

**MINUTES OF A REGULAR MEETING OF THE
OVERSIGHT BOARD OF THE CITY AND
COUNTY OF SAN FRANCISCO HELD ON THE
11th DAY OF FEBRUARY 2013**

The members of the Oversight Board of the City and County of San Francisco met in a regular meeting at City Hall, 1 Dr. Carlton B. Goodlett Place, Room 416, in the City of San Francisco, California, at 11:00 a.m. on the 11th day of February 2013, at the place and date duly established for holding of such a meeting.

1. CALL TO ORDER/ROLL CALL

Meeting was called to order at 11:05 a.m. Roll call was taken.

Madame Chair Sesay - present
Vice-Chair Lee - present
Lindy McKnight - present
Bob Muscat - present
John Rahaim - present

Board member Radulovich arrived at 11:10am. The seat for the school district is currently vacant.

2. APPROVAL OF MINUTES – Meetings of January 7 and January 14, 2013

Board member McKnight motioned to move this item; Board member Rahaim seconded this motion.

Madame Secretary Jones called for a voice vote on this item.

Board member Lee – yes
McKnight - yes
Muscat – yes
Rahaim - yes
Sesay – yes

ADOPTION: IT WAS VOTED BY 5 MEMBERS, WITH ONE ABSENT AND ONE SEAT VACANT, THAT APPROVAL OF MINUTES FOR THE MEETINGS OF JANUARY 7 AND JANUARY 14, 2013, BE ADOPTED.

3. **ANNOUNCEMENTS**

A. The next regularly scheduled Board meeting will be held on February 25, 2013 at 11:00 am (City Hall, room 416).

B. Announcement of Prohibition of Sound Producing Electronic Devices during the Meeting

Please be advised that 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 of or use of a cell phone, pager, or other similar sound-producing electronic device.

C. Announcement of Time Allotment for Public Comments

Please be advised a member of the public has up to three minutes to make pertinent public comments on each agenda item unless the Oversight Board adopts a shorter period on any item. It is strongly recommended that members of the public who wish to address the Oversight Board should fill out a "Speaker Card" provided by the Board Secretary, and submit the completed card to the Board Secretary.

4. **CONSENT AGENDA** - None

5. **REGULAR AGENDA**

A. Authorizing a Stipulation for Assumption of Real Property Sublease with Benito S. Solis (the "Debtor") based on the best interests of the taxing entities because it allows Debtor to continue subleasing a restaurant space on Piers 38/40 provided that Debtor agrees to certain modifications to Debtor's existing sublease, including eliminating the option period and changing the payment plan for \$24,700 (as of January 31, 2013) in back rent owed, as part of a larger bankruptcy plan associated with Debtor's Chapter 13 bankruptcy filing in U.S. Bankruptcy Court, Northern District of California, San Francisco Division, Case No. 11-34325 TEC. (Discussion and Action) (Resolution No. 3-2013)

Presenters: Tiffany Bohee, Executive Director; Tracie Reynolds, Development Services Manager

Vice-Chair Lee motioned to move this item and Board member Rahaim seconded the motion.

Madame Secretary Jones called for a voice vote on this item.

Board member Lee – yes

McKnight - yes

Muscat - yes

Rahaim – yes
Radulovich - yes
Sesay – yes

ADOPTION: IT WAS VOTED BY 6 MEMBERS, WITH ONE SEAT VACANT, THAT RESOLUTION NO. 3-2013, AUTHORIZING A STIPULATION FOR ASSUMPTION OF REAL PROPERTY SUBLEASE WITH BENITO S. SOLIS (THE "DEBTOR") BASED ON THE BEST INTERESTS OF THE TAXING ENTITIES BECAUSE IT ALLOWS DEBTOR TO CONTINUE SUBLEASING A RESTAURANT SPACE ON PIERS 38/40 PROVIDED THAT DEBTOR AGREES TO CERTAIN MODIFICATIONS TO DEBTOR'S EXISTING SUBLEASE, INCLUDING ELIMINATING THE OPTION PERIOD AND CHANGING THE PAYMENT PLAN FOR \$24,700 (AS OF JANUARY 31, 2013) IN BACK RENT OWED, AS PART OF A LARGER BANKRUPTCY PLAN ASSOCIATED WITH DEBTOR'S CHAPTER 13 BANKRUPTCY FILING IN U.S. BANKRUPTCY COURT, NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION, CASE NO. 11-34325 TEC, BE ADOPTED.

6. NEW MATTERS FOR FUTURE CONSIDERATION

Madame Chair Sesay stated that the next Board meeting of February 25 conflicts with the Capital Planning Committee meeting and wanted staff to keep in mind when planning the agenda for the next meeting that she and Board member Rahaim would need to leave the Board meeting by noon in order to attend the other meeting.

Board member Radulovich asked if there is an advance calendar to forecast future meetings and their agendas. Executive Director Bohee responded that the advance calendar will be reinstated soon so that board members have information about future meetings and can plan accordingly.

7. PUBLIC COMMENT ON NON-AGENDA ITEMS

Members of the public may address the Oversight Board on matters that are within the Oversight Board's jurisdiction and not on today's calendar. Each speaker shall have up to three minutes to make pertinent public comments unless the Oversight Board adopts a shorter period. It is strongly recommended that members of the public who wish to address the Oversight Board should fill out a "Speaker Card" provided by the Board Secretary, and submit the completed card to the Board Secretary.

8. ADJOURNMENT:

It was moved by Board member Lee, seconded by Board member Rahaim and unanimously carried that the meeting be adjourned at 11:25 a.m.

Respectfully submitted,
Natasha Jones
Natasha Jones
Interim Board Secretary

ADOPTED:

Madame Secretary Jones called for a voice vote on the position:

Board member Lee – yes

McKnight – yes

Muscat – yes

Rahaim – yes

Radulovich – yes

Sesay – yes

It was unanimously adopted. The seat for the school district is currently vacant.