



BOARD OF SUPERVISORS

CITY AND COUNTY OF SAN FRANCISCO

AGENDA

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tuesday, July 2, 2024 - 2:00 PM

Regular Meeting

AARON PESKIN, PRESIDENT
CONNIE CHAN, MATT DORSEY, JOEL ENGARDIO, RAFAEL MANDELMAN,
MYRNA MELGAR, DEAN PRESTON, HILLARY RONEN, AHSHA SAFAI,
CATHERINE STEFANI, SHAMANN WALTON

Angela Calvillo, Clerk of the Board

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BOARD COMMITTEES

Committee Membership

Budget and Appropriations Committee
Supervisors Chan, Mandelman, Melgar, Walton, Peskin

Budget and Finance Committee
Supervisors Chan, Mandelman, Melgar

Government Audit and Oversight Committee
Supervisors Preston, Stefani, Chan

Land Use and Transportation Committee
Supervisors Melgar, Preston, Peskin

Public Safety and Neighborhood Services Committee
Supervisors Stefani, Engardio, Dorsey

Rules Committee
Supervisors Ronen, Walton, Safai

Meeting Days

Wednesday
1:30 PM

Wednesday
10:00 AM

1st and 3rd Thursday
10:00 AM

Monday
1:30 PM

2nd and 4th Thursday
10:00 AM

Monday
10:00 AM

The Levine Act

Pursuant to California Government Code, Section 84308, Members of the Board who have received campaign contributions totaling more than \$250 may be required to disclose that fact on the record of the proceeding. Parties and their paid agents may also be required to disclose on the record any campaign contributions made to a Member of the Board that meets the following qualifications for disclosure. A Member of the Board of Supervisors is disqualified and must recuse themselves on any agenda item involving business, professional, trade, and land use licenses or permits and all other entitlements for use, if they received more than \$250 in campaign contributions from the applicant or contractor, an agent of the applicant or contractor, or any financially interested participant within the 12 months prior to the final decision; and for 12 months following the date of the final decision, a Member of the Board shall not accept, solicit, or direct a campaign contribution of \$250 or more from the applicant or contractor, an agent of the applicant or contractor, or any financially interested participant. The foregoing statements do not constitute legal advice. Parties, participants, and their agents are urged to consult their own legal counsel regarding the requirements of the law. For more information about these disclosures, visit www.sfethics.org.

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Meeting Procedures

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Title II of the ADA requires that all programs offered through the state and local government such as the City and County of San Francisco be accessible and usable to people with disabilities. The ADA and City policy require that people with disabilities have equal access to all City services, activities, and benefits. If you believe your rights under the ADA are violated, contact the ADA Coordinator. Ordinance No. 90-10 added Section 2A.22.3 to the Administrative Code, which adopted a Citywide Americans with Disabilities Act Reasonable Modification Policy.

Meetings are real-time captioned and cablecast open-captioned on SFGovTV (www.sfgovtv.org) or Cable Channels 26, 28, 78 or 99 (depending on your provider). Board and Committee meeting agendas and minutes are available on the Board's website www.sfbos.org and adhere to web development Federal Access Board's Section 508 Guidelines. For reasonable accommodations, please contact (415) 554-5184 or (415) 554-5227 (TTY). Board of Supervisors' Rules of Order 1.3.3 does not permit remote public comment by members of the public at meetings of the Board and its committees, except as legally required to enable people with disabilities to participate in such meetings. If you require remote access as a means of reasonable accommodation under ADA, please contact the Clerk's Office to request remote access, including a description of the functional limitation(s) that precludes your ability to attend in person. Requests made at least 48 hours in advance of the meeting will help to ensure availability. For further assistance, please call (415) 554-5184.

Know Your Rights Under The Sunshine Ordinance

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 information on your rights under the Sunshine Ordinance (San Francisco Administrative Code, Chapter 67) or to report a violation of the ordinance, contact by mail Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102; phone at (415) 554-7724; fax at (415) 554-5163; or by email at sotf@sfgov.org. Citizens may obtain a free copy of the Sunshine Ordinance by printing the San Francisco Administrative Code, Chapter 67, on the Internet at www.sfbos.org/sunshine.

Ethics Requirements

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance (Campaign & Governmental Conduct Code, Section 2.100) 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; (415) 252-3100; fax (415) 252-3112; website www.sfgov.org/ethics.

Under Campaign and Governmental Conduct Code, Section 1.127, no person or entity with a financial interest in a land use matter pending before the Board of Appeals, Board of Supervisors, Building Inspection Commission, Commission on Community Investment and Infrastructure, Historic Preservation Commission, Planning Commission, Port Commission, or the Treasure Island Development Authority Board of Directors, may make a campaign contribution to a member of the Board of Supervisors, the Mayor, the City Attorney, or a candidate for any of those offices, from the date the land use matter commenced until 12 months after the board or commission has made a final decision, or any appeal to another City agency from that decision has been resolved. For more information about this restriction, visit www.sfethics.org.

ROLL CALL AND PLEDGE OF ALLEGIANCE

Pursuant to Board Rule 4.7.1 the President shall present the ancestral homeland acknowledgement of the Ramaytush Ohlone, who are the original inhabitants of the San Francisco Peninsula.

COMMUNICATIONS

AGENDA CHANGES

CONSENT AGENDA

All matters listed hereunder constitute a Consent Agenda, are considered to be routine by the Board of Supervisors and will be acted upon by a single roll call vote of the Board. There will be no separate discussion of these items unless a member of the Board so requests, in which event the matter shall be removed from the Consent Agenda and considered as a separate item.

Questions on the Consent Agenda are on final passage, first reading, adoption, or approved, as indicated.

Items 1 through 15

Recommendation of the Budget and Appropriations Committee

Present: Supervisors Chan, Mandelman, Melgar

1. [240609](#) **[De-Appropriation and Appropriation - Police Department and Sheriff's Department - \$6,862,571 - FY2023-2024]**
Sponsor: Mayor
 Ordinance de-appropriating \$6,862,571 from salaries, equipment, and materials and supplies and appropriating \$2,770,003 to overtime in the Police Department and \$4,092,568 to overtime in the Sheriff's Department, in order to support the Departments' projected increases in overtime as required per Administrative Code, Section 3.17.

 (Fiscal Impact)

 06/25/2024; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Government Audit and Oversight Committee

Present: Supervisors Preston, Stefani

2. [240468](#) **[Settlement of Lawsuit - Jean Agustin - \$75,000]**
Ordinance authorizing settlement of the lawsuit filed by Jean Agustin against the City and County of San Francisco for \$75,000; the lawsuit was filed on February 1, 2023, in San Francisco Superior Court, Case No. CGC-23-604409; entitled Jean Agustin v. City and County of San Francisco; the lawsuit involves alleged personal injury occurring on a City sidewalk. (City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

3. [240571](#) **[Settlement of Lawsuit - Rahul Seth, M.D. - City to Receive \$170,000]**
Ordinance authorizing settlement of the lawsuit filed by Rahul Seth, M.D. against the City and County of San Francisco for a payment to the City of \$170,000; the lawsuit was filed on April 19, 2022, in San Francisco Superior Court, Case No. CGC-22-599250; entitled Rahul Seth, M.D. v. City and County of San Francisco, et al.; the lawsuit involves alleged personal injury on a City street. (City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

4. [240572](#) **[Settlement of Lawsuit - Vincent Keith Bell - \$500,000]**
Ordinance authorizing settlement of the lawsuit filed by Vincent Keith Bell against the City and County of San Francisco for \$500,000; the lawsuit was filed on December 16, 2013, in United States District Court-Northern District of California, Case No. 13-cv-05820; entitled Vincent Keith Bell v. Ken Lee, et al.; the lawsuit involves alleged civil rights violation. (City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

5. [240573](#) **[Settlement of Lawsuit - Denise Wear - \$45,000]**
Ordinance authorizing settlement of the lawsuit filed by Denise Wear against the City and County of San Francisco for \$45,000; the lawsuit was filed on January 20, 2022, in San Francisco Superior Court, Case No. CGC-22-597744; entitled Denise Wear v. City and County of San Francisco, et al.; the lawsuit involves alleged personal injury on a City sidewalk. (City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

6. [240574](#) **[Settlement of Lawsuit - Wendy Offen and Stephen Offen - \$140,000]**
Ordinance authorizing settlement of the lawsuit filed by Wendy Offen and Stephen Offen against the City and County of San Francisco for \$140,000; the lawsuit was filed on December 13, 2021, in San Francisco Superior Court, Case No. CGC-21-597078; entitled Wendy Offen and Stephen Offen v. City and County of San Francisco; the lawsuit involves an alleged injury on a City sidewalk. (City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

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7. [240579](#) **[Tolling Agreement - Maplebear, Inc. - Gross Receipts, Homelessness Gross Receipts, and Payroll Expense Tax Dispute - \$2,204,716]**
Resolution approving a Tolling Agreement to extend the statute of limitations for Maplebear, Inc. (doing business as Instacart) to bring potential litigation against the City and County of San Francisco for a refund of \$2,204,716 of gross receipts, homelessness gross receipts, and payroll expense taxes to allow for possible resolution of the matter without litigation. (City Attorney)
Question: Shall this Resolution be ADOPTED?
8. [240580](#) **[Settlement of Unlitigated Claims - GSW Arena LLC - \$281,289.76]**
Resolution approving the settlement of the unlitigated claims filed by GSW Arena LLC against the City and County of San Francisco for \$281,289.76; the claims were filed on August 4, 2023, and April 3, 2024; the claims involve a refund of gross receipts, homelessness gross receipts, and commercial rents taxes. (City Attorney)
Question: Shall this Resolution be ADOPTED?
9. [240581](#) **[Settlement of Unlitigated Claim - Bay Area Air Quality Management District - \$42,125]**
Resolution approving settlement of the unlitigated claim filed by the Bay Area Air Quality Management District (BAAQMD) against the City and County of San Francisco for \$42,125; the claim involves the resolution of notices of violation issued by the Bay Area Air Quality Management District to the City and County of San Francisco concerning alleged violations of testing requirements governing onsite boilers at the Hall of Justice facility located at 850 Bryant Street; other material terms of the settlement include the resolution of all claims between BAAQMD and the City and County of San Francisco with regard to the dispute, with each party to bear their own costs. (City Attorney)
Question: Shall this Resolution be ADOPTED?
10. [240491](#) **[Settlement of Unlitigated Claim - Cindy Ngo - \$37,342.76]**
Resolution approving the settlement of the unlitigated claim filed by Cindy Ngo against the City and County of San Francisco for \$37,342.76; the claim was filed on December 29, 2023; the claim involves alleged personal injuries from a fall on a City sidewalk. (City Attorney)
Question: Shall this Resolution be ADOPTED?

Recommendations of the Land Use and Transportation Committee

Present: Supervisors Melgar, Preston, Peskin

11. [240411](#) **[Planning Code - Polk Street Neighborhood Commercial District]**
Sponsor: Peskin
Ordinance amending the Planning Code to create an exception to allow storefront mergers and large uses for certain Limited Restaurant Uses designated as Legacy Businesses in the Polk Street Neighborhood Commercial District; affirming the Planning Department’s determination under the California Environmental Quality Act; making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and making findings of public necessity, convenience, and welfare under Planning Code, Section 302.

06/25/2024; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

12. [240640](#) **[Landmark Tree Designation - Coast Redwood - 4 Montclair Terrace]**
Sponsor: Peskin
Ordinance designating the coast redwood (*Sequoia sempervirens*) tree located at 4 Montclair Terrace as a landmark tree pursuant to the Public Works Code; making findings supporting the designation; and directing official acts in furtherance of the landmark tree designation, as defined herein.

06/25/2024; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Rules Committee

Present: Supervisors Ronen, Walton, Safai

13. [240332](#) **[Administrative Code - Library Read to Recovery Program]**
Sponsors: Dorsey; Mandelman, Stefani, Engardio, Ronen, Safai and Preston
Ordinance amending the Administrative Code to establish the Library Read to Recovery Program to provide at the Main Library and all Library branches free written materials and books from mutual-help programs, for individuals who seek recovery from substance-use disorders and non-substance-related addictive disorders.

06/25/2024; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

- 14. [240412](#) **[Administrative Code - Repealing Deemed Approved Off-Street Alcohol Use Nuisance Ordinance]**
Sponsors: Stefani; Dorsey
Ordinance amending the Administrative Code to repeal Chapter 26, known as the Deemed Approved Off-Sale Alcohol Use Nuisance Regulations, and thereby repealing certain City provisions regulating establishments that sell alcoholic beverages for off-site consumption.

06/25/2024; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

- 15. [240469](#) **[Administrative Code - Amended Airport Surveillance Technology Policy]**
Ordinance approving the amended Airport Surveillance Technology Policy governing the use of pre-security cameras. (Airport Commission)

06/25/2024; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Rules Committee

Present: Supervisors Ronen, Walton, Safai

- 16. [240439](#) **[Public Works Code - Vending Requirements and Restrictions]**
Sponsors: Mayor; Safai
Ordinance amending the Public Works Code to streamline the enforcement of vending requirements and restrictions, clarify vending permit application and compliance requirements, require certain vending permittees to register with the Tax Collector and pay related fees, prohibit stationary sidewalk vendors from vending in residential districts as defined in the Planning Code, limit permissible vending times, and streamline approval of vending regulations; and affirming the Planning Department’s determination under the California Environmental Quality Act.

04/30/2024; DUPLICATED.

04/30/2024; RE-REFERRED to the Rules Committee.

06/18/2024; PASSED ON FIRST READING.

06/25/2024; AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.

06/25/2024; PASSED ON FIRST READING AS AMENDED.

Question: Shall this Ordinance be FINALLY PASSED?

NEW BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Chan, Mandelman, Melgar

17. [240436](#) **[Lease of City Property - Friends and Foundation of the San Francisco Public Library - Portion of the Main Public Library - Initial Annual Base Rent of \$15,555.84 - Subject to Rent Abatement With Supplemental Funding]**
Resolution authorizing and approving the lease of 387 square feet of space at the Main Library located at 100 Larkin Street, with The Friends and Foundation of the San Francisco Public Library, a non-profit 501(c)(3), for an initial five-year term at an annual base rent of \$15,555.84 (or the monthly amount of \$1,296.32), with annual CPI increases to base rent and three additional five-year extension options, effective upon approval of this Resolution; and to authorize the Director of Property to enter into amendments or modifications to the Lease that do not materially increase the obligations or liabilities to the City and are necessary to effectuate the purposes of the Lease or this Resolution. (Real Estate Department)
Question: Shall this Resolution be ADOPTED?
18. [240483](#) **[Lease and Revocable License of City Real Property - Retroactive - New Community Leadership Foundation - City Hall - Sales Based Rent]**
Sponsor: Walton
Resolution retroactively approving and authorizing the Director of Property, on behalf of the Real Estate Division, to execute a Lease for 1,426 square feet for the operation of a café by the New Community Leadership Foundation, dba Café Melange, and a revocable license for 1,360 square feet of adjacent space for patron seating, on the ground level of City Hall for an initial five-year lease term, commencing on March 1, 2024, at 10% of gross sales beginning July 1, 2024, with one option to extend for five-years; and authorizing the Director of Property to enter into any additions, amendments, or other modifications to the permit that do not materially increase the obligations or liabilities of the City to effectuate the purposes of this Resolution.
Question: Shall this Resolution be ADOPTED?

19. [240566](#) **[Real Property Lease - Greater Calvary Hill Missionary Baptist Church - 141 Industrial Street, Unit #1- Initial Base Rent \$351,000]**

Sponsor: Walton

Resolution approving and authorizing the Director of Property, on behalf of the San Francisco Human Rights Commission, to execute a Lease of a portion of the real property located at 141 Industrial Street, Unit #1 with Greater Calvary Hill Missionary Baptist Church, a California corporation, for an initial term of three years at an initial annual base rent of \$351,000 effective upon approval of this Resolution; and authorizes the Director of Property to enter into amendments or modifications to the Lease that do not materially increase the obligations or liabilities to the City and are necessary to effectuate the purposes of the Lease or this Resolution.

(Fiscal Impact)

Question: Shall this Resolution be ADOPTED?

20. [240686](#) **[Assignment and Assumption Agreement - California Barrel Company LLC - Potrero Power Station Mixed-Use Project - Waiver of Indemnification Obligations]**

Sponsor: Walton

Resolution affirming the Planning Director’s approval of an assignment and assumption agreement between California Barrel Company LLC, a Delaware limited liability company (“Developer”), and the Regents of the University of California, on behalf of its San Francisco campus (“UCSF”), pursuant to which UCSF will assume a portion of Developer’s right, title and interest in and to the Development Agreement between the City and Developer for the Potrero Power Station Project, with respect to Block 2 of the Project; approving a Waiver of Liability by the City, acting by and through its Planning Department, for the benefit of Developer, pursuant to which the City will waive and release any claims made for actions subsequent to execution of the Waiver against Developer, in connection with Developer’s indemnification obligations in Section 4.10 of the Development Agreement, with respect to Block 2 of the Project; and adopting findings under the California Environmental Quality Act.

Question: Shall this Resolution be ADOPTED?

Recommendations of the Budget and Appropriations Committee

Present: Supervisors Chan, Mandelman, Melgar, Walton

21. [240645](#) **[Grant Agreement - Japanese Community Youth Council - Japantown Youth Leaders; Mayor's Youth Employment and Education Program; SF STEM Academy - Not to Exceed \$40,386,800]**
Sponsor: Mayor
Resolution approving grant agreement for Contract No. 1000032567 for the Japanese Community Youth Council programs: Japantown Youth Leaders; Mayor's Youth Employment and Education Program; and SF STEM Academy Program; between the Japanese Community Youth Council and the City and County of San Francisco, acting by and through its Department of Children, Youth and Their Families, for a term of July 1, 2024, through June 30, 2029, and for a total not to exceed amount of \$40,386,800 with Board of Supervisor's approval under Charter, Section 9.118. (Department of Children, Youth & Their Families)
- (Fiscal Impact)
- Question: Shall this Resolution be ADOPTED?**
22. [240647](#) **[Grant Agreement - Japanese Community Youth Council - Opportunities for All - Not to Exceed \$43,214,178]**
Sponsor: Mayor
Resolution retroactively authorizing the Human Rights Commission to execute a Grant Agreement between the City and County of San Francisco and Japanese Community Youth Council, Inc., for the Opportunities for All-YouthWorks program, for a total contract amount not to exceed \$43,214,178 and an initial term of five years commencing on June 10, 2024, through June 30, 2029, with no option to extend the term. (Human Rights Commission)
- (Fiscal Impact)
- Question: Shall this Resolution be ADOPTED?**
23. [240649](#) **[Accept and Expend Grant - American Rescue Plan Act of 2021 - California State Water Resources Control Board - Assist Eligible Residential and Commercial Customers with Water and Wastewater Customer Account Arrears - \$23,368,920.23]**
Sponsor: Chan
Resolution authorizing the San Francisco Public Utilities Commission to accept and expend federal funds from the American Rescue Plan Act of 2021 and administered by the State Water Resources Control Board with a total amount of \$23,368,920.23 to assist eligible residential and commercial customers who accrued water and/or wastewater arrears or received discounts for water and/or wastewater services during the extended COVID-19 pandemic from June 16, 2021, through December 31, 2022, effective upon approval of this Resolution. (Public Utilities Commission)
- Question: Shall this Resolution be ADOPTED?**

Recommendation of the Government Audit and Oversight Committee

Present: Supervisors Preston, Stefani

24. [240639](#) [Business and Tax Regulations Code - Transient Occupancy Tax Exemption Increase]

Sponsor: Peskin

Ordinance amending the Business and Tax Regulations Code to increase the daily transient occupancy tax exemption amount from less than \$52 to less than \$60; to increase the weekly transient occupancy tax exemption amount from less than \$130 to less than \$149; and to require review in the September 2027 - September 2029 time frame by the Controller of the exemption amounts for the purpose of considering adjustments in the amounts.

Question: Shall this Ordinance be PASSED ON FIRST READING?

SPECIAL ORDER 2:30 P.M. - Recognition of Commendations

COMMITTEE REPORTS

Reports from committees, if any, recommending emergency or urgent measures.

The following items will be considered by the Land Use and Transportation Committee at a Regular Meeting on Monday, July 1, 2024, at 1:30 p.m. The Chair intends to request the Committee to send the following items as Committee Reports on Tuesday, July 2, 2024.

25. [240474](#) [Building, Planning Codes - Existing Awning Amnesty Program]

Sponsors: Mayor; Stefani, Engardio, Peskin and Chan

Ordinance amending the Building and Planning Codes to make permanent the streamlined permitting provisions for unpermitted awnings and extend the waiver of applicable fees for one fiscal year, until July 1, 2025; affirming the Planning Department's determination under the California Environmental Quality Act; making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and making findings of public necessity, convenience, and welfare pursuant to Planning Code, Section 302.

Question: Shall this Ordinance be PASSED ON FIRST READING?

26. [240696](#) **[Police Code - Tenderloin Retail Hours Restriction Pilot Program]**
Sponsor: Mayor
Ordinance amending the Police Code to create a two-year pilot program, during which retail food and tobacco establishments in a high-crime area of the Tenderloin police district are prohibited from being open to the public from 12:00 a.m. to 5:00 a.m., or from 2:00 a.m. to 5:00 a.m. if subject to regulation by the California Department of Alcoholic Beverage Control; authorizing the Department of Public Health to impose administrative fines for violation of the hours restrictions; declaring an establishment's operation in violation of the hours restrictions to be a public nuisance; authorizing enforcement actions by the City Attorney; and creating a private right of action for persons harmed by a violation of the hours restriction.

Question: Shall this Ordinance be PASSED ON FIRST READING?

27. [240687](#) **[Resolution of Intention - Street Name Change - Oakdale Avenue East of Third Street to James Richards Way]**
Sponsor: Walton
Resolution declaring the intention of the Board of Supervisors to rename Oakdale Avenue between Third Street to Newhall Street.

Question: Shall this Resolution be ADOPTED?

28. ROLL CALL FOR INTRODUCTIONS

Roll call for introduction of ordinances, resolutions, charter amendments, requests for hearings, letters of inquiry, letters of request to the City Attorney and Board Members' reports on their regional body activities.

29. PUBLIC COMMENT

An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes.

Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures were introduced for adoption without committee reference. A unanimous vote is required for adoption of these resolutions today. Any Supervisor may require any resolution to go to committee.

Questions on the For Adoption Without Committee Reference Agenda are on for adoption, or approved, as indicated.

(PUBLIC COMMENT for Items 30 through 33 will be taken during Item 29 - General Public Comment.)

Items 30 through 33

30. [240684](#) [Supporting The Justice for Renters Act - California State Proposition - November 5, 2024 Ballot]

Sponsors: Preston; Peskin, Ronen, Walton and Chan

Resolution supporting The Justice for Renters Act, a California State Proposition on the November 5, 2024, ballot; and reaffirming the City and County of San Francisco’s support for repeal of the Costa-Hawkins Rental Housing Act.

06/11/2024; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

06/18/2024; CONTINUED.

06/25/2024; CONTINUED.

Question: Shall this Resolution be ADOPTED?

31. [240732](#) [Kim Marie Thompson Cromb Day - June 29, 2024]

Sponsors: Peskin; Chan

Resolution recognizing June 29, 2024, as Kim Marie Thompson Cromb Day in the City and County of San Francisco.

06/26/2024; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

32. [240736](#) [Urging SFUSD to Include Equity Criteria in Resource Alignment Initiative]

Sponsor: Peskin

Resolution urging San Francisco Unified School District (SFUSD) Superintendent Matt Wayne and the Board of Education to include clear equity criteria in the Resource Alignment Initiative that includes the cultural and community significance of school sites in specific neighborhoods, such as Chinatown and the Tenderloin, as well as neighborhood density, walkability, in-language services and staffing, and on-site direct support services for low-income, immigrant and BIPOC communities who may have otherwise been undercounted for a variety of reasons, as part of the decision process.

06/26/2024; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

- 33. [240733](#) **[Intention to Appropriate Cost Savings - \$48,140,000]**
Sponsors: Chan; Peskin, Mandelman, Melgar, Dorsey and Engardio
 Motion stating the Board of Supervisors' intention to appropriate \$48,140,000 of cost savings to restore critical programs serving children, youth, seniors, families, and the most vulnerable.

06/25/2024; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

34. **IMPERATIVE AGENDA**

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding. Each motion requires eight (8) votes or a unanimous six (6) or seven (7). A unanimous vote is required for the resolution(s).

[Serious Injury Finding]

Motion that the Board find that for the resolution(s) being considered at this time "the need to take action is so imperative as to threaten serious injury to the public interest if action is deferred to a later meeting."

[Purely Commendatory Finding]

Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

[Brown Act Finding]

Motion that the Board find by roll call vote that, for the resolution(s) being considered at this time, there is a need to take immediate action. The need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

(PUBLIC COMMENT WILL BE TAKEN on any Imperative Agenda item introduced.)

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

Pursuant to Charter, Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.

Legislation Introduced will appear on the Final Minutes for this meeting. Once the Legislation Introduced is approved, it will be available on http://www.sfbos.org/legislation_introduced.

Introduced at the Request of a Department

Pursuant to Rules of Order of the Board of Supervisors, Section 2.7.1, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board.

PROPOSED ORDINANCES

240714

[Settlement of Lawsuit - Sarah Perata - \$575,000]

Ordinance authorizing settlement of the lawsuit filed by Sarah Perata against the City and County of San Francisco for \$575,000; the lawsuit was filed on April 19, 2021, in the U.S. District Court, Northern District of California, Case No. 4:21-cv-02819; entitled Sarah Perata v. City and County of San Francisco; the lawsuit involves an employment dispute. (City Attorney)

06/18/2024; RECEIVED FROM DEPARTMENT.

07/02/2024; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

240715

[Settlement of Lawsuit - Robert Lasky - City to Receive \$100,000]

Ordinance authorizing settlement of the lawsuit filed by Robert Lasky against City and County of San Francisco for a payment to the City of \$100,000; the lawsuit was filed on August 13, 2021, in San Francisco County Superior Court Case No. CGC-21-594463; entitled Robert Lasky v. City and County of San Francisco, et al.; the lawsuit involves personal injuries sustained on a utility vault owned by Defendant/Cross-Defendant Pacific Bell Telephone Company and embedded in a City sidewalk; other material terms of the settlement are a payment to Plaintiff by Defendant/Cross-Defendant Pacific Bell Telephone Company. (City Attorney)

06/21/2024; RECEIVED FROM DEPARTMENT.

07/02/2024; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

240716**[Settlement of Lawsuit - RES System 3, LLC - \$2,600,000]**

Ordinance authorizing settlement of the lawsuit filed by RES System 3, LLC against the City and County of San Francisco for \$2,600,000; the lawsuit was filed on September 26, 2022, in San Francisco Superior Court, case number CGC-22-601949, and later transferred to Alameda County Superior Court, case number 23-CV-037877; entitled RES System 3, LLC v. City and County of San Francisco Public Utilities Commission; the lawsuit involves alleged breach of contract and related cost impacts arising from the design and construction of the Warnerville electrical substation in Oakdale, California; other material terms of the settlement are a mutual release of claims between the parties with limited exceptions for latent defects and warranty items. (City Attorney)

06/21/2024; RECEIVED FROM DEPARTMENT.

07/02/2024; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

PROPOSED RESOLUTIONS**240717****[Real Property Lease Amendment - Golden Gate National Parks Conservancy - Portion of Pier 31 and 33 - Establish the Amount of Unpaid Base Rent to be Paid to the Port - \$289,765.05 - Increase Original Construction Rent Credit to \$800,000]**

Resolution approving the Second Amendment to Port Commission Lease No. L-16274 with Golden Gate National Parks Conservancy to build and operate a public serving café and retail space within the bulkheads and portions of the sheds of Piers 31 and 33 for a 30-year term, with two options to extend the Lease for 10 additional years, effective upon approval of this Resolution and Port's execution of this Amendment; and to (i) establish the amount of unpaid base rent Conservancy will pay to Port at \$289,765.05; (ii) extend the Phase I Improvements completion date to December 31, 2025; (iii) increase the original construction rent credit from \$554,000 to \$800,000; (iv) provide a three year extension of the Lease term to June 30, 2052; and (v) establish a 50% share of any excess rents from food and beverage subtenants. (Port)

06/17/2024; RECEIVED FROM DEPARTMENT.

07/02/2024; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

240718**[Agreement Amendments - AECOM Technical Services Inc.; Applied Technology & Science A-T-S; Avila & Associates Consulting Engineers, Inc. - Natural Resources Specialized and Technical Services - Not to Exceed \$21,000,000 Each]**

Resolution authorizing the General Manager of the San Francisco Public Utilities Commission to execute Amendment No. 1 to Contract Nos. PRO.0066 A to C, Natural Resources Specialized and Technical Services, with: AECOM Technical Services, Inc. (PRO.0066.A); Applied Technology and Science A-T-S (PRO.0066.B); and Avila and Associates Consulting Engineers Inc. (PRO.0066.C), increasing each contract by \$7,000,000 each for a new total not to exceed amount of \$21,000,000 for a total not to exceed amount of \$63,000,000 across all three contracts, with no change to the terms or duration for the period of January 1, 2019, through January 1, 2029, pursuant to Charter, Section 9.118. (Public Utilities Commission)

06/21/2024; RECEIVED FROM DEPARTMENT.

07/02/2024; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

240734 [Petitions and Communications]

Petitions and Communications received from June 20, 2024, through June 27, 2024, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on July 2, 2024.

Personal information that is provided in communications to the Board of Supervisors is subject to disclosure under the California Public Records Act and the San Francisco Sunshine Ordinance. Personal information will not be redacted.

From the Office of the Mayor, pursuant to Charter, Section 4.105, making nominations to the following body. Copy: Each Supervisor. (1)

- Nominations to the Planning Commission
 - o Amy Campbell - term ending July 1, 2028
 - o Sean McGarry - term ending July 1, 2028

From various departments, pursuant to Administrative Code, Section 12B.5-1(d)(1), submitting approved Chapter 12B Waiver Request Forms. Copy: Each Supervisor. (2)

From the Capital Planning Committee (CPC), pursuant to Administrative Code, Section 3.21, submitting a notice of approval of the appropriation of interest funds from the 2012 Clean & Safe Neighborhood Parks Bond interest in an aggregate amount not to exceed \$697,050 and approval of the creation of Stonestown Enhanced Infrastructure Financing District. Copy: Each Supervisor. (3)

From the Office of the Treasurer and Tax Collector (TTX), pursuant to California State Government Code, Section 53646, submitting Monthly Pooled Investment Report for May 2024. Copy: Each Supervisor. (4)

From the San Francisco Department of Public Health, in response to a Letter of Inquiry issued by Supervisor Dorsey at the June 4, 2024, Board of Supervisors meeting. Copy: Each Supervisor. (5)

From members of the public, regarding the Hearing of the Board of Supervisors sitting as a Committee of the Whole on Tuesday, September 26, 2023, at 3:00 p.m., to hold a public hearing on Laguna Honda Hospital's Strategy for Recertification and the Submission of a Closure and Patient Transfer and Relocation Plan. File No. 230035. Copy: Each Supervisor. (6)

From Alanna Greenham, regarding the Resolution urging the San Francisco Municipal Transportation Agency (SFMTA) to delay implementing meter hour extension until the completion of an independent economic impact report that specifically analyzes the projected impact to San Francisco small businesses, City revenues, and the City's overall economic recovery and said report is reviewed by the Board of Supervisors and the SFMTA Board. File No. 230587. Copy: Each Supervisor. (7)

From Justin Truong, regarding the Resolution urging the Municipal Transportation Agency (MTA) to develop and implement a plan for No Turn On Red (NTOR) at every signalized intersection in San Francisco and approve a citywide NTOR policy. File No. 231016. Copy: Each Supervisor. (8)

From Leilani Lee, regarding the Ordinance amending the Planning Code to clarify the Wawona Street and 45th Avenue Special Use District's height limit and principal permitted use for purposes of the Local Coastal Program; amending the Local Coastal Program to add the Wawona Street and 45th Avenue Cultural Center Special Use District; amending

the Local Coastal Program to designate the principal permitted use within the City's Coastal Zone for purposes of appeal to the California Coastal Commission; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings. File No. 240228. Copy: Each Supervisor. (9)

From members of the public, regarding the Hearing to consider the Mayor's May proposed budget for the Airport Commission, Board of Appeals, Department of Building Inspection, Child Support Services, Department of the Environment, Law Library, Municipal Transportation Agency, Port, Public Library, San Francisco Public Utilities Commission, the Residential Rent Stabilization and Arbitration Board, and Retirement System for Fiscal Years (FYs) 2024-2025 and 2025-2026. File No. 240449. 18 Letters. Copy: Each Supervisor. (10)

From members of the public and various organizations, regarding the Resolution determining and declaring that the public interest and necessity demand the acquisition or improvement of real property, including: facilities to deliver primary healthcare services, emergency medical services, skilled nursing services, services for persons experiencing mental health challenges, and persons experiencing substance use disorders; acquire, improve, and seismically upgrade critical medical care and mental health facilities; emergency shelter facilities; and improvements for certain transportation, pedestrian, and street safety related capital improvements, streetscape enhancements, and other public space improvements, and related costs necessary or convenient for the respective foregoing purposes; authorizing landlords to pass-through 50% of the resulting property tax increase, if any, to residential tenants under Administrative Code, Chapter 37; and adopting findings. File No. 240498. 15 Letters. Copy: Each Supervisor. (11)

From members of the public, regarding the proposed Ordinance de-appropriating \$48,403,840 in various departments as specified in the Mayor's Fiscal Year (FY) 2023-2024 mid-year budget reduction plan and placed on Mayor's Reserve and Board of Supervisors Budget and Finance Committee Reserve, and appropriating \$2,000,000 to City Administrator (ADM) for Nonprofit Sustainability, Community Based and Immigrant Worker Education, Outreach and Engagement; \$18,453,840 to Children, Youth & Families (DCYF) for Community Based Transitional Aged Youth Services, Youth Out of School Time Engagement, and Violence Prevention; \$500,000 to Public Health (DPH) Dream Keeper Initiative; \$3,000,000 to the Office Economic and Workforce Development (ECN) for Non-Profit Sustainability, Community Based Violence Prevention and Workforce Development; \$3,000,000 to Homelessness and Supportive Housing (HOM) for Community Based programs serving Transitional Aged Youth, rental subsidies for very low income persons and families; \$2,200,000 to Human Rights Commission (HRC) for Dream Keeper Initiative; \$18,000,000 to the Mayor's Office for Housing and Community Development (MOHCD) for Community Based Immigrant, Education, Outreach and Engagement; and \$1,250,000 to Status of Women (WOM) for Domestic Violence Prevention in Fiscal Year 2023-2024. File No. 240500. 2 Letters. Copy: Each Supervisor. (12)

From members of the public, regarding the proposed Ordinance amending the Administrative Code to streamline contracting for Vision Zero transportation projects by authorizing, but not requiring, the Municipal Transportation Agency and the Department of Public Works to expedite contracts by waiving application of the Environment Code and select provisions in other Codes relating to competitive bidding, equal benefits, and other requirements, for construction work and professional and other services relating to Vision Zero projects, for a period of three years. File No. 240501. 62 Letters. Copy: Each Supervisor. (13)

From members of the public, regarding the proposed Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco to modify the redistricting process for Board of Supervisors districts by creating an independent redistricting task force responsible for adopting supervisorial district boundaries; specifying the qualifications

to serve on the independent redistricting task force and restrictions on members' activities during and after service; creating a process for selecting members of the independent redistricting task force; modifying the processes the City must follow when adopting supervisorial district boundaries; and creating a division of the Department of Elections to support the redistricting process; at an election to be held on November 5, 2024. File No. 240546. 5 Letters. Copy: Each Supervisor. (14)

From members of the public, regarding the proposed Charter Amendments establishing the Commission Streamlining Task Force. File Nos. 240547 and 240548. 215 Letters. Copy: Each Supervisor (15)

From members of the public, regarding the proposed Budget and Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures for Departments of the City and County of San Francisco as of June 1, 2024, for the Fiscal Years (FYs) ending June 30, 2025, and June 30, 2026. File No. 240595. 45 Letters. Copy: Each Supervisor. (16)

From members of the public regarding the Hearing of the Board of Supervisors sitting as a Committee of the Whole on June 25, 2024, at 3:00 p.m., to consider the Department of Public Health's budget reducing medical and health care services provided by the City and County of San Francisco for Fiscal Years (FYs) 2024-2025 and 2025-2026, pursuant to California Health and Safety Code, Section 1442.5(a) (The Beilenson Act). File No. 240630. 6 Letters. Copy: Each Supervisor. (17)

From the San Francisco Gray Panthers, regarding the proposed Resolution supporting The Justice for Renters Act, a California State Proposition on the November 5, 2024, ballot; and reaffirming the City and County of San Francisco's support for repeal of the Costa-Hawkins Rental Housing Act. File No. 240684. Copy: Each Supervisor. (18)

From the California Housing Defense Fund, regarding the Motion approving Final Map No. 11099, a 148-unit residential condominium project, located at 400 China Basin Street, being a subdivision of Assessor's Parcel Block No. 8719, Lot No. 005; and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1, the Mission Bay South Redevelopment Plan, and the Plan Documents. File No. 240695. Copy: Each Supervisor. (19)

From members of the public, regarding the Hearing to consider the proposed Initiative Ordinance submitted by four or more Supervisors to the voters for the November 5, 2024, Election, entitled "Ordinance amending the Park Code to establish new recreation and open space by restricting private vehicles at all times on the Upper Great Highway between Lincoln Way and Sloat Boulevard, subject to the City obtaining certain required approvals; making associated findings under the California Vehicle Code; and reaffirming the existing restriction of private vehicles on the Great Highway Extension." File No. 240706. 303 Letters. Copy: Each Supervisor. (20)

From Michael Nulty, regarding autonomous vehicles for hire. Copy: Each Supervisor. (21)

From the San Francisco Behavioral Health Commission, submitting the Annual Report for Fiscal Year (FY) 2022-2023. Copy: Each Supervisor. (22)

From Raylan Willis, regarding an e-bike purchase/lease incentive program. 18 Letters. Copy: Each Supervisor. (23)

From members of the public, regarding the skateboarding event adjacent to Dolores Park referred to as "Dolores Hill Bomb." 4 Letters. Copy: Each Supervisor. (24)

From the San Francisco Municipal Transportation Agency (SFMTA), submitting the

agenda for the meeting of the Interdepartmental Staff Committee on Traffic and Transportation for Temporary Street Closures (ISCOTT) on June 27, 2024. Copy: Each Supervisor. (25)

From Jamie Kendall, regarding John F. Kennedy Drive. Copy: Each Supervisor. (26)

From Mira Martin-Parker, regarding various subjects. Copy: Each Supervisor. (27)

From members of the public, regarding proposed changes to health care plans for San Francisco City Employee retirees. 32 Letters. Copy: Each Supervisor. (28)

From the Office of Small Business, pursuant to Administrative Code, Section 2A.246€(2), submitting draft Rules and Regulations for the proposed Business Stabilization Grant for the Legacy Business Program. Copy: Each Supervisor. (29)

From members of the public, regarding the San Francisco Planning Department's (CPC) Expanding Housing Choice, Housing Element Zoning Program. 6 Letters. Copy: Each Supervisor. (30)

From members of the public, regarding the Welcome Ambassador Program. 7 Letters. Copy: Each Supervisor. (31)

From members of the public, regarding the San Francisco Municipal Transportation Agency (MTA) West Portal Station Safety and Community Space Improvements Project at West Portal Avenue and Ulloa Street. 3 Letters. Copy: Each Supervisor. (32)

From San Francisco Bay Area Rapid Transit District (BART), pursuant to California Election Code, Section 10522, submitting BART Board of Directors Resolution No. 5582 requesting consolidation of the District elections with the November 5, 2024, General Election. Copy: Each Supervisor. (33)

From Dave Warner, regarding water rates. Copy: Each Supervisor. (34)

From a member of the public, regarding fireworks. Copy: Each Supervisor. (35)

From Barbara McVeigh, regarding the Jimmy Carter Jamboree. Copy: Each Supervisor. (36)

From the Office of the Mayor, regarding State Legislation Committee approval of positions on legislation pending before the California State Legislature, and approved State Legislation Committee minutes of meeting on May 22, 2024. Copy: Each Supervisor. (37)

ADJOURNMENT