140, Lot 001 and Block 4090, Lots 001, 002 and 003, or, Building 80 (66,832 square feet), Building 90 (39,159 square feet), Building B2 (39171 square feet) and the Behavior Health building (98,849 square feet) and estimated a value of \$115,000,000; and

WHEREAS, Pursuant to City Administrative Code Section 23.3, the City's Director of Property analyzed the ZSFGH portion of campus south of 22nd Street, specifically Block 4154, Lot 1, Building 30 (53,417 square feet), Building 40 (44,470 square feet) and Building 9 (33,559 square feet) and estimated a value of \$62,000,000; and

WHEREAS, The City, as lessor, seeks, pursuant to a short-term (up to 15 years) Site Lease ("Lease"), to lease the property described above, including the improvements located thereon (collectively the "Property") to a trustee ("Trustee") named in the Lease, as lessee, and, in return, the Trustee will apply, or caused to be applied, a portion of the proceeds of the Short-Term Certificates to the construction and equipping Phase 1 of the Transbay Center Project; and

WHEREAS, The Trustee will then, pursuant to a Sublease ("Sublease"), lease-back the Property to the City, and the City, pursuant to the Sublease, will pay to the Trustee base rent for the continued and undisturbed use and occupancy of the Property by DPH and its affiliates; and

WHEREAS, The City wishes to obtain the endorsement and approval of the Health Commission of the above acts and pledge of the Property as set forth herein; and

NOW, THEREFORE, BE IT RESOLVED, That the Health Commission approves of and agrees to the use of the Property as a collateral pledge for the issuance of short term certificates of participation to partially finance the continued construction of the Transbay Center Project, Phase 1, and directs DPH staff to work with the Controller, the Director of Public Finance and the Director of Property, to take any and all actions necessary or advisable in order to consummate the lawful issuance and sale certificates of participation, a lease and sublease, and related documents as may be required.

I hereby certify that the San Francisco Health Commission at its meeting of August 16, 2016 adopted the foregoing resolution.

Mark Morewitz, MSW
Executive Secretary to the Health Commission