

BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES - DRAFT

Tuesday, July 16, 2024 - 2:00 PM

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

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

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

First-named Supervisor is Chair, Second-named Supervisor is Vice-Chair of the Committee.

Members Present: Connie Chan, Matt Dorsey, Joel Engardio, Rafael Mandelman, Myrna Melgar, Aaron Peskin, Dean Preston, Hillary Ronen, Ahsha Safai, Catherine Stefani, and Shamann Walton

The Board of Supervisors of the City and County of San Francisco met in regular session on Tuesday, July 16, 2024, with President Aaron Peskin presiding.

President Peskin called the meeting to order at 2:00 p.m.

ROLL CALL AND PLEDGE OF ALLEGIANCE

On the call of the roll, Supervisors Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, and Walton were noted present.

All Members were present.

President Peskin presented the ancestral homeland acknowledgement of the Ramaytush Ohlone, who are the original inhabitants of the San Francisco Peninsula, pursuant to Board Rule 4.7.1.

President Peskin led the Members of the Board and the audience in the pledge of allegiance to the flag of the United States of America, pursuant to Board Rule 4.9.

COMMUNICATIONS

Angela Calvillo, Clerk of the Board, welcomed members of the public to attend Board meetings and provide comment in-person or view the meeting live on SFGovTV's award winning Cable Channel 26 or at www.sfgovtv.org. Those requiring interpretation services should contact the Office of the Clerk of the Board at least two business days in advance of the meeting, pursuant to Administrative Code, Section 91.7.

(Written comments may be submitted through email (bos@sfgov.org) or the U.S. Postal Service at City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.)

APPROVAL OF MEETING MINUTES

President Peskin inquired whether a Member of the Board had any corrections to the June 11, 2024, Regular Board Meeting Minutes, or the June 12, 2024, Special Meeting Minutes at the Budget and Appropriations Committee Meeting, as presented. There were no corrections requested from any Member of the Board.

Supervisor Mandelman, seconded by Supervisor Safai, moved to approve the June 11, 2024, Regular Board Meeting Minutes, and the June 12, 2024, Special Meeting Minutes at the Budget and Appropriations Committee Meeting, as presented. The motion carried by the following vote, following general public comment:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

AGENDA CHANGES

There were no agenda changes.

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendations of the Budget and Appropriations Committee

President Peskin requested File Nos. 240595, 240596, 240597, 240598, 240599, 240600, 240601, 240602, 240604, 240605, 240606, 240607, 240608, 240611, 240612, 240613, 240614, 240615, 240616, 240618, 240619, 240620, 240569, and 240664 (the Annual Budget) be called together.

240595 [Budget and Appropriation Ordinance for Departments - FYs 2024-2025 and 2025-2026]

Sponsor: Mayor

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.
(Fiscal Impact)

Supervisor Chan, seconded by Supervisor Dorsey, moved that this Ordinance be **AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE**, by reallocating \$3,000,000 of set aside for free parking downtown to the following purposes for the Office of Economic and Workforce Development: 1) \$687,500 for Theater District and Union Square Neighborhood Activation (Spending Plan description: Arts & culture, entertainment and recreational realm activation in the Theater District and Union Square neighborhoods, including evening ambassadors and performing arts ticket kiosk); 2) \$250,000 for Union Square Parking Relief (Reduced parking rates in Union Square Neighborhood); 3) \$687,500 for East Cut Neighborhood Activation (Arts & culture, entertainment and recreational realm activation in East Cut Neighborhood); 4) \$687,500 for Yerba Buena Neighborhood Activation (Arts & culture, entertainment and recreational realm activation in Yerba Buena Neighborhood); and 5) \$687,500 for Downtown Financial District Neighborhood Activation (Arts & culture, entertainment and recreational realm activation in the Downtown Financial District Neighborhood). The motion carried by the following vote:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton
(Fiscal Impact)

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 10 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Ronen, Safai, Stefani, Walton
Noes: 1 - Preston

240596 [Annual Salary Ordinance - FYs 2024-2025 and 2025-2026]**Sponsor: Mayor**

Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the Fiscal Years (FYs) ending June 30, 2025, and June 30, 2026, continuing, creating, or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefore.

(Fiscal Impact)

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Ronen, Safai, Stefani, Walton

Noes: 1 - Preston

240597 [Administrative Code - County Clerk's Fees]**Sponsor: Mayor**

Ordinance amending the Administrative Code to adjust the fees imposed by the County Clerk, and authorizing the Controller to make future adjustments to the County Clerk's fees to ensure that costs of the County Clerk's services are recovered without producing revenue that is significantly more than such costs.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Ronen, Safai, Stefani, Walton

Noes: 1 - Preston

240598 [Police Code - Entertainment License Fee Updates]**Sponsor: Mayor**

Ordinance amending the Police Code to adjust to current amounts the license fees for Billiard Parlor, Dance Hall Keeper, Extended Hours Premises, Fixed Place Outdoor Amplified Sound, Limited Live Performance, Mechanical Amusement Device, and Place of Entertainment permits.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Ronen, Safai, Stefani, Walton

Noes: 1 - Preston

240599 [Business and Tax Regulations Code - DPH Cannabis Business Inspection Fees]**Sponsors: Mayor; Mandelman**

Ordinance amending the Business and Tax Regulations Code to eliminate fees charged to permitted cannabis businesses to cover the cost of inspections of those businesses by the Department of Public Health (DPH).

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Ronen, Safai, Stefani, Walton

Noes: 1 - Preston

240600 [Health Code - Patient Rates for Fiscal Years 2024-2025 and 2025-2026]

Sponsor: Mayor

Ordinance amending the Health Code to set patient rates and rates for other healthcare services provided by the Department of Public Health, for Fiscal Years 2024-2025 and 2025-2026.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Ronen, Safai, Stefani, Walton
Noes: 1 - Preston

240601 [Public Works Code - Fee Modification]

Sponsor: Mayor

Ordinance amending the Public Works Code to modify certain permit fees and other charges and affirming the Planning Department's determination under the California Environmental Quality Act.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Ronen, Safai, Stefani, Walton
Noes: 1 - Preston

240602 [Park Code - Recreation Program Fees]

Sponsor: Mayor

Ordinance amending the Park Code to impose an additional \$5 charge for recreation programs.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Ronen, Safai, Stefani, Walton
Noes: 1 - Preston

240604 [Business and Tax Regulations Code - Early Care and Education Commercial Rents Tax Baseline - FYs 2024-2025 and 2025-2026]

Sponsor: Mayor

Ordinance modifying the baseline funding requirements for early care and education programs in Fiscal Years (FYs) 2024-2025 and 2025-2026, to enable the City to use the interest earned from the Early Care and Education Commercial Rents Tax for those baseline programs.
(Fiscal Impact)

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Ronen, Safai, Stefani, Walton
Noes: 1 - Preston

240605 [Grant Agreement - Planned Parenthood Northern California - Security Services - Not to Exceed \$456,000 - Waiver of Competitive Solicitation Requirement]**Sponsors: Mayor; Mandelman and Stefani**

Ordinance authorizing the Department of Public Health ("Department") to award a one-time grant to Planned Parenthood Northern California ("Planned Parenthood NC") by waiving the competitive solicitation requirements of Administrative Code, Chapter 21G, for the purpose of funding security personnel to support access to family planning and other sexual and reproductive healthcare services in an amount not to exceed \$456,000 for a term not to exceed two years to commence on April 1, 2025, through March 31, 2027; and requiring the Department to provide an annual report to the Board of Supervisors on the security personnel selected by Planned Parenthood NC and security incidents experienced by Planned Parenthood NC.

(Fiscal Impact)

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Ronen, Safai, Stefani, Walton

Noes: 1 - Preston

240606 [Administrative Code - Repealing Maddy Emergency Medical Services Fund]**Sponsor: Mayor**

Ordinance amending the Administrative Code to repeal Sections 8.42 and 10.100-195, known as the Maddy Emergency Services Fund, and thereby repealing certain reimbursement payments to physicians who provide emergency medical services to indigent patients.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Ronen, Safai, Stefani, Walton

Noes: 1 - Preston

240607 [Funding Reallocation - Homelessness Gross Receipts Tax - Our City, Our Home Fund - Services to Address Homelessness - Approximately \$13,676,000]**Sponsor: Mayor**

Ordinance reallocating approximately \$13,676,000 in unappropriated earned interest revenues from the Our City, Our Home Fund to allow the City to use such revenues from the Homelessness Gross Receipts Tax for certain types of services to address homelessness; temporarily suspending the limit on funding for short-term rental subsidies; directing the City to provide additional notice regarding eligibility for short-term rental subsidies; and finding that these changes are necessary to achieve the purposes of the Our City, Our Home Fund pursuant to Business and Tax Regulations Code, Section 2811.

(Fiscal Impact)

Supervisor Ronen, seconded by Supervisor Chan, moved that this Ordinance be CONTINUED ON FIRST READING to the Board of Supervisors meeting of July 23, 2024. The motion carried by the following vote:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

240608 [Neighborhood Beautification and Graffiti Clean-up Fund Tax Designation Ceiling]**Sponsor: Mayor**

Ordinance adopting the Neighborhood Beautification and Graffiti Clean-up Fund Tax designation ceiling for tax year 2024.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Ronen, Safai, Stefani, Walton
Noes: 1 - Preston

240611 [Office of Community Investment and Infrastructure, Operating as Successor Agency to the San Francisco Redevelopment Agency, FY2024-2025 Budget]**Sponsor: Mayor**

Resolution approving the Fiscal Year (FY) 2024-2025 Budget of the Office of Community Investment and Infrastructure ("OCII") operating as the Successor Agency to the San Francisco Redevelopment Agency.

ADOPTED by the following vote:

Ayes: 10 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Ronen, Safai, Stefani, Walton
Noes: 1 - Preston

240612 [Proposition J Contract Certification Contracted-Out Department Services Previously Approved]**Sponsor: Mayor**

Resolution concurring with the Controller's certification that department services previously approved can be performed by private contractor for a lower cost than similar work performed by City and County employees, for the following services: Budget and Legislative Analyst Services (Board of Supervisors); Fleet Security Services, Real Estate Division Custodial Services, Real Estate Division Security Services, Convention Facilities Management (General Services Agency - Administrative Services); Security Services (Department of Public Works); Security Services (Homelessness and Supportive Housing); Security Services (Human Services Agency); Food Services at County Jails (Sheriff's Department); Assembly of Vote by Mail Services (Department of Elections); Security Services (Mayor's Office of Housing and Community Development); and Security Services (Department of Public Health).

ADOPTED by the following vote:

Ayes: 10 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Ronen, Safai, Stefani, Walton
Noes: 1 - Preston

240613 [Proposition J Contract Certification Contracted-Out Department Services Not Previously Approved]**Sponsor: Mayor**

Resolution concurring with the Controller's certification that department services can be performed by private contractor for a lower cost than similar work performed by City and County employees, for Security Services for the Office of the Medical Examiner at 1 Newhall Street for the General Services Agency - Administrative Services.

ADOPTED by the following vote:

Ayes: 10 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Ronen, Safai, Stefani, Walton
Noes: 1 - Preston

240614 [Accept and Expend Grant - Bay Area Air Quality Management District - Install Level-2 Electric Vehicle Chargers at Six Park Sites - \$619,085]**Sponsors: Mayor; Mandelman**

Resolution authorizing the Recreation and Park Department to accept and expend a grant in the amount of \$619,085 from the Bay Area Air Quality Management District to install level-2 electric vehicle chargers at six park sites, including the Crocker Amazon Maintenance Garage, Louis Sutter Maintenance Yard, Civic Center Garage, Balboa Park Boxer Stadium, Margaret Hayward Maintenance Garage, and McLaren Park Caretakers Cottage, effective upon approval of this Resolution through January 29, 2026.

ADOPTED by the following vote:

Ayes: 10 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Ronen, Safai, Stefani, Walton
Noes: 1 - Preston

240615 [Accept and Expend Grant - Retroactive - Habitat Conservation Fund - Greenager and Youth Stewardship Programs - \$400,000]**Sponsor: Mayor**

Resolution retroactively authorizing the Recreation and Park Department to accept and expend a grant funding in the amount of \$200,000 each for the Greenager and Youth Stewardship Programs for a total amount of \$400,000 from the Habitat Conservation Fund to protect threatened wildlife habitat, for the performance period of July 1, 2023, through June 30, 2028.

ADOPTED by the following vote:

Ayes: 10 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Ronen, Safai, Stefani, Walton
Noes: 1 - Preston

240616 [Accept and Expend Grant - USDA Forest Service - Reforestation Projects in 10 Parks in Southeast Quadrant of San Francisco - \$2,000,000]**Sponsor: Mayor**

Resolution authorizing the Recreation and Park Department to accept and expend a grant in the amount of \$2,000,000 from the USDA Forest Service to develop a Workforce Development Program and implement Reforestation Projects in at least 10 parks in the southeast quadrant of San Francisco and approve the associated grant contract. (Recreation and Park Department)

ADOPTED by the following vote:

Ayes: 10 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Ronen, Safai, Stefani, Walton
Noes: 1 - Preston

240618 [Accept and Expend Grants - Recurring State Grant Funds - Department of Public Health - FY2024-2025]**Sponsor: Mayor**

Resolution authorizing the acceptance and expenditure of Recurring State grant funds by the San Francisco Department of Public Health for Fiscal Year (FY) 2024-2025.

ADOPTED by the following vote:

Ayes: 10 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Ronen, Safai, Stefani, Walton
Noes: 1 - Preston

240619 [Adjusting the Access Line Tax with the Consumer Price Index of 2024]**Sponsor: Mayor**

Resolution concurring with the Controller's establishment of the Consumer Price Index for 2024, and adjusting the Access Line Tax by the same rate.

ADOPTED by the following vote:

Ayes: 10 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Ronen, Safai, Stefani, Walton
Noes: 1 - Preston

240620 [Homelessness and Supportive Housing Fund - FYs 2024-2025 and 2025-2026 Expenditure Plan]**Sponsor: Mayor**

Resolution approving the Fiscal Years (FYs) 2024-2025 and 2025-2026 Expenditure Plan for the Department of Homelessness and Supportive Housing Fund.

ADOPTED by the following vote:

Ayes: 10 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Ronen, Safai, Stefani, Walton
Noes: 1 - Preston

240569 [Appropriation - Assessment Appeals Fee Revenue - \$400,000 - Board of Supervisors - FY2023-2024]**Sponsor: Peskin**

Ordinance appropriating \$400,000 of assessment appeals fee revenue from filing fees, hearing fees, and finding of fact fees collected in Fiscal Year (FY) 2023-2024 to support the Assessment Appeals Boards' costs of operation, including the development of an online assessment appeals application filing system.

(Fiscal Impact)

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Ronen, Safai, Stefani, Walton
Noes: 1 - Preston

240664 [Cost of Living Adjustment to the Contract for Budget and Legislative Analyst Services - \$12,849,706 - FY2024-2025]

Motion enacting a 4.00% cost of living adjustment (COLA) to the base Fiscal Year (FY) 2023-2024 contract amount of \$3,121,318 for Budget and Legislative Analyst Services, to be effectuated as of July 1, 2024, resulting in a new FY2024-2025 contract amount of \$3,246,171 an annual increase of \$124,853 and a new total not to exceed contract amount of \$12,849,706; a total increase of \$249,706 for the contract term; and directing the Clerk of the Board to take all necessary administrative action to amend the contract accordingly. (Clerk of the Board)

Motion No. M24-069**APPROVED by the following vote:**

Ayes: 10 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Ronen, Safai, Stefani, Walton
Noes: 1 - Preston

Recommendations of the Land Use and Transportation Committee

240173 [Planning Code, Zoning Map - RED and WMUG Districts, Rezone 135 Kissling Street]

Sponsor: Dorsey

Ordinance amending the Planning Code to conditionally permit vehicle storage lots in the Residential Enclave-Mixed (RED-MX) and Western SoMa Mixed Use-General (WMUG) Districts and to update citations and cross-references in the text and tables of specified Mixed Use Districts; amending the Zoning Map to rezone 135 Kissling Street, Assessor's Parcel Block No. 3516, Lot No. 068, from Residential Enclave (RED) to RED MX; and 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.

FINALLY PASSED by the following vote:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

240496 [1629 Market Street - Street and Public Infrastructure Acceptance - Establishing Official Sidewalk Widths and Street Grades, Sidewalk Maintenance]

Sponsors: Mayor; Dorsey

Ordinance accepting irrevocable offers of public infrastructure associated with the 1629 Market Street Mixed-Use Project, including improvements located within portions of Market, Brady, Stevenson, and Colton Streets, Colusa Place, and Chase Court; accepting an irrevocable offer of dedication for right-of-way purposes of real property located at the intersection of Colton and Brady Streets; dedicating this infrastructure and real property to public use; designating this public infrastructure and real property for street and roadway purposes, as applicable; accepting Stevenson Street, a formerly unaccepted street, and other public infrastructure for City maintenance and liability purposes, subject to specified limitations; establishing official public right-of-way widths and street grades; amending Ordinance No. 1061, entitled "Regulating the Width of Sidewalks," to establish official sidewalk width on portions of the above-mentioned streets; accepting a Public Works Order recommending various actions in regard to the public infrastructure improvements; authorizing official acts, as defined, in connection with this Ordinance; adopting findings under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

FINALLY PASSED by the following vote:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

NEW BUSINESS

Recommendations of the Budget and Finance Committee

240406 [Health, Business and Tax Regulations Codes - Annual Retail Food Special Event Permit]

Sponsors: Mayor; Engardio, Mandelman and Melgar

Ordinance amending the Health and Business and Tax Regulations Codes to create a new annual retail food permit for food operators participating in special events and set the fees for the new permit.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

President Peskin requested File Nos. 240410, 240681, 240638, 240575, and 240409 be called together.

Supervisor Engardio Excused from Voting

Supervisor Mandelman, seconded by Supervisor Walton, moved that Supervisor Engardio be excused from voting on File Nos. 240410, 240681, 240638, 240575, and 240409. The motion carried by the following vote:

Ayes: 10 - Chan, Dorsey, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

Excused: 1 - Engardio

240410 [Development Agreement - Stonestown NW Parcel LLC, Stonestown Shopping Center, L.P., and Stonestown Anchor Acquisition, L.P - Stonestown Development Project - Waiver of Various Municipal Code Provisions]

Sponsors: Mayor; Melgar and Mandelman

Ordinance approving a Development Agreement between the City and County of San Francisco and Stonestown NW Parcel LLC, a Delaware limited liability company, Stonestown Shopping Center, L.P., a Delaware limited partnership, and Stonestown Anchor Acquisition, L.P, a Delaware limited partnership, for the Stonestown Development Project at the approximately 30-acre site generally bounded by 19th Avenue to the east, Buckingham Way to the south and west, and Rolph Nicol Jr. Playground and Eucalyptus Drive to the north, in the southwest part of San Francisco, including affordable and market rate housing and approximately six acres of open space; making findings under the California Environmental Quality Act; and making findings of conformity with the General Plan, and with the eight priority policies of Planning Code, Section 101.1(b), and findings of public convenience, necessity, and welfare under Planning Code, Section 302; and confirming compliance with or waiving certain provisions of the Planning Code, Administrative Code, Subdivision Code, Campaign and Governmental Conduct Code, and Public Works Code, and ratifying actions taken and authorizing future actions to be taken in connection with the Development Agreement, as defined herein.

(Economic Impact)

(Fiscal Impact)

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Chan, Dorsey, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

Excused: 1 - Engardio

240681 [Resolution of Intention to Establish San Francisco Enhanced Infrastructure Financing District No. 2 (Stonestown)]

Sponsors: Mayor; Melgar and Mandelman

Resolution of Intention to establish San Francisco Enhanced Infrastructure Financing District No. 2 (Stonestown) to finance public capital facilities and projects of communitywide significance related to the Stonestown Project and other authorized costs, and determining other matters in connection therewith, as defined herein.

(Fiscal Impact)

ADOPTED by the following vote:

Ayes: 10 - Chan, Dorsey, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

Excused: 1 - Engardio

240638 [Administrative Code - Enhanced Infrastructure Financing District Public Financing Authority No. 1]**Sponsors: Melgar; Peskin and Mandelman**

Ordinance amending the Administrative Code to provide for Enhanced Infrastructure Financing District Public Financing Authority No. 1 to act as the governing body of multiple enhanced infrastructure financing districts.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Chan, Dorsey, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

Excused: 1 - Engardio

240555 [Authorizing Grant Agreements - Terms of 20 Years after Project Completion - Public Utilities Commission Green Infrastructure Grant Program]**Sponsor: Mandelman**

Ordinance extending for an additional two years from July 1, 2024, through July 1, 2026, the delegation of authority under Charter, Section 9.118, to the General Manager of the San Francisco Public Utilities Commission ("SFPUC"), previously authorized by Ordinance No. 26-19 and extended and modified by Ordinance No. 101-20 and Ordinance No. 159-22, to enter into grant agreements under the SFPUC's Green Infrastructure Grant Program with terms of up to 20 years after the Project Completion Date, as defined by the Grant Agreements.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

240632 [Agreement Amendment - Shin International, Inc. - Cova Hotel - Waiver of Certain Administrative, Labor and Employment, and Environment Code Requirements - Not to Exceed \$16,032,443]**Sponsor: Mayor**

Ordinance authorizing the Department of Homelessness and Supportive Housing ("HSH") to amend the booking agreement with Shin International, Inc., the operator of the Cova Hotel, to increase the not to exceed amount by \$1,728,190 for a total amount not to exceed \$16,032,443 and to extend the term of the agreement by seven months from August 31, 2024, for a new term of May 26, 2020, through March 31, 2025; waiving certain requirements of the Administrative, Labor and Employment, and Environment Codes for said agreement; and authorizing HSH to enter into amendments that do not increase the City's obligations or liabilities and are necessary to effectuate the purposes of the agreement. (Department of Homelessness and Supportive Housing)
(Fiscal Impact)

(Supervisor Mandelman dissented in committee.)

Privilege of the floor was granted unanimously to Dylan Schneider (Department of Homelessness and Supportive Housing) who responded to questions raised throughout the discussion.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Chan, Dorsey, Engardio, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

Noes: 1 - Mandelman

President Peskin requested File Nos. 240633 and 240634 be called together.

240633 [Agreement Amendment - Sayana Corporation - Adante Hotel - Waiver of Certain Administrative, Labor and Employment, and Environment Code Requirements - Not to Exceed \$20,870,507]

Sponsor: Mayor

Ordinance authorizing the Department of Homelessness and Supportive Housing ("HSH") to amend the booking agreement with the Sayana Corporation, operator of the Adante Hotel, to increase the not to exceed amount by \$2,371,068 for a total amount not to exceed \$20,870,507; to extend the term of the agreement by seven months from August 31, 2024, for a new term of May 14, 2020, through March 31, 2025; waiving for certain requirements of the Administrative, Labor and Employment, and Environment Codes for said agreement; and authorizing HSH to enter into amendments that do not increase the City's obligations or liabilities and are necessary to effectuate the purposes of the agreement. (Department of Homelessness and Supportive Housing)
(Fiscal Impact)

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

240634 [Agreement Amendment - Lombard Hotel Group - Monarch Hotel - Waiver of Certain Administrative, Labor and Employment, and Environment Code Requirements - Not to Exceed \$21,661,300]

Sponsor: Mayor

Ordinance authorizing the Department of Homelessness and Supportive Housing ("HSH") to amend the booking agreement with the Lombard Hotel Group, operator of the Monarch Hotel, to increase the not to exceed amount by \$2,533,540 for a total amount not to exceed \$21,661,300; to extend the term of the agreement by seven months from August 31, 2024, for a new term of August 4, 2020, through March 31, 2025; waiving certain requirements of the Administrative, Labor and Employment, and Environment Codes for said agreement; and authorizing HSH to enter into amendments that do not increase the City's obligations or liabilities and are necessary to effectuate the purpose of the agreement. (Department of Homelessness and Supportive Housing)
(Fiscal Impact)

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

240726 [Administrative Code - Workforce Housing and Affordable Middle-Income Revenue Bonds]

Sponsors: Peskin; Chan and Preston

Ordinance amending the Administrative Code to permit the issuance of bonds to finance the acquisition, development, rehabilitation, or construction of middle-income and workforce housing, and to establish ownership, tenancy, affordability, and program requirements.

Supervisor Preston requested to be added as a co-sponsor.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

240472 [Agreement Amendment - Planning and Engineering Services Southeast Plant New 250 MGD Headworks Facility - Not to Exceed \$57,500,000]

Resolution authorizing the General Manager of the San Francisco Public Utilities Commission to execute Amendment No. 3 to Contract No. CS-389, Planning and Engineering Services Southeast Plant New 250 MGD Headworks Facility, with Carollo Engineering, Inc., increasing the contract amount by \$3,000,000 for a total not to exceed amount of \$57,500,000 with no change to the contract duration, to continue providing wastewater process facility engineering design and engineering support services during construction, pursuant to Charter, Section 9.118. (Public Utilities Commission)
(Fiscal Impact)

ADOPTED by the following vote:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

240477 [Purchase of Real Property - PACIFICA SFO LLC - 624 Laguna Street - \$13,800,000] Sponsors: Mayor; Preston, Peskin, Mandelman and Ronen

Resolution approving and authorizing the Director of Property to acquire certain real property located at 624 Laguna Street ("Property"); approving and authorizing an Agreement of Purchase and Sale for Real Estate for the acquisition of the Property, for the purchase price of \$13,780,000 plus an estimated \$20,000 for typical closing costs, for a total amount of \$13,800,000 from PACIFICA SFO LLC, a California limited liability company ("Purchase Agreement"); authorizing the Director of Property to execute the Purchase Agreement, make certain modifications, and take certain actions in furtherance of this Resolution and the Purchase Agreement, as defined herein; affirming the Planning Department's determination under the California Environmental Quality Act; and adopting the Planning Department's findings that the Purchase Agreement, and the transaction contemplated therein, is consistent with the General Plan, and the eight priority policies of Planning Code, Section 101.1.
(Fiscal Impact)

ADOPTED by the following vote:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

240625 [Agreement Amendment - HDR Engineering Inc. - Construction Management Staff Augmentation Services for the New Headworks Facility Project - Not to Exceed \$31,680,626]

Resolution authorizing the General Manager of the San Francisco Public Utilities Commission to execute Amendment No. 3 to the New Headworks Facility Construction Management Staff Augmentation Services Agreement PRO.0028 with HDR Engineering Inc.; increasing the agreement by \$4,680,626 for a total not to exceed amount of \$31,680,626 and extending the duration by one year, for a total term of eight years and six months of June 15, 2017, through December 14, 2025, to reflect the re-scoping efforts and increased level of staffing needed to complete the construction of the Southeast Water Pollution Control Plant New Headworks Facility, pursuant to Charter, Section 9.118. (Public Utilities Commission)
(Fiscal Impact)

ADOPTED by the following vote:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

240648 [Option Agreement Amendment - Pacific Gas and Electric Company - Purchase the Hoedown Yard - Illinois and 22nd Streets - \$8,283,726]**Sponsors: Mayor; Walton**

Resolution approving and authorizing the Director of Property to enter into a Fifth Amendment to the option agreement ("Option Agreement") for the purchase of the Hoedown Yard located at the northeast corner of Illinois and 22nd Streets from the Pacific Gas and Electric Company for \$63.37 per square foot or approximately \$8,283,726; and authorizing the Director of Property to enter into any additions, amendments, or other modifications to the Lease that do not materially increase the obligations or liabilities of the City to effectuate the purposes of the Fifth Amendment or this Resolution.

ADOPTED by the following vote:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

240678 [Accept and Expend Grant - Retroactive - Centers for Disease Control and Prevention - Targeted HIV/TB Strategic Information Technical Assistance for President's Emergency Plan for AIDS Relief and Global Fund - \$107,707]**Sponsors: Mayor; Dorsey, Engardio and Mandelman**

Resolution retroactively authorizing the Department of Public Health to accept and expend a grant increase in the amount of \$18,016 from the Centers for Disease Control and Prevention through The Regents of the University of California, San Francisco for a total amount of \$107,707 for participation in a program, entitled "Targeted HIV/TB Strategic Information Technical Assistance for President's Emergency Plan for AIDS Relief (PEPFAR) and Global Fund to Fight AIDS, Tuberculosis and Malaria (GFATM) Countries," for the period of September 30, 2023, through September 29, 2024. (Public Health Department)

ADOPTED by the following vote:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

240730 [Loan Agreement - 1000 Sutter LLC - 1000 Sutter Street - 100% Permanent Supportive Housing - Loan Not to Exceed \$71,125,575]**Sponsor: Mayor**

Resolution 1) approving and authorizing a Loan Purchase Agreement for the purchase of an existing loan in an amount of \$63,191,071 for a purchase price not to exceed \$48,000,000 from the San Francisco Housing Accelerator Fund ("SFHAF Loan") related to the rehabilitation of a 214-unit single-room occupancy residential building for permanent supportive housing to homeless households, with two managers units, located at 1000 Sutter Street (the "Project"); 2) authorizing the assumption of obligations under the SFHAF Loan to disburse an amount not to exceed \$17,000,000 for rehabilitation of the Project; 3) approving and authorizing an Amended and Restated Loan Agreement with 1000 Sutter LLC ("Borrower") in an amount not to exceed \$71,125,575 for a minimum loan term of 55 years ("City Loan Agreement") to consolidate the SFHAF Loan with a prior loan from the City to Borrower after completion of the rehabilitation and provide permanent financing for the Project; 4) adopting findings that the Project and proposed transactions are consistent with the General Plan, and the eight priority policies of Planning Code, Section 101.1; 5) authorizing the Mayor and the Director of Mayor's Office of Housing and Community Development ("MOHCD") to execute the Loan Purchase Agreement and the City Loan Agreement, and make certain modifications to such agreements, as defined herein, and take certain actions in furtherance of this Resolution, as defined herein; and 6) authorizing the Director of MOHCD to enter into any additions, amendments, or other modifications to the Loan Agreement that do not materially increase the obligations or liabilities to the City and are necessary to effectuate the purposes of this Resolution. (Fiscal Impact)

ADOPTED by the following vote:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

Recommendation of the Land Use and Transportation Committee**240635 [Mission Bay South - Parks P22 and P19 Acceptance]****Sponsors: Mayor; Dorsey**

Ordinance conditionally accepting a grant deed for property associated with Mission Bay South Park P22; delegating for a three-year period to the San Francisco Port Commission the authority to dedicate Mission Bay South Parks P22 and P19 (bordering Terry François Boulevard) to public use, accept an irrevocable offer for the acquisition facilities that comprise the park improvements, designate said facilities for public park and open space purposes only, and accept these Parks for Port of San Francisco maintenance and liability purposes, subject to specified limitations; delegating for a three-year period to the Public Works Director similar authority for certain Public Utilities Commission assets in Parks P22 and P19; adopting findings under the California Environmental Quality Act; making findings of consistency with the General Plan, the eight priority policies of Planning Code, Section 101.1, and the Mission Bay South Redevelopment Plan; adopting a Public Works Order that recommends delegation of Parks P22 and P19 acceptance and related actions; and authorizing official acts, as defined, in connection with this Ordinance.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

Recommendation of the Rules Committee

240547 [Charter Amendment - Commission Reform]

Sponsors: Peskin; Ronen and Preston

Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco to establish the Commission Streamlining Task Force charged with making recommendations to the Mayor and the Board of Supervisors about ways to modify, eliminate, or combine the City's appointive boards and commissions to improve the administration of City government; require the City Attorney to prepare a Charter Amendment to implement the Task Force's recommendations relating to Charter commissions, for consideration by the Board of Supervisors; and authorize the Task Force to introduce an ordinance to effectuate its recommendations relating to appointive boards and commissions codified in the Municipal Code, which ordinance shall go into effect within 90 days unless rejected by a two-thirds vote of the Board of Supervisors; at an election to be held on November 5, 2024.

Supervisor Preston requested to be added as a co-sponsor.

Supervisor Mandelman, seconded by Supervisor Dorsey, moved that this Charter Amendment be CONTINUED to the Board of Supervisors of July 23, 2024. The motion carried by the following vote:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

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

Without objection, Rule 5.36 of the Rules of the Board of Supervisors was suspended to grant privilege of the floor to the following guest(s).

President Peskin introduced, welcomed, and presented a Certificate of Honor to Julie Van Nostern (Office of the City Attorney) on the occasion of her well-deserved retirement after nearly 40 years of public service and in recognition of her accomplishments and contributions to the City and County of San Francisco. Supervisor Dorsey shared in this commendation.

Supervisor Preston introduced, welcomed, and presented a Certificate of Honor to Siu Han Cheung, leader of the Tenderloin Chinese Rights Association, in recognition of her advocacy representing low-income Chinese immigrants and renters in the Tenderloin neighborhood. President Peskin shared in this commendation.

Supervisor Ronen introduced, welcomed, and presented a Certificate of Honor Art Koch (Arthur Koch Studio) in recognition of his accomplishments painting landscapes of the various San Francisco skylines and street scenes.

Supervisor Safai introduced, welcomed, and presented a Certificate of Honor to Maribel Ramirez, Executive Director (Excelsior Action Group), in recognition of her accomplishments creating pathways to support a diverse economic landscape. Chris Corgas (Office of Economic and Workforce Development) provided additional commending remarks.

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

200777 [Hearing - Committee of the Whole - Update on Findings and Recommendations Regarding Law Enforcement Practices - May 21, 2024, at 3:00 p.m.]

Hearing of the Board of Supervisors sitting as a Committee of the Whole on May 21, 2024, at 3:00 p.m., for the Members of the Board of Supervisors to hear and receive updates on the progress and implementation status of the United States Department of Justice recommendations regarding reforms within the Police Department; scheduled pursuant to Motion No. M20-125, approved on September 15, 2020. (Clerk of the Board)

President Peskin opened the public hearing and inquired as to whether any member of the public wished to address the Committee of the Whole relating to the progress and implementation status of the recommendations regarding reforms within the Police Department (File No. 200777). Chief William Scott and Catherine McGuire (San Francisco Police Department) provided an overview of the hearing matter and responded to questions raised throughout the discussion. Thierry Fill; David Elliott Lewis; Jim McAfee; Mark; Otto Duffy; Paulette Brown; Ace Washington; Chris Ward Kline; spoke on various concerns relating to the hearing matter. The President closed public comment, adjourned as the Committee of the Whole, and reconvened as the Board of Supervisors.

Supervisor Walton, seconded by Supervisor Mandelman, moved that this Hearing be CONTINUED to the Board of Supervisors meeting of January 28, 2025. The motion carried by the following vote:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

Appointment of President Pro Tempore

At the request of President Peskin, Supervisor Mandelman assumed the chair at 4:03 p.m. The President resumed the chair 4:06 p.m.

Committee of the Whole Adjourn and Report

COMMITTEE REPORTS

Recommendations of the Budget and Finance Committee

President Peskin requested File Nos. 240497 and 240498 be called together.

240497 [General Obligation Bond Election - Healthy, Safe, and Vibrant San Francisco - Not to Exceed \$390,000,000]**Sponsors: Mayor; Mandelman, Ronen, Stefani, Melgar, Dorsey, Engardio, Peskin and Preston**

Ordinance calling and providing for a special election to be held in the City and County of San Francisco on Tuesday, November 5, 2024, for the purpose of submitting to San Francisco voters a proposition to incur bonded indebtedness of not to exceed \$390,000,000 to finance the acquisition or improvement of real property, including: facilities to deliver primary healthcare services, emergency medical services, skilled nursing services, and services for persons experiencing mental health challenges or persons with substance use disorders; acquire, improve, and seismically upgrade critical medical care and mental health facilities and 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 each of the foregoing purposes; authorizing landlords to pass-through 50% of the resulting property tax increase, if any, to residential tenants under Administrative Code, Chapter 37; providing for the levy and collection of taxes to pay both principal and interest on such Bonds; incorporating review of Bond expenditures under the provisions of the Administrative Code by the Citizens' General Obligation Bond Oversight Committee; setting certain procedures and requirements for the election; adopting findings under the California Environmental Quality Act; and finding that the proposed Bonds are in conformity with the General Plan, and with the eight priority policies of Planning Code, Section 101.1(b).

(Pursuant to California Government Code, Sections 43607 and 43608, this matter shall require a vote of two-thirds (8 votes) of all members of the Board of Supervisors to approve passage of this Ordinance.)

(Fiscal Impact)

Supervisor Chan, seconded by Supervisor Mandelman, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, on Page 6, Line 5, by adding 'participates in the vote'; on Page 8, Line 4, by adding 'set for in Section 3', Line 16, by adding 'AND ACCOUNTABILITY', and Lines 22-25, by adding 'The Controller shall certify that the City has evaluated alternative funding sources for the projects authorized by this Ordinance. The certification regarding the evaluation of alternative funding sources shall be placed on file with the Clerk of the Board, in File No._'; on Page 9, Lines 1-19, by adding 'D. Proceeds of the sale of Bonds herein authorized shall be used only for the purposes specified in this Ordinance, and not for any other purpose, including the payment of salaries and other operating expenses of the City. The administrative costs of the City incurred to execute the projects authorized by this Ordinance shall not exceed 5% of the proceeds of the sale of the Bonds. E. To the extent required by any new law, the City will appoint a citizens' oversight committee to ensure that Bond proceeds are expended only for the purposes described in this Ordinance. Such oversight committee shall conduct or cause to be conducted an annual independent performance audit to ensure that Bond funds have been expended pursuant to the provisions of this Ordinance. In addition, the oversight committee shall conduct or cause to be conducted an annual independent financial audit of the proceeds from the sale of the Bonds until all of those proceeds have been expended on the purposes provided in this Ordinance. The audits shall be posted in a manner that is easily accessible to the public. The oversight committee shall provide copies of such audit reports to the California State Auditor for its review. Members appointed to such oversight committee shall receive educational training about bonds and fiscal oversight. To the extent permitted by law, the Citizens' General Obligation Bond Oversight Committee operating under Administrative Code Section 5.31 shall assume the responsibilities of any required oversight committee.' The motion carried by the following vote:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

(Pursuant to California Government Code, Sections 43607 and 43608, this matter shall require a vote of two-thirds (8 votes) of all members of the Board of Supervisors to approve passage of this Ordinance.)

(Fiscal Impact)

Supervisor Chan, seconded by Supervisor Mandelman, moved that this Ordinance be PASSED ON FIRST READING AS AMENDED to a Committee of the Whole at the Board of Supervisors meeting of July 23, 2024. The motion carried by the following vote:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

240498 [General Obligation Bonds - Healthy, Safe and Vibrant San Francisco - Not to Exceed \$390,000,000]

Sponsors: Mayor; Peskin

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; adopting findings under the California Environmental Quality Act; and finding that the proposed Bonds are in conformity with the General Plan, and with the eight priority policies of Planning Code, Section 101.1(b).

(Pursuant to California Government Code, Sections 43607 and 43608, this matter shall require a vote of two-thirds (8 votes) of all members of the Board of Supervisors to approve passage of this Resolution.)

(Fiscal Impact)

ADOPTED by the following vote:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

Recommendations of the Land Use and Transportation Committee

240575 [General Plan - Stonestown Development Project]

Ordinance amending the General Plan to revise the Urban Design Element, the Commerce and Industry Element, and the Land Use Index to reflect the Stonestown Development Project; adopting findings 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 adopting findings of public necessity, convenience, and welfare under Planning Code, Section 340. (Planning Commission)

(Pursuant to Charter, Section 4.105, the Planning Commission recommends General Plan amendments to the Board of Supervisors for approval or rejection. If the Board fails to act within 90 days of receipt, the proposed General Plan amendment shall be deemed approved. Transmittal Date: May 22, 2024)

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Chan, Dorsey, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton
Excused: 1 - Engardio

240409 [Planning Code, Zoning Map - Stonestown Mixed Use District, Special Use District, Height and Bulk District, Special Sign District]

Sponsors: Mayor; Melgar

Ordinance amending the Planning Code and the Zoning Map to establish the Stonestown Mixed-Use District (SMD), Stonestown Special Use District (SUD), Stonestown Mixed-Use Height and Bulk District (HBD), and Stonestown Special Sign District (SSD), all generally bounded by Eucalyptus Drive and Buckingham Way to the north, 19th Avenue to the east, Buckingham Way to the south, and Buckingham Way to the west, with the SSD including the Stonestown Galleria Mall and the SMD, SUD, and HBD excluding the mall; abolishing an approximately 15-foot legislated setback on the west side of 19th Avenue between Eucalyptus Drive and Buckingham Way; making findings 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. (Economic Impact)

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Chan, Dorsey, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton
Excused: 1 - Engardio

240683 [Interim Zoning Controls - Health Services and Social Services in Upper Market Street NCT and Castro Street NCD]

Sponsor: Peskin

Resolution imposing interim zoning controls for an 18-month period for parcels in the Upper Market Street Neighborhood Commercial Transit District (NCT) and the Castro Street Neighborhood Commercial District (NCD), by requiring Conditional Use Authorization for a change of use from a Health Services Use or a Social Services Use; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the eight priority policies of Planning Code, Section 101.1.

ADOPTED by the following vote:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

Recommendations of the Public Safety and Neighborhood Services Committee

240502 [Health Code - Requiring Retail Pharmacies to Stock Buprenorphine]

Sponsors: Dorsey; Mandelman, Ronen, Preston and Peskin

Ordinance amending the Health Code to require each retail pharmacy in San Francisco that stocks controlled substance prescription drugs to stock sufficient buprenorphine to provide for at least two new prescriptions, provide for an affirmative defense for retail pharmacies that ordered replacement prescriptions, and establish penalties for violating the requirement to stock sufficient buprenorphine.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

240591 [Liquor License Issuance - 475 Haight Street - The Faight]

Resolution determining that the issuance of a Type-90 on-sale general music venue liquor license to Faight Collective SF LLC, to do business as The Faight located at 475 Haight Street (District 5), will serve the public convenience or necessity of the City and County of San Francisco, in accordance with California Business and Professions Code, Section 23958.4; and requesting that the California Department of Alcoholic Beverage Control impose conditions on the issuance of the license. (Public Safety and Neighborhood Services Committee)

ADOPTED by the following vote:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

Recommendations of the Rules Committee

240495 [Charter Amendment - Electing the Director of the Department of Police Accountability]

Sponsors: Walton; Safai, Ronen and Preston

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco to provide for the election of the Director of the Department of Police Accountability; at an election to be held on November 5, 2024.

(This item was not sent as a committee report.)

240544 [Charter Amendment - Police Staffing and Voluntary Deferred Retirement Option Program for the Police Department]**Sponsors: Dorsey; Peskin, Stefani, Melgar, Mandelman, Safai and Chan**

Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco to define the term "Full-Duty Sworn Officer"; modify the criteria for establishing recommended staffing levels for sworn officers; change the requirement for the Chief of Police to submit a staffing report from every two years to every three years; and establish a new voluntary Deferred Retirement Option Program ("DROP") for the period from July 2025 - July 2030, for eligible members of the Police Department (in the rank of officer, sergeant, or inspector) that allows those members to earn additional deferred compensation in the Retirement System for up to 60 months in exchange for agreeing to perform neighborhood patrol or investigative work; at an election to be held on November 5, 2024.

(This item was not sent as a committee report.)

240545 [Charter Amendment - Accountability for Funding Children and Youth Services for City Departments and the School District; Clarifying Uses of the Student Success Fund]**Sponsors: Melgar; Ronen, Walton, Stefani, Safai, Dorsey, Engardio and Preston**

Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco to 1) create an Our Children, Our Families Initiative ("Initiative") to coordinate efforts by City departments and the San Francisco Unified School District ("School District") to deliver outcomes-based services for children, youth, and families; 2) require the Initiative to use an objective and measurable outcomes framework ("Outcomes Framework") to evaluate the budget and spending of each City department with expenditures that are eligible to be included in the Children and Youth Fund baseline, the Public Education Enrichment Fund ("PEEF"), the PEEF baseline, or any discretionary funding allocated from the General Fund for children, youth, and families; 3) require the Mayor and Board of Supervisors to consider the Initiative's findings during their consideration of the City budget each year, including by the Board of Supervisors holding a public hearing and adopting findings about the expenditures; 4) require the School District to submit a proposal once every five years describing how it will spend the City's general fund contribution to the PEEF consistent with the San Francisco Children and Families Plan and the Outcomes Framework, and prohibit the City from providing PEEF funding to the School District until the Board of Supervisors and Mayor have approved the School District's proposal; 5) require the School District to submit annual reports describing how it has spent the City's general fund contribution and the PEEF funding for arts, music, sports, and library programs; 6) authorize the Board of Supervisors and Mayor to place PEEF funding to the School District on reserve if the School District's expenditures are inconsistent with the Charter, the Outcomes Framework, or the School District's spending plan or its internal guidelines regarding student educational outcomes; 7) provide that money set aside for the School District in the Student Success Fund cannot replace, supplant, count as, or substitute for other City funding for the School District or children and youth required under the Children and Youth Fund, the PEEF, or other provisions in the Charter; and 8) prohibit the City from providing discretionary funds to the School District unless it has entered into a data-sharing agreement with the City; at an election to be held on November 5, 2024.

Supervisor Melgar, seconded by Supervisor Dorsey, moved that this Charter Amendment be CONTINUED to the Board of Supervisors meeting of July 23, 2024. The motion carried by the following vote:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

240549 [Charter Amendment - Inspector General in Controller's Office; Expanding Controller's Investigative Powers]**Sponsors: Peskin; Safai, Ronen and Preston**

Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco to establish the position of Inspector General in the Controller's Office; to provide that the Inspector General be nominated by the Controller subject to approval by the Board of Supervisors and the Mayor; to authorize the Inspector General to initiate and lead investigations regarding potential violations of laws or policies involving fraud, waste, or abuse; to expand the authority of the Controller's Office to issue subpoenas; and to authorize the Controller's Office to execute search warrants to the extent permitted by State law; at an election to be held on November 5, 2024.

Supervisor Walton, seconded by Supervisor Mandelman, moved that this Charter Amendment be CONTINUED to the Board of Supervisors meeting of July 23, 2024. The motion carried by the following vote:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

240550 [Charter Amendment - Affordable Housing Opportunity Fund for Seniors, Families, and Persons with Disabilities]**Sponsors: Peskin; Safai, Ronen, Walton, Preston, Chan, Dorsey, Mandelman and Melgar**

Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco to establish the Affordable Housing Opportunity Fund for Seniors, Families, and People with Disabilities to fund project-based rental subsidies for extremely low-income households consisting of seniors, families, and persons with disabilities, and to require the City to appropriate at least \$8.25 million to the Fund annually starting in Fiscal Year 2026-2027; at an election to be held on November 5, 2024.

Supervisor Melgar requested to be added as a co-sponsor.

Supervisor Mandelman, seconded by Supervisor Chan, moved that this Charter Amendment be CONTINUED to the Board of Supervisors meeting of July 23, 2024. The motion carried by the following vote:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

240551 [Charter Amendment - Per Diem Nurse Retirement Credit and Public Safety Communications Personnel Retirement Plan]**Sponsors: Safai; Melgar, Preston, Walton and Chan**

Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco to allow registered nurses, who are or become members of the San Francisco Employees' Retirement System and have worked an average of 32 hours or more per week for at least one year, to purchase up to three years of service credit for time previously worked as per diem nurses; and to move public safety communications personnel (911 dispatchers, supervisors, and coordinators) from the miscellaneous retirement plans to the miscellaneous safety retirement plan, for compensation earned on and after January 4, 2025; at an election to be held on November 5, 2024.

Supervisor Safai, seconded by Supervisor Walton, moved that this Charter Amendment be CONTINUED to the Board of Supervisors meeting of July 23, 2024. The motion carried by the following vote:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

240552 [Charter Amendment - Fire Department Service Retirement Pension]**Sponsors: Stefani, Melgar, Safai and Chan**

Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco to shorten to one year the period to calculate “final compensation” for retirement benefits for persons who have or will become members of the Fire Department on and after July 7, 2010; change the age factor percentage for benefit calculations such that persons who have or will become members of the Fire Department on and after January 7, 2012 reach a higher age factor percentage at earlier ages; and lower from 58 to 55 the retirement age at which persons who have or will become members of the Fire Department on and after January 7, 2012 reach the highest age factor percentage; at an election to be held on November 5, 2024.

(This item was not sent as a committee report.)

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

Thierry Fill; expressed the need to include gardens in the local neighborhood parks.

Marianne Meyers; expressed support of newly introduced legislation supporting Subway workers.

Mark; shared his personal views.

Otto Duffy; expressed concerns regarding the recent assassination attempt on a Presidential candidate.

Alisa Messer; expressed concerns regarding the need for a better educational system.

Jim McAfee; expressed concerns regarding Laguna Honda Hospital and the Department of Public Health.

Ace Washington; expressed concerns regarding safety issues at certain City facilities.

Paulette Brown; thanked the Board for their efforts recognizing her deceased son.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

Severed from the For Adoption Without Committee Reference Agenda

President Peskin requested that File No. 240760 be severed so that it may be considered during the Special Order for recognition of commendations; therefore, public comment for this matter was taken separately from General Public Comment.

240760 [Julie Van Nostern Day - July 16, 2024]

Sponsors: Peskin; Mandelman and Dorsey

Resolution declaring July 16, 2024, as Julie Van Nostern Day in the City and County of San Francisco, in recognition of her many years of outstanding service in the City Attorney's Office and her well-deserved retirement.

Supervisors Mandelman and Dorsey requested to be added as co-sponsors.

President Peskin inquired whether any individual wished to address the Board on the Resolution declaring Julie Van Nostern Day (File No. 240760). Jesse Smith; Thierry Fill; expressed support of the Resolution. The President declared public comment closed.

ADOPTED by the following vote:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

IMPERATIVE AGENDA

There were no imperative agenda items.

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 RESOLUTIONS

240752 [Grant Agreement - Retroactive - San Francisco Unified School District - Student Success Fund - Not to Exceed \$26,519,360]

Resolution retroactively approving a grant agreement for Contract No. 1000032928 for the Student Success Fund between San Francisco Unified School District and the City and County of San Francisco, acting by and through its Department of Children, Youth and Their Families, for a total term of July 1, 2024, through June 30, 2025, and for a total not to exceed amount of \$26,519,360. (Department of Children, Youth & Their Families)

07/03/24; RECEIVED FROM DEPARTMENT.

07/16/24; RECEIVED AND ASSIGNED to Budget and Finance Committee.

240753 [Agreement Amendment - McMillen Jacobs Associates (dba Delve Underground) - Engineering Services for the Lower Alemany Area Stormwater Improvement Project - Not to Exceed \$17,800,000]

Resolution approving Amendment No. 2 to Contract No. PRO.0164, Engineering Services for the Lower Alemany Area Stormwater Improvement Project, between the City, acting by and through the San Francisco Public Utilities Commission (SFPUC), and McMillen Jacobs Associates (dba Delve Underground), increasing the agreement by \$8,300,000 for a total not to exceed amount of \$17,800,000 and extending the duration by three years, for a total term of nine years from January 18, 2022, through January 17, 2031, due to additional engineering needed to perform analyses, refine design as part of the Caltrans encroachment permit, and to provide increased engineering support during construction, pursuant to Charter, Section 9.118; and to authorize the SFPUC to enter into amendments or modifications to Amendment No. 2 that do not materially increase the obligations or liabilities to the City and are necessary to effectuate the purposes of Amendment No. 2. (Public Utilities Commission)

07/05/24; RECEIVED FROM DEPARTMENT.

07/16/24; RECEIVED AND ASSIGNED to Budget and Finance Committee.

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 6:03 p.m.