

BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES - DRAFT

Tuesday, January 14, 2025 - 2:00 PM

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

Regular Meeting

RAFAEL MANDELMAN, PRESIDENT

CONNIE CHAN, CHYANNE CHEN, MATT DORSEY, JOEL ENGARDIO, JACKIE FIELDER,
BILAL MAHMOOD, MYRNA MELGAR, DANNY SAUTER, STEPHEN SHERRILL,
SHAMANN WALTON

Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Committee Membership

Budget and Appropriations Committee

Supervisors Chan, Mandelman, Melgar, Walton

Budget and Finance Committee

Supervisors Chan, Mandelman, Melgar

Government Audit and Oversight Committee

Supervisors Chan, Sherrill, Sauter

Land Use and Transportation Committee

Supervisors Melgar, Fielder, Mahmood

Public Safety and Neighborhood Services Committee

Supervisors Dorsey, Engardio

Rules Committee

Supervisors Walton, Dorsey, Chen

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, Chyanne Chen, Matt Dorsey, Joel Engardio, Jackie Fielder, Bilal Mahmood, Rafael Mandelman, Myrna Melgar, Danny Sauter, Stephen Sherrill, and Shamann Walton

The Board of Supervisors of the City and County of San Francisco met in regular session on Tuesday, January 14, 2025, with President Rafael Mandelman presiding.

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

ROLL CALL AND PLEDGE OF ALLEGIANCE

On the call of the roll, Supervisors Chan, Chen, Dorsey, Engardio, Fielder, Mahmood, Mandelman, Melgar, Sauter, Sherrill, and Walton were noted present.

All Members were present.

President Mandelman 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 Mandelman 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 Mandelman inquired whether a Member of the Board had any corrections to the November 19, 2024, December 3, 2024, and December 10, 2024, Regular Board Meeting Minutes, as presented. There were no corrections requested from any Member of the Board.

Supervisor Melgar, seconded by Supervisor Walton, moved to approve the November 19, 2024, December 3, 2024, and December 10, 2024, Regular Board Meeting Minutes, as presented. The motion carried by the following vote, following general public comment:

Ayes: 11 - Chan, Chen, Dorsey, Engardio, Fielder, Mahmood, Mandelman, Melgar, Sauter, Sherrill, Walton

AGENDA CHANGES

There were no agenda changes.

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendations of the Land Use and Transportation Committee

240872 [Planning Code, Zoning Map - 30 Van Ness Avenue Special Use District; Amendment of Agreement for Sale of Real Estate]

Sponsors: Mayor; Dorsey

Ordinance amending the Planning Code and Zoning Map to create the 30 Van Ness Avenue Special Use District, in the area generally bound by Fell Street to the north, Market Street to the east and south, and Van Ness Avenue to the west; modifying the Notice of Special Restrictions related to inclusionary housing obligations under the Agreement for Sale of Real Estate between the City and 30 Van Ness Development LLC; 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 public necessity, convenience, and welfare findings under Planning Code, Section 302.
(Supervisor Melgar dissented in committee.)

Privilege of the floor was granted unanimously to Brad Russi (Office of the City Attorney) who responded to questions raised throughout the discussion.

Supervisor Dorsey, seconded by Supervisor Melgar, moved that this Ordinance be **AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE**, on Page 5, Line 25, by adding '(the "Fee Deferral Program")'; on Page 6, Line 7, by adding 'adoption of', Lines 7-8, by changing 'and fee payment deferral' to 'and Fee Deferral Program', Line 10, by adding 'and deferrals', and Line 20, by changing 'to' to 'or'; on Page 7, Line 24, by changing 'in' to 'subject to'; on Page 8, Lines 3-5, by changing '17.4%' to '16.4%', and the rate of the fee per square foot shall be the rate applicable as of the effective date of the ordinance in Board File No. 240872, enacting this Section 249.99', Line 9, by changing '12.8%' to '12%' and '8.6%' to '8%', Line 10, by changing '2.1%' to '2%', Line 11, by changing '2.1%' to '2%', Line 16, by changing '17.4%' to '16.4%' and '10%' to '9.4%', Line 17, by changing '4.3%' to '4%', Line 18, by changing '3.2%' to '3%', and Line 19, by striking '415A and'; on Page 8, Line 21, through Page 9, Line 5, by adding '(5) For a project that has elected to pay the affordable housing fee pursuant to subsection (d)(1), the project shall be entitled to receive a waiver against all or a portion of such affordable housing fee. The amount of such waiver shall be calculated as follows: (i) the sum of Article 4 development impact fees paid by the project prior to the effective date of this ordinance; less (ii) 67% of the sum of the applicable Article 4 development fees where such fees are calculated using the fee rates in effect on May 21, 2020; and less (iii) the amount of interest accrued at a rate of 4.5% per annum, calculated on a daily basis for any partial year, on the fees paid by the project under (d)(5)(i), from the date the fees were paid until the effective date of the aforementioned ordinance. The Planning Director shall calculate the amount of the foregoing waiver.'; on Page 9, Lines 6-12, by striking the entirety of subsection (e), and Line 21, by striking 'Planning Code'; on Page 9, Line 24, through Page 10, Line 1, by striking 'or (4) May 1, 2029, unless the project subject to this 30 Van Ness Special Use District has recommenced construction before such date'; and on Page 11, Lines 16-17, by striking 'or (d) May 1, 2029, unless the project subject to this 30 Van Ness Special Use District has recommenced construction before such date'.
The motion carried by the following vote:

Ayes: 11 - Chan, Chen, Dorsey, Engardio, Fielder, Mahmood, Mandelman, Melgar, Sauter, Sherrill, Walton

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 11 - Chan, Chen, Dorsey, Engardio, Fielder, Mahmood, Mandelman, Melgar, Sauter, Sherrill, Walton

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

There were no commendations recognized.

SPECIAL ORDER 3:00 P.M.

President Mandelman requested File Nos. 250038, 250022, 250023, 250025, 250026, 250028, 250030, 250032, 250033, 250035, 241131, 241174, 241176, 241199, 241216, and 241217 be called together.

Board of Supervisors Sitting as a Committee of the Whole

The Board of Supervisors approved Motion No. M25-001 (File No. 250037 under the For Adoption Without Committee Reference Agenda on the same day) prior to consideration of File Nos. 250022, 250023, 250025, 250026, 250028, 250030, 250032, 250033, 250035, 241131, 241174, 241176, 241199, 241216, and 241217 at the Committee of the Whole (File No. 250038).

250038 [Committee of the Whole - Accept and Expend Resolutions for Federal Grants - January 14, 2025, at 3:00 p.m.]

Hearing of the Board of Supervisors sitting as a Committee of the Whole, on January 14, 2025, at 3:00 p.m. to hold a public hearing to consider 15 urgent accept and expend resolutions, authorizing the Port of San Francisco, Department of Public Works, Department of Environment, Department of Public Health, Recreation and Park Department, and the Human Services Agency, contingent on approval, to accept, and expend grant awards from agencies of the federal government in various amounts and for a variety of purposes and projects; scheduled pending approval of the Motion contained in File No. 250037, to be considered on January 14, 2025. (Clerk of the Board)

President Mandelman 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 accept and expend resolutions for federal grants (File Nos. 250038, 250022, 250023, 250025, 250026, 250028, 250030, 250032, 250033, 250035, 241131, 241174, 241176, 241199, 241216, and 241217). Adam Thongsavat (Mayor's Office); Tyrone Jue, Director (Department of the Environment); Shawna Gates (Public Works); Boris Delepine (Port); Drew Murrell (Department of Public Health); Beverly Ng (Recreation and Park Department); Celia Pedroza (Human Services Agency); provided an overview of the accept and expend resolutions and responded to questions raised throughout the discussion. There were no other speakers. The President closed public comment, declared the matter heard and filed, adjourned as the Committee of the Whole, and reconvened as the Board of Supervisors.

HEARD AND FILED

Committee of the Whole Adjourn and Report

250022 [Accept and Expend Grant - Federal Emergency Management Agency - California Office of Emergency Services - Pier 94/96 Seismic Improvements Project - \$2,700,000]

Sponsors: Mayor; Mandelman

Resolution authorizing the Port of San Francisco to accept and expend a grant award in the amount of \$2,700,000 from the United States Federal Emergency Management Agency Hazard Mitigation Grant Program through the California Office of Emergency Services for the Pier 94/96 Seismic Improvement Project for the period of January 31, 2025, through August 4, 2027. (Port)
(Fiscal Impact; No Budget and Legislative Analyst Report)

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

Supervisor Melgar, seconded by Supervisor Chan, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, on Page 2, Lines 7-10, by adding 'and on January 10, 2025, the Budget and Legislative Analyst determined this matter has fiscal impact and requires a fiscal impact report be submitted prior to the legislation being heard in a fiscal committee', Line 14, by changing 'impact determination' to 'impact report', and Line 15, by striking 'and possible fiscal impact report'; and Page 3, Line 5, by adding 'the Project Assurances for Federal Assistance and', and Lines 5-6, by striking 'to enter into the grant agreement'. The motion carried by the following vote:

Ayes: 11 - Chan, Chen, Dorsey, Engardio, Fielder, Mahmood, Mandelman, Melgar, Sauter, Sherrill, Walton

(Fiscal Impact; No Budget and Legislative Analyst Report)

ADOPTED AS AMENDED by the following vote:

Ayes: 11 - Chan, Chen, Dorsey, Engardio, Fielder, Mahmood, Mandelman, Melgar, Sauter, Sherrill, Walton

250023 [Accept and Expend Grant - Federal Emergency Management Agency - California Office of Emergency Services - Engineering with Nature Working Group - \$159,900]

Sponsors: Mayor; Mandelman

Resolution authorizing the Port of San Francisco to accept and expend a grant award in the amount of \$159,900 from the United States Federal Emergency Management Agency Building Resilient Infrastructure and Communities Program through the California Office of Emergency Services to establish an Engineering with Nature Working Group for the period of January 31, 2025, through March 12, 2027. (Port)

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

Supervisor Dorsey, seconded by Supervisor Walton, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, on Page 2, Lines 8-9, by striking 'WHEREAS, Administrative Code, Section 2.6-3, requires the Budget Analyst to review legislation and report on matters that are deemed to have fiscal impact; and', Lines 13-14, by striking 'Due to the lack of a fiscal impact determination, as required by Administrative Code, Section 2.6-3, and possible fiscal impact report', Line 21, by adding 'the Project Assurances for Federal Assistance and', and Lines 21-22, by striking 'to enter into the grant agreement'; and on Page 3, Lines 3-4, by striking 'Once the fiscal impact requirements of Administrative Code, Section 2.6-3, have been resolved', and Line 7, by changing 'submitted documents' to 'complete file'. The motion carried by the following vote:

Ayes: 11 - Chan, Chen, Dorsey, Engardio, Fielder, Mahmood, Mandelman, Melgar, Sauter, Sherrill, Walton

ADOPTED AS AMENDED by the following vote:

Ayes: 11 - Chan, Chen, Dorsey, Engardio, Fielder, Mahmood, Mandelman, Melgar, Sauter, Sherrill, Walton

250025 [Accept and Expend Grant - Retroactive - United States Department of Energy - Building Performance Standard: Adoption, Enforcement and Equitable Support, and Preparation for Regional Adoption - \$19,994,217]

Sponsors: Mayor; Mandelman

Resolution retroactively authorizing the Department of the Environment (“Environment Department”) to accept and expend a grant award of \$19,994,217 for the period from January 1, 2025, through December 31, 2033, from the United States Department of Energy, Office of State and Community Energy Programs (SCEP) for the development, adoption, and enforcement of standards to reduce energy use and carbon emissions from large existing buildings in San Francisco and Berkeley, provide supporting outreach in partnership with community-based organizations, and target and deliver technical assistance to disadvantaged communities; retroactively approving the grant agreement pursuant to Charter, Section 9.118(a); and retroactively authorizing the Director of the Environment Department to enter into amendments or modifications to the grant agreement that are necessary to effectuate the purposes of the grant agreement or this Resolution. (Environment)

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

Supervisor Chan, seconded by Supervisor Chen, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, on Page 4, Lines 8-9, by striking 'WHEREAS, Administrative Code, Section 2.6-3, requires the Budget Analyst to review legislation and report on matters that are deemed to have fiscal impact; and', Lines 12-13, by striking 'Due to the lack of a fiscal impact determination, as required by Administrative Code, Section 2.6-3, and possible fiscal impact report', and Lines 20-21, by striking 'Once the fiscal impact requirements of Administrative Code, Section 2.6-3, have been resolved'; and on Page 5, Lines 4-9, by adding 'FURTHER RESOLVED, That no new position shall be funded by this grant unless it is approved by a future amendment to the Annual Salary Ordinance by an ordinance containing the classification, duration and number of positions to be funded, and any continuing positions funded by this grant shall be identified, along with each position's authority and funding that was previously approved, prior to the Release of Reserve Hearing to be held at the Budget and Finance Committee and considered with the complete file; and, be it'. The motion carried by the following vote:

Ayes: 11 - Chan, Chen, Dorsey, Engardio, Fielder, Mahmood, Mandelman, Melgar, Sauter, Sherrill, Walton

ADOPTED AS AMENDED by the following vote:

Ayes: 11 - Chan, Chen, Dorsey, Engardio, Fielder, Mahmood, Mandelman, Melgar, Sauter, Sherrill, Walton

250026 [Accept and Expend Grant - United States Department of Energy - Clean Cities and Communities Energy and Environmental Justice Initiative - Community Engagement Liaison Cohort 2 - \$284,800]

Sponsors: Mayor; Mandelman

Resolution authorizing the Department of the Environment (“Environment Department”) to accept and expend a grant award of up to \$284,800 for the period from April 1, 2025, to March 31, 2027, from the United States Department of Energy, to hire a new Community Engagement Liaison (CEL) position for two years to support energy and environmental justice (EEJ) work for the San Francisco Clean Cities Coalition and Clean Transportation program; and authorizing the Director of the Environment Department to execute the grant agreement and enter into amendments or modifications to the grant agreement that are necessary to effectuate the purposes of the grant agreement and/or this Resolution. (Environment)

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

Supervisor Chan, seconded by Supervisor Fielder, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, on Page 4, Lines 1-3, by adding 'the Board of Supervisors delegates their authority to release these funds to the Budget and Finance Committee and', Line 4, by adding 'complete file and', and Lines 10-15, by adding 'FURTHER RESOLVED, That no new position shall be funded by this grant unless it is approved by a future amendment to the Annual Salary Ordinance by an ordinance containing the classification, duration and number of positions to be funded, and any continuing positions funded by this grant shall be identified, along with each position's authority and funding that was previously approved, prior to the Release of Reserve Hearing to be held at the Budget and Finance Committee and considered with the complete file; and, be it'. The motion carried by the following vote:

Ayes: 11 - Chan, Chen, Dorsey, Engardio, Fielder, Mahmood, Mandelman, Melgar, Sauter, Sherrill, Walton

ADOPTED AS AMENDED by the following vote:

Ayes: 11 - Chan, Chen, Dorsey, Engardio, Fielder, Mahmood, Mandelman, Melgar, Sauter, Sherrill, Walton

250028 [Accept and Expend Grant - United States Department of Education - California Department of Rehabilitation - State Vocational Rehabilitation Services Program - \$791,433]

Sponsors: Mayor; Mandelman

Resolution authorizing the Department of Public Health to accept and expend a grant in the amount of \$791,433 from the United States Department of Education through the California Department of Rehabilitation for participation in a program, entitled "State Vocational Rehabilitation Services Program," for the period of July 1, 2025, through June 30, 2028. (Public Health Department) (Fiscal Impact; No Budget and Legislative Analyst Report)

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

Supervisor Walton, seconded by Supervisor Chan, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, on Page 2, Lines 5-9, by adding 'WHEREAS, Administrative Code, Section 2.6-3, requires the Budget Analyst to review legislation and report on matters that are deemed to have fiscal impact and on January 10, 2025, the Budget and Legislative Analyst determined this matter has fiscal impact and requires a fiscal impact report be submitted prior to the legislation being heard in a fiscal committee; and', Lines 10-21, by striking 'WHEREAS, The following accompanying documents are required in a Accept and Expend package submitted to the Board of Supervisors to be placed on file with the Clerk of the Board of Supervisors in File No. 250028: 1) proposed grant resolution signed by the Department, Mayor, and Controller; 2) grant information form, including a disability checklist; 3) grant budget; 4) grant application; 5) grant award letter from funding agency; 6) ethics form 126 (if applicable); 7) contract and/or, leases (if applicable), or agreements (if applicable); 8) grant agreement; 9) and other forms (if applicable); and WHEREAS, DPH submits with this resolution all of the above-listed required documents that are applicable to this grant, including the grant information form, with disability checklist, grant budget, grant application, and the grant award letter from the funding agency; with the exception of the grant agreement, as the grant agreement has not yet been received and will be submitted for inclusion in the Board File once received; now therefore, be it', and Lines 22-23, by changing 'incomplete documentation in the Accept and Expend submission' to 'the lack of a fiscal impact report, as required by Administrative Code, Section 2.6-3,'; and on Page 3, Lines 1-2, by changing 'all outstanding documents have been submitted' to 'the fiscal impact requirements of Administrative Code, Section 2.6-3, have been resolved', Lines 2-4, by adding 'the Board of Supervisors delegates their authority to release these funds to the Budget and Finance Committee and', and Lines 13-18, by adding 'FURTHER RESOLVED, That no new position shall be funded by this grant unless it is approved by a future amendment to the Annual Salary Ordinance by an ordinance containing the classification, duration and number of positions to be funded, and any continuing positions funded by this grant shall be identified, along with each position's authority and funding that was previously approved, prior to the Release of Reserve Hearing to be held at the Budget and Finance Committee and considered with the complete file; and, be it'. The motion carried by the following vote:

Ayes: 11 - Chan, Chen, Dorsey, Engardio, Fielder, Mahmood, Mandelman, Melgar, Sauter, Sherrill, Walton

(Fiscal Impact; No Budget and Legislative Analyst Report)

ADOPTED AS AMENDED by the following vote:

Ayes: 11 - Chan, Chen, Dorsey, Engardio, Fielder, Mahmood, Mandelman, Melgar, Sauter, Sherrill, Walton

250030 [Accept and Expend Grant - United States Department of Transportation - Boosting Charging by 30% for San Francisco Residents - \$14,996,876]**Sponsors: Mayor; Mandelman**

Resolution authorizing the Department of the Environment (“Environment Department”) to accept and expend a grant award of \$14,996,876 for an anticipated term of up to eight years beginning in the first half of calendar year 2025, from the United States Department of Transportation, Federal Highway Administration for the development and deployment of up to 300 electric vehicle charging stations in San Francisco, for related outreach and education, and for evaluation of the project as submitted in the application, entitled “Boosting Charging by 30% for San Francisco Residents”; and delegating authority under Charter, Section 9.118(a), to the Director of the San Francisco Environment Department to approve a grant agreement between the City, acting by and through the Environment Department, and the Department of Transportation, for an anticipated term of up to eight years beginning in the first half of calendar year 2025, from February 1, 2025, through January 31, 2032, and for a total not to exceed amount of \$14,996,876. (Environment)
(Fiscal Impact; No Budget and Legislative Analyst Report)

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

Supervisor Chan, seconded by Supervisor Sauter, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, on Page 3, Lines 15-19, by adding 'WHEREAS, Administrative Code, Section 2.6-3, requires the Budget Analyst to review legislation and report on matters that are deemed to have fiscal impact and on January 10, 2025, the Budget and Legislative Analyst determined this matter has fiscal impact and requires a fiscal impact report be submitted prior to the legislation being heard in a fiscal committee; and'; on Page 4, Line 6, by adding 'award letter;', Lines 6-7, by striking 'grant award letter from the funding agency and', Line 7, by striking 'award letter and', Lines 11-12, by adding 'the lack of a fiscal impact report, as required by Administrative Code, Section 2.6-3, and', Lines 15-16, by adding 'the fiscal impact requirements of Administrative Code, Section 2.6-3, have been resolved and', Lines 16-18, by adding 'the Board of Supervisors delegates their authority to release these funds to the Budget and Finance Committee and', and Line 19, by adding 'complete file and'; and on Page 5, Lines 1-6, by adding 'FURTHER RESOLVED, That no new position shall be funded by this grant unless it is approved by a future amendment to the Annual Salary Ordinance by an ordinance containing the classification, duration and number of positions to be funded, and any continuing positions funded by this grant shall be identified, along with each position's authority and funding that was previously approved, prior to the Release of Reserve Hearing to be held at the Budget and Finance Committee and considered with the complete file; and, be it'. The motion carried by the following vote:

Ayes: 11 - Chan, Chen, Dorsey, Engardio, Fielder, Mahmood, Mandelman, Melgar, Sauter, Sherrill, Walton

(Fiscal Impact; No Budget and Legislative Analyst Report)

ADOPTED AS AMENDED by the following vote:

Ayes: 11 - Chan, Chen, Dorsey, Engardio, Fielder, Mahmood, Mandelman, Melgar, Sauter, Sherrill, Walton

250032 [Accept and Expend Grant - Retroactive - The California Department of Health Care Services - CalAIM JI PATH Round 2 Funding - San Francisco - \$223,673]**Sponsors: Mayor; Mandelman**

Resolution retroactively authorizing the Department of Human Services to accept and expend a grant increase in the amount of \$56,131 for a new total amount of \$223,673 from the California Department of Health Care Services for participation in the statewide program entitled "CalAIM JI PATH Round 2 Funding - San Francisco," for the period of May 26, 2023, through October 31, 2024. (Human Services Agency)

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

Supervisor Chan, seconded by Supervisor Dorsey, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, on Page 2, Lines 1-2, by striking 'WHEREAS, Administrative Code, Section 2.6-3, requires the Budget Analyst to review legislation and report on matters that are deemed to have fiscal impact; and', Lines 6-7, by striking 'Due to the lack of a fiscal impact determination, as required by Administrative Code, Section 2.6-3, and possible fiscal impact report', Lines 15-16, by striking 'Once the fiscal impact requirements of Administrative Code, Section 2.6-3 have been resolved', and Line 19, by changing 'submitted documents' to 'complete file'; and on Page 3, Lines 1-6, by adding 'FURTHER RESOLVED, That no new position shall be funded by this grant unless it is approved by a future amendment to the Annual Salary Ordinance by an ordinance containing the classification, duration and number of positions to be funded, and any continuing positions funded by this grant shall be identified, along with each position's authority and funding that was previously approved, prior to the Release of Reserve Hearing to be held at the Budget and Finance Committee and considered with the complete file; and, be it'. The motion carried by the following vote:

Ayes: 11 - Chan, Chen, Dorsey, Engardio, Fielder, Mahmood, Mandelman, Melgar, Sauter, Sherrill, Walton

ADOPTED AS AMENDED by the following vote:

Ayes: 11 - Chan, Chen, Dorsey, Engardio, Fielder, Mahmood, Mandelman, Melgar, Sauter, Sherrill, Walton

250033 [Accept and Expend Grant - Metropolitan Transportation Commission - Visitation Avenue Pedestrian and Bicycle Safety Improvement Project - \$750,000]**Sponsors: Mayor; Mandelman**

Resolution authorizing the Recreation and Park Department (RPD) to accept and expend grant funds in the amount of \$750,000 from the Metropolitan Transportation Commission (MTC) for the Visitation Avenue Bicycle and Pedestrian Safety Improvement Project for a grant performance period from Grant contract execution through August 30, 2029; approving the Grant contract with MTC that requires RPD to operate and maintain the project for a period of 20-years, commencing upon project completion, pursuant to Charter, Section 9.118(b); and authorizing the RPD General Manager to enter into amendments or modifications to the Grant contract that do not materially increase the obligations or liabilities to the City and are necessary to effectuate the purposes of the Grant contract or this Resolution. (Recreation and Park Department)

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

Supervisor Chan, seconded by Supervisor Fielder, moved that this Resolution be REFERRED to the Budget and Finance Committee. The motion carried by the following vote:

Ayes: 11 - Chan, Chen, Dorsey, Engardio, Fielder, Mahmood, Mandelman, Melgar, Sauter, Sherrill, Walton

250035 [Accept and Expend Grant - United States Department of Transportation - Rebuilding American Infrastructure with Sustainability and Equity Program - \$20,000,000]

Sponsors: Mayor; Mandelman

Resolution authorizing San Francisco Public Works to accept and expend a \$20,000,000 grant award from the Rebuilding American Infrastructure with Sustainability and Equity (RAISE) Program of the United States Department of Transportation to fund the Bayview Connections: Phase 1 Harney Way Bus Rapid Transit (BRT) and Cycletrack Project, which includes transit and active transportation improvements such as roadway widening, dedicated Bus Rapid Transit lanes, protected cycle tracks, and pedestrian infrastructure; approving the grant agreement pursuant to Charter, Section 9.118(a); effective upon approval of this Resolution through December 31, 3031; and affirming the Planning Department's determination under the California Environmental Quality Act. (Public Works)

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

Supervisor Chan, seconded by Supervisor Fielder, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, on Page 4, Lines 16-17, by striking 'WHEREAS, Administrative Code, Section 2.6-3, requires the Budget Analyst to review legislation and report on matters that are deemed to have fiscal impact; and'; and on Page 5, Lines 5-6, by striking 'the lack of a fiscal impact determination, as required by Administrative Code, Section 2.6-3, and possible fiscal impact report', Lines 18-19, by striking 'and the fiscal impact requirements of Administrative Code, Section 2.6-3, have been resolved', and Line 22, by adding 'complete file and'. The motion carried by the following vote:

Ayes: 11 - Chan, Chen, Dorsey, Engardio, Fielder, Mahmood, Mandelman, Melgar, Sauter, Sherrill, Walton

ADOPTED AS AMENDED by the following vote:

Ayes: 11 - Chan, Chen, Dorsey, Engardio, Fielder, Mahmood, Mandelman, Melgar, Sauter, Sherrill, Walton

CALLED FROM COMMITTEE

The Board of Supervisors approved Motion No. M25-001 (File No. 250037 under the For Adoption Without Committee Reference Agenda on the same day) and called File Nos. 241131, 241174, 241176, 241199, 241216, and 241217 from the Budget and Finance Committee to be heard at the Committee of the Whole (File No. 250038).

241131 [Accept and Expend Grant - Retroactive - The California Department of Social Services - Refugee Support Services Funding - San Francisco - \$832,804]

Sponsor: Mayor

Resolution retroactively authorizing the Department of Human Services to accept and expend a grant increase in the amount of \$722,420 for a total amount of \$832,804 from the Federal Office of Refugee Resettlement for participation in a program, entitled "Refugee Support Services (RSS) Funding - San Francisco," for the period of October 1, 2023, through September 30, 2026. (Human Services Agency)

Supervisor Walton, seconded by Supervisor Dorsey, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, on Page 2, Lines 5-7, by adding 'RESOLVED, The funds accepted for this grant shall be placed into the Board of Supervisors' reserve until released; and, be it FURTHER', Lines 8, by striking 'and expend', and Lines 11-17, by adding 'FURTHER RESOLVED, The Board of Supervisors delegates their authority to release these funds to the Budget and Finance Committee and the Clerk of the Board is directed to schedule a hearing at the Budget and Finance Committee to duly review the complete file and consider the release of the funds to the Human Services Agency; and, be it FURTHER RESOLVED, That the Human Services Agency shall be hereby authorized to expend the grant award of \$832,804 upon the release of funds from the Board of Supervisors' Reserve; and, be it'. The motion carried by the following vote:

Ayes: 11 - Chan, Chen, Dorsey, Engardio, Fielder, Mahmood, Mandelman, Melgar, Sauter, Sherrill, Walton

ADOPTED AS AMENDED by the following vote:

Ayes: 11 - Chan, Chen, Dorsey, Engardio, Fielder, Mahmood, Mandelman, Melgar, Sauter, Sherrill, Walton

241174 [Accept and Expend Grant - Retroactive - California Department of Parks and Recreation - Twin Peaks Promenade Project - \$1,493,692]**Sponsors: Mayor; Mandelman and Melgar**

Resolution retroactively authorizing the Recreation and Park Department (RPD) to accept and expend grant funds in the amount of \$1,493,692 from the California Department of Parks and Recreation (CDPR) for the Twin Peaks Promenade Project, for a grant performance period from September 20, 2024, through March 15, 2027; approve the Grant contract with CDPR that requires RPD to operate and maintain the project for a period of 20 years commencing upon project completion, pursuant to Charter, Section 9.118(b); and to authorize the RPD General Manager to enter into amendments or modifications to the Grant contract that do not materially increase the obligations or liabilities to the City and are necessary to effectuate the purposes of the Grant contract or this Resolution. (Recreation and Park Department)
(Fiscal Impact; No Budget and Legislative Analyst Report)

Supervisor Walton, seconded by Supervisor Sherrill, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, on Page 2, Line 20, through Page 3, Line 4, by adding 'WHEREAS, Administrative Code, Section 2.6-3, requires the Budget Analyst to review legislation and report on matters that are deemed to have fiscal impact and the Budget and Legislative Analyst determined this matter has fiscal impact and requires a fiscal impact report be submitted prior to the legislation being heard in a fiscal committee; now, therefore, be it RESOLVED, Due to the lack of a fiscal impact report, as required by Administrative Code, Section 2.6-3, the funds accepted for this grant shall be placed into the Board of Supervisors' reserve until released; and, be it FURTHER', Line 5, by striking 'and expend', and Lines 10-18, by adding 'FURTHER RESOLVED, Once the fiscal impact requirements of Administrative Code, Section 2.6-3, have been resolved, the Board of Supervisors delegates their authority to release these funds to the Budget and Finance Committee and the Clerk of the Board is directed to schedule a hearing at the Budget and Finance Committee to duly review the complete file and consider the release of the funds to the Recreation and Park Department; and, be it FURTHER RESOLVED, That the Recreation and Park Department shall be hereby authorized to expend the grant award of \$1,493,692 upon the release of funds from the Board of Supervisors' Reserve; and, be it'. The motion carried by the following vote:

Ayes: 11 - Chan, Chen, Dorsey, Engardio, Fielder, Mahmood, Mandelman, Melgar, Sauter, Sherrill, Walton
(Fiscal Impact; No Budget and Legislative Analyst Report)

ADOPTED AS AMENDED by the following vote:

Ayes: 11 - Chan, Chen, Dorsey, Engardio, Fielder, Mahmood, Mandelman, Melgar, Sauter, Sherrill, Walton

241176 [Accept and Expend Grant - Retroactive - Centers for Disease Control and Prevention - Strengthening STD Prevention and Control for Health Departments (STD PCHD) - \$13,635,302]

Sponsors: Mayor; Mandelman and Dorsey

Resolution retroactively authorizing the Department of Public Health to accept and expend a grant increase in the amount of \$1,212,299 for a total grant amount of \$13,635,302 from the Centers for Disease Control and Prevention for participation in a program, entitled "Strengthening STD Prevention and Control for Health Departments (STD PCHD)," for the period of January 1, 2019, through February 28, 2026. (Public Health Department)

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

Supervisor Chan, seconded by Supervisor Sherrill, moved that this Resolution be **AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE**, on Page 1, Lines 8-9, by adding 'and approving the Notice of Award agreement pursuant to Charter, Section 9.118(a)', Lines 12-13, by changing 'in the amount of \$13,635,302 for participation' to 'to participate', Line 18, by striking 'Coronavirus disease 2019 (COVID-19) and other'; on Page 2, Lines 5-7, by adding 'WHEREAS, Charter, Section 9.118(a), requires Board of Supervisors' approval by Resolution of any contract, which when entered into has anticipated revenue of \$1 million dollars or more; and', Lines 16-18, by adding 'RESOLVED, The funds accepted for this grant shall be placed into the Board of Supervisors' reserve until released; and, be it FURTHER', Line 18-19, by striking 'and expend', Line 19, by changing 'in the' to 'increase of \$1,212,299 for a total'; on Page 2, Line 21, through Page 3, Line 5, by changing 'FURTHER RESOLVED, That DPH is hereby authorized to retroactively accept and expend the grant funds pursuant to Administrative Code, Section 10.170-1; and, be it' to 'FURTHER RESOLVED, The Board of Supervisors delegates their authority to release these funds to the Budget and Finance Committee and the Clerk of the Board is directed to schedule a hearing at the Budget and Finance Committee to duly review the complete file and consider the release of the funds to the Department of Public Health; and, be it FURTHER RESOLVED, That the Department of Public Health shall be hereby authorized to expend the grant award of \$13,635,302 upon the release of funds from the Board of Supervisors' Reserve; and, be it'; and on Page 3, Lines 6-8, by changing 'That the Director of Health is authorized to enter into the Agreement on behalf of the City.' to 'That under Charter, Section 9.118(a), the Board of Supervisors approves the Notice of Award agreement for these funds.' The motion carried by the following vote:

Ayes: 11 - Chan, Chen, Dorsey, Engardio, Fielder, Mahmood, Mandelman, Melgar, Sauter, Sherrill, Walton

Resolution retroactively authorizing the Department of Public Health to accept and expend a grant increase in the amount of \$1,212,299 for a total grant amount of \$13,635,302 from the Centers for Disease Control and Prevention for participation in a program, entitled "Strengthening STD Prevention and Control for Health Departments (STD PCHD)," for the period of January 1, 2019, through February 28, 2026; and approving the Notice of Award agreement pursuant to Charter, Section 9.118(a). (Public Health Department)

ADOPTED AS AMENDED by the following vote:

Ayes: 11 - Chan, Chen, Dorsey, Engardio, Fielder, Mahmood, Mandelman, Melgar, Sauter, Sherrill, Walton

241199 [Accept and Expend Grant - Retroactive - National Institutes of Health - University of Texas Southwestern Medical Center - NIDA Clinical Trials Network: Big South/West Node - \$104,508]

Sponsors: Mayor; Dorsey

Resolution retroactively authorizing the Department of Public Health to accept and expend a grant increase in the amount of \$13,431 from the National Institutes of Health through the University of Texas Southwestern Medical Center, for a new total amount of \$104,508 for participation in a program, entitled "NIDA Clinical Trials Network: Big South/West Node," for the period of April 1, 2022, through February 28, 2025. (Public Health Department)

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

Supervisor Chan, seconded by Supervisor Fielder, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, on Page 2, Lines 14-15, by adding 'RESOLVED, The funds accepted for this grant shall be placed into the Board of Supervisors' reserve until released; and, be it FURTHER', and Lines 16-17, by striking 'and expend'; and on Page 2, Line 18, through Page 3, Line 2, by changing 'FURTHER RESOLVED, That DPH is hereby authorized to retroactively accept and expend the grant funds pursuant to Administrative Code, Section 10.170-1; and, be it' to 'FURTHER RESOLVED, The Board of Supervisors delegates their authority to release these funds to the Budget and Finance Committee and the Clerk of the Board is directed to schedule a hearing at the Budget and Finance Committee to duly review the complete file and consider the release of the funds to the Department of Public Health; and, be it FURTHER RESOLVED, That the Department of Public Health shall be hereby authorized to expend the grant award of \$104,508 upon the release of funds from the Board of Supervisors' Reserve; and, be it'. The motion carried by the following vote:

Ayes: 11 - Chan, Chen, Dorsey, Engardio, Fielder, Mahmood, Mandelman, Melgar, Sauter, Sherrill, Walton

ADOPTED AS AMENDED by the following vote:

Ayes: 11 - Chan, Chen, Dorsey, Engardio, Fielder, Mahmood, Mandelman, Melgar, Sauter, Sherrill, Walton

241216 [Accept and Expend Grant - Retroactive - Department of Justice - Comprehensive Opioid, Stimulant, and Substance Use Site-Based Program - \$1,600,000]**Sponsors: Mayor; Dorsey**

Resolution retroactively authorizing the Department of Public Health to accept and expend a grant in the amount of \$1,600,000 from the Department of Justice for participation in a program entitled, "Comprehensive Opioid, Stimulant, and Substance Use Site-Based Program," for the period of October 1, 2024, through September 30, 2027. (Public Health Department)

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

Supervisor Mahmood, seconded by Supervisor Chan, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE, on Page 1, Lines 7-10, by adding 'and delegating authority under Charter, Section 9.118(a), to the Director of Health to approve a Grant Agreement between the City, acting by and through the Department of Public Health, and the Department of Justice, for a term of three years from October 1, 2024 to September 30, 2027, and for a total not to exceed amount of \$1,600,000', Lines 16-17, by changing 'Data-driven Health Systems Change for Prevention (DHSCP)' to 'Comprehensive Opioid, Stimulant, and Substance Use Site-Based Program'; on Page 2, Lines 11-13, by adding 'RESOLVED, The funds accepted for this grant shall be placed into the Board of Supervisors' reserve until released; and, be it FURTHER', Lines 13-14, by striking 'and expend', Lines 15-23, by changing 'FURTHER RESOLVED, That DPH is hereby authorized to retroactively accept and expend the grant funds pursuant to Administrative Code, Section 10.170-1; and, be it' to 'FURTHER RESOLVED, The Board of Supervisors delegates their authority to release these funds to the Budget and Finance Committee and the Clerk of the Board is directed to schedule a hearing at the Budget and Finance Committee to duly review the complete file and consider the release of the funds to the Department of Public Health; and, be it FURTHER RESOLVED, That the Department of Public Health shall be hereby authorized to expend the grant award of \$1,600,000 upon the release of funds from the Board of Supervisors' Reserve; and, be it'; and on Page 2, Line 24, through Page 3, Line 10, by changing 'FURTHER RESOLVED, That the Director of Health is authorized to enter into the Agreement on behalf of the City.' to 'FURTHER RESOLVED, That the Board of Supervisors hereby delegates authority under Charter, Section 9.118(a), to the Director of Health to approve the Grant Agreement with the Department of Justice for use of these grant funds with a total not to exceed amount of \$1,600,000, for a term of three years from October 1, 2024 to September 30, 2027, for implementation of the program, entitled "Comprehensive Opioid, Stimulant, and Substance Use Site-Based Program"; and, be it FURTHER RESOLVED, That within 30 days of the Grant Agreement being fully executed by all parties, the Department of Public Health shall submit to the Clerk of the Board of Supervisors a completely executed copy for inclusion in File No. 241216. This requirement and obligation resides with the Department, and is for purposes of having a complete file only, and in no manner affects the validity of approved Grant Agreement.' The motion carried by the following vote:

Ayes: 11 - Chan, Chen, Dorsey, Engardio, Fielder, Mahmood, Mandelman, Melgar, Sauter, Sherrill, Walton

Resolution retroactively authorizing the Department of Public Health to accept and expend a grant in the amount of \$1,600,000 from the Department of Justice for participation in a program entitled, "Comprehensive Opioid, Stimulant, and Substance Use Site-Based Program," for the period of October 1, 2024, through September 30, 2027; and delegating authority under Charter, Section 9.118(a), to the Director of Health to approve a Grant Agreement between the City, acting by and through the Department of Public Health, and the Department of Justice, for a term of three years from October 1, 2024 to September 30, 2027, and for a total not to exceed amount of \$1,600,000. (Public Health Department)

ADOPTED AS AMENDED by the following vote:

Ayes: 11 - Chan, Chen, Dorsey, Engardio, Fielder, Mahmood, Mandelman, Melgar, Sauter, Sherrill, Walton

241217 [Accept and Expend Grant - Environmental Protection Agency - Clean Ports Program - \$55,386,000]**Sponsors: Mayor; Dorsey and Walton**

Resolution authorizing the Port of San Francisco, contingent on Port Commission approval, to apply for, accept, expend a grant award in the amount of \$55,386,000 from the United States Environmental Protection Agency (EPA), to fund the San Francisco Waterfront Emissions-Free Ferry System for the period of January 1, 2025, through December 31, 2028. (Port)
(Fiscal Impact; No Budget and Legislative Analyst Report)

Supervisor Chan, seconded by Supervisor Sauter, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE, on Page 1, Line 1, by striking 'Apply for', Line 4 by striking 'apply for' and adding 'and'; on Page 3, Lines 18-24, by adding 'WHEREAS, Administrative Code, Section 2.6-3, requires the Budget Analyst to review legislation and report on matters that are deemed to have fiscal impact and the Budget and Legislative Analyst determined this matter has fiscal impact and requires a fiscal impact report be submitted prior to the legislation being heard in a fiscal committee; now, therefore, be it RESOLVED, Due to the lack of a fiscal impact report, as required by Administrative Code, Section 2.6-3, the funds accepted for this grant shall be placed into the Board of Supervisors' reserve until released; and, be it'; and on Page 4, Line 1, by adding 'FURTHER', Line 2, by striking 'and expend', and Lines 5-12, by adding 'FURTHER RESOLVED, Once the fiscal impact requirements of Administrative Code, Section 2.6-3, have been resolved, the Board of Supervisors delegates their authority to release these funds to the Budget and Finance Committee and the Clerk of the Board is directed to schedule a hearing at the Budget and Finance Committee to duly review the complete file and consider the release of the funds to the Port; and, be it FURTHER RESOLVED, That the Port shall be hereby authorized to expend the grant award of \$55,386,000 upon the release of funds from the Board of Supervisors' Reserve; and, be it'. The motion carried by the following vote:

Ayes: 11 - Chan, Chen, Dorsey, Engardio, Fielder, Mahmood, Mandelman, Melgar, Sauter, Sherrill, Walton

Resolution authorizing the Port of San Francisco, contingent on Port Commission approval, to accept and expend a grant award in the amount of \$55,386,000 from the United States Environmental Protection Agency (EPA), to fund the San Francisco Waterfront Emissions-Free Ferry System for the period of January 1, 2025, through December 31, 2028. (Port)
(Fiscal Impact; No Budget and Legislative Analyst Report)

ADOPTED AS AMENDED by the following vote:

Ayes: 11 - Chan, Chen, Dorsey, Engardio, Fielder, Mahmood, Mandelman, Melgar, Sauter, Sherrill, Walton

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

Thierry Fill; expressed concerns regarding behavior and consequences.

Daniel Landry; expressed concerns regarding the closure of a grocery store in the Fillmore neighborhood.

Speaker; expressed concerns regarding the closure of a grocery store in the Fillmore neighborhood.

David Robinson; welcomed and congratulated the new Members of the Board.

Francisco Da Costa; expressed concerns regarding the closure of a grocery store in the Fillmore neighborhood.

John McAfee; expressed concerns regarding Laguna Honda Hospital and certain reports.

Speaker; shared his personal experiences at homeless shelters and with the drug crisis.

Speaker; expressed concerns regarding the mismanagement of funding.

Harris; expressed concerns regarding the closure of a grocery store in the Fillmore neighborhood.

Rory; shared his personal experience being attacked at a homeless shelter.

Sala Haquekyah-Chandler; shared a certificate of acknowledgement and spoke on the murder of her son.

Speaker; expressed concerns regarding the closure of a grocery store in the Fillmore neighborhood.

Marlene Morgan; congratulated the new Members of the Board and expressed concerns.

Speaker; expressed concerns regarding the closure of a grocery store in the Fillmore neighborhood.

Bayard Fong; expressed concerns regarding the closure of a grocery store in the Fillmore neighborhood.

Larry Mark; expressed concerns regarding the closure of a grocery store in the Fillmore neighborhood.

Speaker; expressed concerns regarding the closure of a grocery store in the Fillmore neighborhood.

Ace Washington; welcomed the new Members of the Board and expressed concerns regarding the closure of a grocery store in the Fillmore neighborhood.

Leonard Chrisley; expressed concerns regarding the need to assist the San Francisco Patrol Special Police.

Kenny Robison; expressed concerns regarding the need to assist the San Francisco Patrol Special Police.

Mark Alexander; expressed concerns regarding the need to assist the San Francisco Patrol Special Police.

Jeffrey Galbrea; expressed concerns regarding the need to assist the San Francisco Patrol Special Police.

Dustin Briggs; expressed concerns regarding the need to assist the San Francisco Patrol Special Police.

Julio Lopez; expressed concerns regarding the need to assist the San Francisco Patrol Special Police.

Josephine Zhao; congratulated the new Members of the Board and the President, and expressed concerns regarding the Great Highway.

Reverend Amos Brown; expressed concerns regarding the closure of a grocery store in the Fillmore neighborhood.

Ken Johnson; expressed concerns regarding the closure of a grocery store in the Fillmore neighborhood.

Darius Fields; expressed concerns regarding the need to assist the San Francisco Patrol Special Police.

Speaker; expressed concerns regarding taxi medallion holders and the Municipal Transportation Agency.

Andy Carmen; expressed concerns regarding the closure of a grocery store in the Fillmore neighborhood.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

241218 [Approval of a 90-Day Extension for Planning Commission Review of Window Replacement Standards (File No. 241021)]

Sponsor: Melgar

Resolution extending by 90 days the prescribed time within which the Planning Commission may render its decision on an Ordinance (File No. 241021) amending the Planning Code to limit restrictions on window replacement projects in certain buildings; 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.

ADOPTED

250037 [Committee of the Whole - Accept and Expend Resolutions for Federal Grants - January 14, 2025, at 3:00 p.m.]

Sponsor: Mandelman

Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on January 14, 2025, at 3:00 p.m., to hold a public hearing to consider 15 urgent accept and expend resolutions, authorizing the Port of San Francisco, Department of Public Works, Department of Environment, Department of Public Health, Recreation and Park Department, and the Human Services Agency, contingent on approval, accept, and expend grant awards from agencies of the federal government in various amounts and for a variety of purposes and projects; and calling from the Budget and Finance Committee Board File Nos. 241131, 241174, 241217, 241216, 241176, and 241199 to the Committee of the Whole for consideration on January 14, 2025.

Motion No. M25-001

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Chan, Chen, Dorsey, Engardio, Fielder, Mahmood, Mandelman, Melgar, Sauter, Sherrill, 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 ORDINANCES

241150 [Business and Tax Regulations Code - Voluntary Disclosure Program; Fee for Advance Determinations]

Ordinance amending the Business and Tax Regulations Code to authorize the Tax Collector to waive taxes, penalties, and/or interest under a program ending December 31, 2027, that allows unregistered taxpayers to voluntarily disclose and pay back taxes; and to authorize the Tax Collector to collect fees through December 31, 2027, for reviewing applications for and providing advance determinations to taxpayers. (Treasurer-Tax Collector)

11/25/24; RECEIVED FROM DEPARTMENT.

12/03/24; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 1/2/2025.

01/14/25; SUBSTITUTED AND ASSIGNED to Budget and Finance Committee.

250001 [Business and Tax Regulations Code - Empty Homes Tax Suspension Pending Litigation]

Ordinance amending the Business and Tax Regulations Code to suspend the Empty Homes Tax pending a final decision in Eric Debbane, et al. v. City & County of San Francisco, et al., San Francisco Superior Court Case No. CGC-23-604600, retroactive to January 1, 2024, and to reinstate that tax so that the tax first applies in the tax year immediately following the calendar year of that final decision. (Treasurer-Tax Collector)

(In accordance with Section 2961 of Article 29A of the Business and Tax Regulations Code, passage of this ordinance by the Board of Supervisors requires an affirmative vote of two-thirds of the Board of Supervisors.)

12/16/24; RECEIVED FROM DEPARTMENT.

01/14/25; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 2/13/2025.

250002 [Business and Tax Regulations Code - Parking Tax Reporting Requirement]

Ordinance amending the Business and Tax Regulations Code to remove the requirement that parking operators certify and report periodically to the City the ratio of their unaccounted parking tickets to total issued tickets for each parking station for the reporting period. (Treasurer-Tax Collector)

01/06/25; RECEIVED FROM DEPARTMENT.

01/14/25; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 2/13/2025.

250003 [General Plan - Central SoMa and Transit Center District Commercial Development Requirements]

Ordinance amending the General Plan to reduce commercial development requirements in the Central SoMa Area Plan and the Transit Center District SubArea Plan areas; 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 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: December 30, 2024)

12/30/24; RECEIVED FROM DEPARTMENT.

01/14/25; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 2/13/2025.

250004 [Settlement of Lawsuit - Vincent Keith Bell - \$825,000]

Ordinance authorizing settlement of the lawsuit filed by Vincent Keith Bell against the City and County of San Francisco for \$825,000; the lawsuit was filed on February 26, 2018, in United States District Court, Case No. 18-cv-01245-SI; entitled Vincent Keith Bell v. City and County of San Francisco, et al.; the lawsuit involves alleged civil rights violations. (City Attorney)

12/30/24; RECEIVED FROM DEPARTMENT.

01/14/25; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

250005 [Settlement of Lawsuit - Javier Grajeda - \$30,000]

Ordinance authorizing settlement of the lawsuit filed by Javier Grajeda against the City and County of San Francisco for \$30,000; the lawsuit was filed on April 6, 2021, in San Francisco, Case No. CGC-21-590836; entitled Javier Grajeda v. City and County of San Francisco, et al.; the lawsuit involves alleged personal injury from vehicle collision and an associated workers' compensation lien. (City Attorney)

12/30/24; RECEIVED FROM DEPARTMENT.

01/14/25; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

250006 [Settlement of Lawsuit - Marvella Branner - \$110,000]

Ordinance authorizing settlement of the lawsuit filed by Marvella Branner against the City and County of San Francisco for \$110,000; the lawsuit was filed on January 25, 2023, in San Francisco Superior Court, Case No. CGC-23-604225; entitled Marvella Branner v. City and County of San Francisco; the lawsuit involves an alleged personal injury on a City sidewalk. (City Attorney)

12/30/24; RECEIVED FROM DEPARTMENT.

01/14/25; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

250007 [Settlement of Lawsuit - Matthew Gyves - \$500,000]

Ordinance authorizing settlement of the lawsuit filed by Matthew Gyves against the City and County of San Francisco for \$500,000; the lawsuit was filed on November 2, 2023, in San Francisco Superior Court, Case No. CGC-23-610147; entitled Matthew Gyves v. City and County of San Francisco, et al.; the lawsuit involves alleged personal injury arising from an incident on April 3, 2023, in which Mr. Gyves sustained significant injuries when he was thrown from his bike after hitting a pothole on 15th Street in San Francisco. (City Attorney)

12/30/24; RECEIVED FROM DEPARTMENT.

01/14/25; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

250008 [Settlement of Lawsuit - John Pugh - \$60,000]

Ordinance authorizing settlement of the lawsuit filed by John Pugh against the City and County of San Francisco for \$60,000; the lawsuit was filed on December 22, 2022, in San Francisco Superior Court, Case No. CGC-22-603655; entitled John Pugh v. City and County of San Francisco, et al.; the lawsuit involves alleged personal injury from a vehicle collision. (City Attorney)

12/31/24; RECEIVED FROM DEPARTMENT.

01/14/25; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

250009 [Settlement of Lawsuit - Latoya Starks and Sanvada Kitcher - \$2,880,000]

Ordinance authorizing settlement of the lawsuit filed by Latoya Starks and Sanvada Kitcher against the City and County of San Francisco for \$2,880,000; the lawsuit was filed on December 8, 2021, in United States District Court for the Northern District of California, Case No. 21-cv-09500; entitled Markwhan Kitcher-Tucker, et al. v. City and County of San Francisco, et al.; the lawsuit involves an allegation of wrongful death of a pretrial detainee due to negligent supervision. (City Attorney)

01/02/25; RECEIVED FROM DEPARTMENT.

01/14/25; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

PROPOSED RESOLUTIONS

250010 [Settlement of Unlitigated Claim - Nordstrom, Inc. - \$36,548.39 Plus Interest]

Resolution approving the settlement of the unlitigated claim filed by Nordstrom, Inc. against the City and County of San Francisco for \$36,548.39 plus statutory interest; the claim was filed on August 22, 2024; the claim involves a refund of property taxes. (City Attorney)

12/10/24; RECEIVED FROM DEPARTMENT.

01/14/25; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

250011 [Settlement of Unlitigated Claims - Twilio Inc. and Segment.io, Inc. - \$101,291.38]

Resolution approving the settlement of the unlitigated claims filed by Twilio Inc. and Segment.io, Inc. against the City and County of San Francisco for \$101,291.38; the claims were filed on April 25, 2024; the claims involve a refund of gross receipts taxes. (City Attorney)

12/10/24; RECEIVED FROM DEPARTMENT.

01/14/25; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

250012 [Settlement of Unlitigated Claim - Joanna Lei - \$35,491]

Resolution approving the settlement of the unlitigated claim filed by Joanna Lei against the City and County of San Francisco for \$35,491; the claim was filed on October 8, 2024; the claim involves property damage arising from flooding alleged to be caused by a water main rupture. (City Attorney)

12/30/24; RECEIVED FROM DEPARTMENT.

01/14/25; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

250013 [Settlement of Unlitigated Claim - Peter Dumanian - \$88,000]

Resolution approving the settlement of the unlitigated claim filed by Peter Dumanian against the City and County of San Francisco for \$88,000; the claim was filed on June 24, 2024; the claim involves property damage arising from flooding alleged to be caused by a water main rupture. (City Attorney)

12/30/24; RECEIVED FROM DEPARTMENT.

01/14/25; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

250014 [Settlement of Unlitigated Claim - 180 Post Street, LLC - \$66,858]

Resolution approving the settlement of the unlitigated claim filed by 180 Post Street, LLC against the City and County of San Francisco for \$66,858; the claim was filed on June 20, 2024; the claim involves property damage arising from flooding alleged to be caused by a water main rupture. (City Attorney)

12/30/24; RECEIVED FROM DEPARTMENT.

01/14/25; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

250015 [Grant Agreement - Retroactive - Young Community Developers - Black to the Future and School Site Mentoring Program - Not to Exceed \$12,422,660]

Resolution retroactively approving a Grant Agreement between the City and County of San Francisco, acting by and through the Department of Children, Youth and Their Families ("DCYF"), and Young Community Developers for the following programs: Black to the Future and the School Site Mentoring Program, for a term of five years from July 1, 2024, through June 30, 2029, and for a total not to exceed amount of \$12,422,660; and to authorize Department of Children, Youth and Families to enter into amendments or modifications to the Agreement that do not materially increase the obligations or liabilities to the City and are necessary to effectuate the purposes of the Agreement or this Resolution. (Department of Children, Youth & Their Families)

12/10/24; RECEIVED FROM DEPARTMENT.

01/14/25; RECEIVED AND ASSIGNED to Budget and Finance Committee.

250016 [Grant Agreement Amendment - Bay Area Community Resources - Various Programs - Not to Exceed \$10,473,540]

Resolution approving the first amendment to the Agreement between the City, acting by and through the Department of Children, Youth and Their Families, and Bay Area Community Resources for the following programs: Sunset Media Wave; ReSET Justice Collaborative; YouthLine Technology Pathway; and Career Pathways for Undocumented Youth, increasing the contract amount by \$2,350,140 for a new total not to exceed amount of \$10,473,540 with no change to the five year term of July 1, 2024, though June 30, 2029; and to authorize the Department of Children, Youth and Families to enter into amendments or modifications to the Agreement that do not materially increase the obligations or liabilities to the City and are necessary to effectuate the purposes of the Agreement or this Resolution. (Department of Children, Youth & Their Families)

12/13/24; RECEIVED FROM DEPARTMENT.

01/14/25; RECEIVED AND ASSIGNED to Budget and Finance Committee.

250017 [Military Equipment Use Policy and Additional Equipment Approval - 2024 Annual Report]

Resolution accepting the San Francisco Sheriff Office's Military Equipment Use Policy 2024 Annual Report and Inventory; and approving the request for purchase and use of additional equipment, consistent with the criteria set forth in state law. (Sheriff)

12/12/24; RECEIVED FROM DEPARTMENT.

01/14/25; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

250018 [Departmental Overdose Prevention Policies - Annual Submission - 2024]

Resolution receiving Overdose Prevention Policies for the Department of Public Health, the Department of Homelessness and Supportive Housing, the Healthy Streets Operation Center through the Department of Emergency Management, and the Human Services Agency describing how the department and its grantees that provide direct services to clients who use drugs will promote strategies to reduce drug overdoses, submitted as required by Administrative Code, Section 15.17. (Public Health Department)

12/12/24; RECEIVED FROM DEPARTMENT.

01/14/25; RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

250019 [Real Property Lease Amendment - Retroactive - William J. Piedmonte - 729 Filbert Street - Annual Base Rent \$437,146.50]

Resolution retroactively approving and authorizing an amendment to the lease of approximately 11,067 square feet of real property located at 729 Filbert Street with William J. Piedmonte, as landlord, extending the term for approximately five years from February 1, 2024, for a total term of December 1, 2018, through January 31, 2029, effective upon approval of this Resolution, for a total annual base rent of \$437,146.50 (or \$39.50 per square foot) ("Lease Amendment"); authorizing the Director of Property, on behalf of the San Francisco Department of Public Health, to execute the Lease Amendment; and authorizing the Director of Property to enter into other 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)

12/16/24; RECEIVED FROM DEPARTMENT.

01/14/25; RECEIVED AND ASSIGNED to Budget and Finance Committee.

250020 [Professional Services Agreement - HDR Stantec JV - Program Management Consulting Services for Water Enterprise - Not to Exceed \$80,000,000]

Resolution approving and authorizing the General Manager of the San Francisco Public Utilities Commission to execute Contract No. PRO.0205, Water Capital Program Management Contract with HDR Stantec JV, to provide program management consulting services to support delivery of the Water Enterprise and Hetch Hetchy Water Capital Improvement Programs and the Water System Improvement Program, for an amount not to exceed \$80,000,000 and with a duration of 10 years, with an anticipated timeframe from April 2025, through March 2035, pursuant to Charter, Section 9.118. (Public Utilities Commission)

12/20/24; RECEIVED FROM DEPARTMENT.

01/14/25; RECEIVED AND ASSIGNED to Budget and Finance Committee.

250021 [Lease Amendment - Lease No. 97-0081 - Rent Credit for BART's Next Generation Fare Gates Replacement Project - Not to Exceed \$3,150,000]

Resolution approving Amendment No. 3 to Lease No. 97-0081 Lease, Use, and Operating Agreement for BART Station and Related Facilities and Grant of Easement at San Francisco International for a rent credit in support of San Francisco Bay Area Rapid Transit District's (BART) Next Generation Fare Gates Replacement Project, in an amount not to exceed \$3,150,000 with no changes to the term of June 22, 2003, through June 21, 2053. (Airport Commission)

12/20/24; RECEIVED FROM DEPARTMENT.

01/14/25; RECEIVED AND ASSIGNED to Budget and Finance Committee.

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 4:35 p.m.