



BUILDING INSPECTION COMMISSION (BIC)
Department of Building Inspection (DBI)

NOTICE OF COMMITTEE MEETING
LITIGATION COMMITTEE

Tuesday, March 22, 2022 at 12:00 p.m.
(Please note the change in start time.)

Remote Hearing via video and teleconferencing

Watch: <https://bit.ly/3vLYXu4>

LISTEN/PUBLIC COMMENT CALL-IN: 1-415-655-0001 / Access Code: 2491 207 5604

To raise your hand for public comment on a specific agenda item press *3 when prompted by the meeting moderator.

AGENDA:

(A portion of the BIC Litigation Committee meeting (item 3 on the agenda) will be held in Closed Session. The Committee will take public comment regarding Item 3 prior to going into Closed Session. After the Committee reconvenes in open session, the Committee will hear general public comment in Item 4, and will hear public comment on item 5 as well. Members of the public who address the Commission have the discretion on whether or not they wish to identify themselves for the record.)

Members of the public are to participate remotely. If you want to ensure your comment on any item on the agenda is received by the Building Inspection Commission in advance of the meeting, please send an email to dbi.commission@sfgov.org by 5pm on Monday, March 21st or call (628) 652-3510. Please see the information on the next page for remote meeting access.

1. Call to Order and Roll Call.

MEMBERS OF THE COMMITTEE

Alysabeth Alexander-Tut, Commissioner
Raquel Bito, Commissioner
J.R. Eppler, Commissioner

DEPARTMENT & COMMISSION STAFF

Patrick O’Riordan, Director (628) 652-3500
Sonya Harris, Secretary (628) 652-3510
Monique Mustapha, Asst. Secretary (628) 652-3510

CITY ATTORNEY’S OFFICE REPRESENTATIVE

Peter Keith City Attorney Rep. (415) 554-3908

2. **FINDINGS TO ALLOW TELECONFERENCED MEETINGS UNDER CALIFORNIA GOVERNMENT CODE SECTION 54953(e).** (*Discussion and Possible Action*) The Litigation Committee will discuss and possibly adopt a resolution setting forth findings required under Assembly Bill 361 that would allow the Committee to hold meetings, or for Commissioners to attend meetings, when necessary remotely according to the modified Brown Act teleconferencing set forth in AB 361.
3. **CLOSED SESSION:** Pursuant to Government Code Section 54956.9(c) and the San Francisco Administrative Code Section 67.10(d)(2).
 - a. Public Comment on all matters pertaining to the Closed Session.
 - b. Possible Action to convene a Closed Session.
 - c. **CONFERENCE WITH LEGAL COUNSEL**
Investigation and/or Litigation:
As plaintiff (Active and/or Monitored): 65 cases
As defendant: 0 cases
Review and possible action regarding Department of Building Inspection’s referrals to the City Attorney’s Office from the CED/HIS and DAD Divisions.
 - d. Reconvene in Open Session to vote on whether to disclose any or all discussions held in Closed Session (Administrative Code Section 67.12 (a)) and to disclose any direction or approval given to the City Attorney to prosecute a case (Administrative Code Section 67.12(b)).
4. Public Comment: The BIC will take public comment on matters within the Committee’s jurisdiction that are not part of this agenda.
5. Discussion and possible action to set a meeting and identify items that could be placed on the agenda of future meetings of the Committee.
6. Adjournment.

AGENDA LANGUAGE FOR FULLY REMOTE MEETINGS

As authorized by California Government Code Section 54953(e) and the Mayor’s 45th Supplement to her February 25, 2020 emergency proclamation, this meeting will be held remotely without providing a physical location. Members of Client Services Subcommittee will participate and vote by video. Members of the public may observe the meeting and provide public comment online at www.sfgovtv.org or <https://bit.ly/3vLYXu4>. Instructions for providing public comment are below.

Remote Meeting Access (WEBEX)

To watch via WebEx application on your desktop/laptop:

Click the link to join the meeting - <https://bit.ly/3vLYXu4>

You will then be prompted to enter the following information:

- First and Last Name: These fields are required to be entered; however, if you wish to remain anonymous, you may type “Public” in the first and last name fields.
- Email Address: This field is required to be entered; however, if you wish to remain anonymous, you may type “Public@public.com” in the email field
- Click the “Join Now” button to join the meeting

Public Comment Call-In: 1-415-655-0001 / Access Code: 2491 207 5604

Providing Public Comment:

- Dial in to 1-**415-655-0001** and then enter access code **2491 207 5604** then #
- **Press #** again to enter meeting as an ATTENDEE
- You will hear a beep when you join the meeting as a participant. Stop and LISTEN
- Wait for Public Comment to be announced.
- When the President or Commission Secretary calls for Public Comment, dial ‘*’ then ‘3’ to be added to the speaker line.
- You will then hear “You have raised your hand to ask a question, please wait to speak until the host calls on you.” Callers will hear silence when waiting for their turn to speak.
- 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 (if you are watching via the web link) so there is no echo sound when you speak.**
- To withdraw your question, press ‘*’ then ‘3’. – you will hear: “You have lowered your hand.”
- When the system message says “Your line has been unmuted” - **THIS IS YOUR TIME TO SPEAK.**
- When the President or Commission Secretary states “Welcome Caller,” you are encouraged to state your name clearly. As soon as you speak, you will have **2 minutes** to provide your comments.
- Once your 2 minutes have expired, you will be moved out of the speaker line and back as a participant in the meeting (unless you disconnect). You will hear “Your line has been muted.”
- Participants who wish to speak on other public comment periods can stay on the meeting line and listen for the next public comment opportunity.

KNOW YOUR RIGHTS UNDER THE SUNSHINE ORDINANCE

(Chapter 67 of the San Francisco Administrative Code)

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.

The ringing of and use of cell phones, pagers and similar sound-producing electronic devices are prohibited at this meeting. Please be advised that the chair may order the removal from the meeting room of any person(s) responsible for the ringing or use of a cell phone, pager, or other similar sound-producing electronic devices.

FOR MORE INFORMATION ON YOUR RIGHTS UNDER THE SUNSHINE ORDINANCE, TO OBTAIN A COPY OF THE SUNSHINE ORDINANCE, OR TO REPORT A VIOLATION OF THE ORDINANCE, CONTACT THE SUNSHINE ORDINANCE TASK FORCE AT CITY HALL, 1 DR. CARLTON B. GOODLETT PLACE, ROOM 244 SAN FRANCISCO, CA 94102. OFFICE (415) 554-7724, FAX (415) 554-5163, E-MAIL: sotf@sfgov.org

Copies of the Sunshine Ordinance can be obtained from the Sunshine Ordinance Task Force Office, the San Francisco Public Library and on the City’s website at www.sfgov.org

If any materials related to an item on this agenda have been distributed to the Commission after distribution of the agenda packet, those materials are available for public inspection at the Building Inspection Commission Office located at 49 South Van Ness, Ste. 500, San Francisco during normal office hours.

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 accommodate these individuals.

MISSION STATEMENT

As a policy-making and supervisory body mandated by the City Charter, the seven-member citizen Building Inspection Commission will manage the Department of Building Inspection and the bodies subordinate to the Commission by overseeing the effective, efficient, fair and safe enforcement of the City and County’s Building, Housing, Plumbing, Electrical and Mechanical Codes, along with Disability Access Regulations.

RAMAYTUSH OHLONE LAND ACKNOWLEDGEMENT

The Building Inspection Commission acknowledges that we are on the unceded ancestral homeland of the Ramaytush Ohlone, 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.

ACCESSIBLE MEETING INFORMATION POLICY

The meeting will be held at the Permit Center, located at 49 South Van Ness Avenue, 5th Floor. The closest accessible BART station is the Civic Center Station at 16th and Mission Streets. Accessible MUNI/Metro lines servicing this location are the J-Church, K-Ingleside, L-Taraval, M-Ocean view, and N-Judah at Van Ness and Civic Center Stations; 14-Mission; 14L-Mission, 26-Valencia, and 42-Downtown bus lines. For information about MUNI accessible services call (415) 923-6142.

The meeting room is wheelchair accessible. Accessible curbside parking spaces have been designated on Mission Street in front of Discount Builders Supply for mobility-impaired persons. There is accessible parking available at the side lot of 1660 Mission Street.



To request a sign language interpreter, reader, materials in alternative formats, or other accommodations for a disability, please contact the **Commission Secretary, Sonya Harris (628) 652-3510** at least 72 hours in advance of the meeting to request these services.

Individuals with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities should call (628) 652-3510 to discuss meeting accessibility. In order to assist the City's efforts to accommodate such persons, 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.

LANGUAGE ACCESS

Please note: For questions about the Language Access Ordinance, please contact OCEIA at (415) 581-2360 and ask for the Executive Director or Language Access Compliance Officer. Language Assistance: To request an interpreter for a specific item during the meeting, please contact the **Commission Secretary, Sonya Harris, at (628) 652-3510** or by email at dbi.commission@sfgov.org at least 48 hours in advance of the hearing.

POLICY STATEMENT OF PUBLIC HEARING OR MEETING

Pursuant to Section 67.7-1(c) of the San Francisco Administrative Code, members of the public who are unable to attend the public meeting or hearing may submit written comments regarding a calendared item to the BIC Commission Secretary, Sonya Harris, at 49 South Van Ness Avenue, 5th Floor, San Francisco, CA 94103 or at the place of the scheduled hearing before the proceedings begin. These written comments shall be made a part of the official public record and these comments will be brought to the attention of the members of the Building Inspection Commission. [Twenty copies are necessary.]

POLICY STATEMENT OF PUBLIC COMMENT

Pursuant to Section 67.16 of the San Francisco Administrative Code, each member of the public may address the Commission once for up to three minutes on any agenda item.

SAN FRANCISCO 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 [SF Administrative Code Sec. 16.520-16.534] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the Ethics Commission at 25 Van Ness Avenue, Suite 220, San Francisco, CA 94102; telephone (415) 252-3100; fax (415) 252-6445; web site: sfgov.org/ethics.