

BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES - DRAFT

Tuesday, October 1, 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 Walton, Safai, Peskin

Meeting Days

Wednesday

1:30 PM

Wednesday

9:00 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, October 1, 2024, with President Aaron Peskin presiding.

President Peskin called the meeting to order at 2:02 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.)

AGENDA CHANGES

There were no agenda changes.

CONSENT AGENDA

Recommendations of the Budget and Finance Committee

240840 [Appropriation - \$30,500,000 of Certificates of Participation Refunding Proceeds and Operating Revenue - FY2024-2025]

Sponsors: Mayor; Mandelman and Melgar

Ordinance appropriating \$30,500,000 consisting of \$29,000,000 of one or more series of Certificates of Participation Series 2024A proceeds and \$1,500,000 of projected parking revenues from operation of the Music Concourse Garage in the Recreation and Park Department (REC), and placing these funds on Controller's Reserve pending the sale of the Certificates of Participation and acquisition of the Music Concourse Garage in Fiscal Year (FY) 2024-2025.
(Fiscal Impact)

FINALLY PASSED

240786 [Accept and Expend Grant and Amend Annual Salary Ordinance - Retroactive - United States Department of Agriculture's Forest Service - \$12,000,000]

Sponsors: Mayor; Mandelman and Peskin

Ordinance retroactively authorizing the Department of Public Works to accept and expend a grant in the amount of \$12,000,000 from the Urban and Community Forest Program of the United States Department of Agriculture's Forest Service to fund the Department of Public Works' Justice, Jobs, and Trees Program, that will include tree planting, tree establishment, and urban forestry workforce development in disadvantaged communities for the period of July 1, 2024, through June 30, 2029; and retroactively amending Ordinance No. 167-24 (the Interim Annual Salary Ordinance for Fiscal Years 2024-2025 and 2025-2026 (File No. 240594)) and the Annual Salary Ordinance for Fiscal Years 2024-2025 and 2025-2026 (File No. 240596) to provide for the addition of one grant-funded position of Class 1312 Public Information Officer (FTE 1.0), one grant-funded position of Class 1823 Senior Administrative Analyst (FTE 1.0), and one grant-funded position of Class 3435 Urban Forestry Inspector (FTE 1.0) for the period of July 1, 2024, through June 30, 2029. (Public Works Department)

FINALLY PASSED

240841 [Delegation of Approval Authority for Contracts with OCII for Transbay Project]

Sponsors: Mayor; Mandelman, Melgar and Dorsey

Ordinance delegating Board of Supervisors approval authority under Charter, Section 9.118(a), to the Department of Public Works to enter into and amend contracts with the Office of Community Investment and Infrastructure ("OCII") for the Transbay Project; and authorizing the Department of Public Works to execute certain access agreements necessary to further the development of the Transbay Project.

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

FINALLY PASSED

Recommendations of the Land Use and Transportation Committee

240801 [Public Works Code - Commemorative Plaque - Activists of Woodland Avenue; Fee Waiver]

Sponsors: Mandelman; Chan, Preston, Peskin and Melgar

Ordinance designating a portion of the sidewalk near the corner of Woodland Avenue at Parnassus Avenue as the site of a future commemorative plaque in honor of the former activists of Woodland Avenue (Jane Morrison, Jack Morrison, Diana Roosevelt Jaicks, Agar Jaicks); granting the Public Works Director authority to approve the installation of said plaque to be installed at said location following the Director's review of all permit application materials and the approval of the plaque design by the Design Review Committee of the Arts Commission; waiving permit and inspection fees under the Public Works Code for the installation of the plaque; directing official acts in furtherance of this Ordinance, as defined herein; and affirming the Planning Department's determination under the California Environmental Quality Act.

FINALLY PASSED

240804 [Various Codes - Greater Downtown Community Benefit District Master Permitting for Entertainment Activation Program]

Sponsor: Peskin

Ordinance amending the Administrative Code to establish the Greater Downtown Community Benefit District Master Permitting for Entertainment Activation Program ("Greater Downtown Activation Program") to coordinate and streamline permitting for Community Benefit District-sponsored public events taking place at certain locations in the Greater Downtown Area, and to designate Greater Downtown Activation Program locations as Entertainment Zones to allow the off-site consumption of alcoholic beverages purchased at businesses within the Entertainment Zone during events; amending the Public Works Code to establish the requirements for the Greater Downtown Activation Program; amending the Fire Code to establish a new permit type for the Greater Downtown Activation Program; affirming the Planning Department's determination under the California Environmental Quality Act; and directing the Clerk of the Board of Supervisors to forward this Ordinance to the California Building Standards Commission upon final passage.

FINALLY PASSED

The foregoing items were acted upon by the following vote:

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

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Public Safety and Neighborhood Services Committee

240844 [Police Code - Vehicle Sideshows]

Sponsors: Mayor; Dorsey, Stefani, Engardio and Mandelman

Ordinance amending the Police Code to 1) prohibit persons from promoting a Vehicle Sideshow or preparations for such a sideshow; 2) prohibit persons from assembling together to obstruct the streets, sidewalks, highways, other public right-of-ways, off-street parking facilities, or private property in connection with a Vehicle Sideshow or preparations for such a sideshow; 3) prohibit persons from knowingly being present at a Vehicle Sideshow or preparations for such a sideshow for purposes of participating in the Vehicle Sideshow; 4) prohibit persons present at a Vehicle Sideshow or preparations for such a sideshow from interfering with official performance of law enforcement duties; 5) seize and impound vehicles used in a Vehicle Sideshow or preparations for such a sideshow, and under certain conditions sell the vehicles; and 6) make violations of these provisions a misdemeanor, subject to imprisonment and/or fine.

Supervisor Dorsey, seconded by Supervisor Safai, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, on Page 3, Line 17, by striking 'had', Lines 18-21, by changing 'in connection with these incidents during the year' to 'including 8 from sideshows and 59 others for reckless evasion (when a person flees or attempts to elude a pursuing officer while driving with willful or wanton disregard for the safety of persons or property, including street takeover maneuvers such as doughnuts and burnouts)'. The motion carried by the following vote:

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

PASSED ON FIRST READING AS AMENDED 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

240842 [Accept and Expend Grant - Retroactive - California Jobs First Catalyst Program - \$14,000,000]

Sponsor: Mayor

Ordinance retroactively authorizing the Office of Economic and Workforce Development to accept and expend a grant in the amount of \$14,000,000 from the California Economic Development Department for the California Jobs First Catalyst Program, for the grant period of May 1, 2024, through September 30, 2026; and exempting the California Jobs First Catalyst Program subgrants from the grantmaking requirements under Administrative Code, Chapter 21G, and all other provisions in the Administrative, Environment, and Labor and Employment Codes imposing obligations or restrictions on subgrantees related to the program. (Department of Economic and Workforce Development)

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. 240788, 240789, and 240850 be called together.

240788 [Accept and Expend Grant - Retroactive - National Institutes of Health - Florida State University - Adolescent Medicine Trials Network for HIV/AIDS Interventions (ATN) Scientific Leadership Center - \$173,063]

Sponsors: Mayor; Mandelman, Dorsey, Engardio and Ronen

Resolution retroactively authorizing the Department of Public Health to accept and expend a grant increase in the amount of \$138,434 for a total amount of \$173,063 from the National Institutes of Health through Florida State University for participation in a program, entitled "Adolescent Medicine Trials Network for HIV/AIDS Interventions (ATN) Scientific Leadership Center," for the period of December 1, 2023, through November 30, 2024. (Public Health Department)

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

ADOPTED by the following vote:

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

240789 [Accept and Expend Grant - Retroactive - Department of Health and Human Services - MyPrEP Plus: Development and Pilot Testing of Novel Pre-Exposure Prophylaxis Support Tools for Transgender Women - \$177,860]

Sponsors: Mayor; Mandelman, Dorsey, Engardio and Ronen

Resolution retroactively authorizing the Department of Public Health to accept and expend a grant in the amount of \$177,860 from the Department of Health and Human Services through Heluna Health for participation in a program, entitled "MyPrEP Plus: Development and Pilot Testing of Novel Pre-Exposure Prophylaxis Support Tools for Transgender Women," for the period of September 7, 2023, through September 6, 2025. (Public Health Department)

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

ADOPTED by the following vote:

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

240850 [Accept and Expend Grant - Retroactive - National Institutes of Health - Heluna Health - The Bridge Clinic: Optimizing Injectable PrEP Delivery for Transgender and Non-Binary People - \$160,074]

Sponsors: Mayor; Mandelman, Dorsey, Engardio and Ronen

Resolution retroactively authorizing the Department of Public Health to accept and expend a grant increase from the National Institutes of Health through Heluna Health for participation in a program, entitled "The Bridge Clinic: Optimizing Injectable PrEP Delivery for Transgender and Non-Binary People," in the amount of \$88,930 for the period of February 22, 2024, through January 31, 2025, for a total amount of \$160,074 for the total period of April 1, 2023, through January 31, 2025. (Public Health Department)

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

ADOPTED by the following vote:

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

240829 [Agreement Amendment - Hunters Point Family - Pit Stop Workforce Development Grant Program - Not to Exceed \$16,238,478.52]

Resolution approving Amendment No. 6 to Contract No. 1000029167 between the City, acting by and through the Department of Public Works, and Hunters Point Family, to create employment opportunities, job training and workforce development programs, and ensure the availability of safe and clean public restrooms for the Pit Stop Workforce Development Grant Program, extending the term by nine months for a total term of July 1, 2023, through June 30, 2025, increasing the contract amount by \$6,972,047.52 for a new total not to exceed amount from of \$16,238,478.52; and to authorize the Director of Public Works to make necessary, non-material changes to the Amendment before its execution. (Public Works Department)
(Fiscal Impact)

ADOPTED by the following vote:

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

240836 [Accept and Expend In-Kind Gift - Deloitte Tax LLP - Climate Tax Advisory Services - Estimated up to \$112,089]**Sponsor: Mandelman**

Resolution authorizing the Environment Department to accept and expend an in-kind gift of pro bono tax services, with an estimated value of \$112,089 for a term of engagement effective upon approval of this Resolution through May 31, 2025, provided by Deloitte Tax LLP, to help the City identify opportunities to obtain federal tax credits for qualifying sustainability activities, and authorizing the Director of the Environment Department or the Director's designee, to enter into and execute the agreement, and amendments thereto, consistent with the proposal and necessary to carry out the purpose of the agreement or this Resolution, as defined herein. (Environment)

ADOPTED by the following vote:

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

240849 [Commercial Ground Lease - Broadway Davis Retail Associates LLC - 725 Davis Street - First Amendment to Residential Ground Lease - 735 Davis Senior, L.P. - 735 Davis - Annual Base Rent of \$1]**Sponsor: Mayor**

Resolution 1) approving and authorizing the Director of Property and the Mayor's Office of Housing and Community Development ("MOHCD") to enter into a Commercial Ground Lease for Real Property owned by the City and located at 725 Davis Street (the "Commercial Property") with Broadway Davis Retail Associates LLC, for a lease term of 70 years and one 24-year option to extend and an annual base rent of \$1 ("Commercial Ground Lease"), in order to develop ground floor commercial space for community-serving uses ("Commercial Project"); 2) approving and authorizing the Director of Property and the Director of MOHCD to enter into a First Amendment to the Residential Ground Lease to remove the Commercial Property from the leased premises under the Ground Lease between the City and 735 Davis Senior, L.P., related to a 52-unit affordable housing development for low-income seniors, including 15 units for homeless seniors; 3) 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; 4) determining that the less than market rent payable under the Commercial Ground Lease will serve a public purpose by providing commercial spaces for community-serving spaces, in accordance with Administrative Code, Section 23.3; and 5) authorizing the Director of Property and/or the Director of MOHCD to execute the Commercial Ground Lease and the First Amendment to the Residential Ground Lease and make certain modifications to such agreements, as defined herein, and take certain actions in furtherance of this Resolution, as defined herein.

ADOPTED by the following vote:

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

240882 [Ground Lease - Five Keys Schools and Programs - 42 Otis Street - 100% Permanent Supportive Housing - Rent Not to Exceed \$1]

Sponsors: Mayor; Mandelman

Resolution 1) approving and authorizing the Director of Property and the Executive Director of the Department of Homelessness and Supportive Housing ("HSH") to enter into a Ground Lease with Five Keys Schools and Programs for the real property owned by the City, located at 42 Otis Street (the "Property"), for an initial lease term of five years with 10 automatic extensions of the lease term for an additional period of five years each and a total rent not to exceed \$1 in order to operate the Property as permanent supportive housing; 2) determining in accordance with Administrative Code, Section 23.33 that the below market rent payable under the Ground Lease will serve a public purpose by providing permanent supportive housing for formerly homeless and low-income households; 3) adopting findings declaring that the Property is "exempt surplus land" under the California Surplus Land Act; 4) affirming the Planning Department's determination under the California Environmental Quality Act, and adopting the Planning Department's findings of consistency with the General Plan, and the eight priority policies of the Planning Code, Section 101.1; and 5) authorizing the Director of Property and/or the HSH Executive Director to execute and make certain modifications to the Ground Lease, as defined herein, and take certain actions in furtherance of this Resolution, as defined herein.

(Fiscal Impact)

ADOPTED by the following vote:

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

240884 [Acquisition of Real Property - 3300 Mission Partners L.P. - 3300, 3306, and 3308 Mission Street - 100% Affordable Housing - \$4,151,000 - Ground Lease with Annual Base Rent of \$1 - Loan NTE \$12,440,242 - Limited Payment Guaranty Not to Exceed \$1,000,000]

Sponsors: Mayor; Ronen and Mandelman

Resolution 1) approving and authorizing the Director of Property, on behalf of the San Francisco Mayor's Office of Housing and Community Development ("MOHCD"), to acquire real property located at 3300, 3306, and 3308 Mission Street ("Property") from 3300 Mission Partners L.P. ("Borrower") for \$4,151,000 under an Agreement for Purchase and Sale ("Purchase Agreement"); 2) placing the Property under the jurisdiction of MOHCD for use in constructing affordable housing; 3) approving and authorizing the Director of Property and the Director of MOHCD to enter into a Ground Lease to lease the Property back to the Borrower for a term of 75 years and one 24-year option to extend and an annual base rent of \$1 ("Ground Lease") in order to construct a 100% affordable, 35-unit multifamily rental housing development affordable to low-income households, including one manager unit, and ground floor commercial space (the "Project"); 4) approving and authorizing an Amended and Restated Loan Agreement in an amount not to exceed (NTE) \$12,440,242 for a minimum loan term of 57 years ("Loan Agreement") to finance the development and construction of the Project; 5) approving and authorizing a limited payment guaranty in an amount not to exceed \$1,000,000 from MOHCD for the benefit of Wincopin Circle LLLP ("Limited Payment Guaranty"); 6) adopting findings declaring that the Property is "exempt surplus land" pursuant to the California Surplus Lands Act; 7) determining that the less than market rent payable under the Ground Lease will serve a public purpose by providing affordable housing for low-income households in need, in accordance with Section 23.30 of the Administrative Code; 8) 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; and 9) authorizing the Director of Property and/or the Director of MOHCD to make certain modifications to the Purchase Agreement, Ground Lease, Loan Agreement, and Limited Payment Guaranty, as defined herein, and take certain actions in furtherance of this Resolution, as defined herein. (Mayor's Office of Housing and Community Development)
(Fiscal Impact)

ADOPTED by the following vote:

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

Recommendations of the Government Audit and Oversight Committee

President Peskin requested File Nos. 240668, 240709, 240711, and 240720 be called together.

240668 [Board Response - Civil Grand Jury Report - Come Hell or Highwater: Flood Management in a Changing Climate]

Resolution responding to the Presiding Judge of the Superior Court on the findings and recommendations contained in the 2023-2024 Civil Grand Jury Report, entitled "Come Hell or Highwater: Flood Management in a Changing Climate;" and urging the Mayor to cause the implementation of accepted findings and recommendations through her department heads and through the development of the annual budget. (Government Audit and Oversight Committee)

ADOPTED by the following vote:

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

240709 [Board Response - Civil Grand Jury Report - Commission Impossible? Getting the Most from San Francisco's Commissions]

Resolution responding to the Presiding Judge of the Superior Court on the findings and recommendations contained in the 2023-2024 Civil Grand Jury Report, entitled "Commission Impossible? Getting the Most from San Francisco's Commissions"; and urging the Mayor to cause the implementation of accepted findings and recommendations through her department heads and through the development of the annual budget. (Government Audit and Oversight Committee)

Supervisor Preston, seconded by Supervisor Walton, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, on Page 15, Lines 5-6, by changing 'will not be implemented because it is not warranted or is not reasonable' to 'requires further analysis to be completed within six (6) months', and Lines 13-14, by changing 'requires further analysis to be completed within six (6) months' to 'will not be implemented because it is not warranted or is not reasonable'. The motion carried by the following vote:

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

ADOPTED AS AMENDED by the following vote:

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

240711 [Board Response - Civil Grand Jury Report - Building San Francisco: Designing, Constructing, and Maintaining City Infrastructure]

Resolution responding to the Presiding Judge of the Superior Court on the findings and recommendations contained in the 2023-2024 Civil Grand Jury Report, entitled "Building San Francisco Designing, Constructing, and Maintaining City Infrastructure"; and urging the Mayor to cause the implementation of accepted findings and recommendations through her department heads and through the development of the annual budget. (Government Audit and Oversight Committee)

ADOPTED by the following vote:

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

240720 [Board Response - Civil Grand Jury Report - Lifting the Fog: On Budgets, Innovation, Silos, and More]

Resolution responding to the Presiding Judge of the Superior Court on the findings and recommendations contained in the 2023-2024 Civil Grand Jury Report, entitled "Lifting the Fog: On Budgets, Innovation, Silos, and More"; and urging the Mayor to cause the implementation of accepted findings and recommendations through her department heads and through the development of the annual budget. (Government Audit and Oversight Committee)

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

240438 [Planning Code, Zoning Map - Establishing the 555 9th Street Special Sign District]

Sponsor: Dorsey

Ordinance amending the Planning Code and Zoning Map to establish the 555 9th Street Special Sign District encompassing the real property consisting of Assessor's Parcel Block No. 3781, Lot No. 003, and to modify sign controls for the existing shopping center; affirming the Planning Department's determination under the California Environmental Quality Act; making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and making findings of public necessity, convenience, and welfare under Planning Code, Section 302.

PASSED ON FIRST READING by the following vote:

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

Recommendations of the Rules Committee

240808 [Administrative Code - SFPUC Social Impact Partnership Program]

Sponsor: Walton

Ordinance amending the Administrative Code to expand the San Francisco Public Utilities Commission's (SFPUC) Social Impact Partnership Program by requiring that all covered contracts that include a Social Impact commitment, including those contracts that were solicited before April 22, 2023, increase such commitment upon amendment or modification of the contract and by removing the minimum threshold for applicable amendments or modifications.

PASSED ON FIRST READING by the following vote:

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

240835 [Appointment, Child Care Planning and Advisory Council - Claudia Quinonez]

Motion appointing Claudia Quinonez (residency requirement waived), term ending March 19, 2027, to the Child Care Planning and Advisory Council (District 4). (Clerk of the Board)

APPROVED by the following vote:

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

240866 [Appointment, Sugary Drinks Distributor Tax Advisory Committee - Melinda Burrus]

Motion appointing Melinda Burrus, term ending December 31, 2024, to the Sugary Drinks Distributor Tax Advisory Committee. (Rules Committee)

APPROVED 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).

Supervisor Ronen introduced, welcomed, and presented a Certificate of Honor to Bryan Suchi-Lopez and Edwin Suchi-Lopez in honor of Latinx Heritage Month and in recognition of their accomplishments benefiting from legislation passed a decade ago that provides legal representation to unaccompanied immigrant children.

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

240943 [Hearing - Committee of the Whole - Unaccounted \$20,000,000 Special Education Funding - Unfilled Positions of Support Work at SFUSD - Review of \$8,400,000 Student Success Fund for Newly Created School Stabilization Team - October 1, 2024, at 3:00 p.m.]

Sponsors: Safai; Peskin

Hearing of the Board of Supervisors sitting as a Committee of the Whole on Tuesday, October 1, 2024, at 3:00 p.m., to hold a public hearing to examine the unaccounted for \$20,000,000 in the San Francisco Unified School District's (SFUSD) budget for Special Education and the unfilled positions that support SFUSD's Special Education work, and the \$8,400,000 from the Student Success Fund the Mayor allocated to the newly announced School Stabilization Team; and requesting the SFUSD Superintendent, Department of Children Youth and Their Families, Recreation and Park Department, Mayor's Office, Controller's Office, Human Services Agency, Department of Human Resources, and Treasurer & Tax Collector to report; scheduled pending approval of the Motion contained in File No. 240942, to be considered on October 1, 2024.

President Peskin opened the public hearing and inquired as to whether any member of the public wished to address the Committee of the Whole regarding unaccounted special education funding and unfilled positions at the San Francisco Unified School District (SFUSD) (File No. 240943). Matt Alexander, President (San Francisco Board of Education); Vanessa D. Marrero, Parent and Community Advocate; Maria Su, Director (Department of Children Youth and Their Families); Matt Wayne, Superintendent (San Francisco Unified School District); and Alida Fisher, Commissioner (Board of Education); provided an overview of the hearing matter and responded to questions raised throughout the discussion. Rev. Amos Brown; Mika Chanvil; Rye; Shanell Blackwell; Allison; Kaylin; Sabrina Rey; Matthew Reese; William Patterson; Bernice Casey; Jeff Lucas; Efrain Barrera; Speaker; Audrey Sulay; Alison; Cheryl Jackson; Regina Chung; Rex Ridgeway; Ryan Amoly; Leslie Woo; Speaker; Otto Duffy; Thierry Fill; spoke on various concerns relating to funding at the SFUSD. 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

Appointment of President Pro Tempore

At the request of President Peskin, Supervisor Safai assumed the chair at 3:19 p.m. The President resumed the chair 3:25 p.m.

Committee of the Whole Adjourn and Report**SPECIAL ORDER 3:00 P.M.**

President Peskin requested File Nos. 240946 and 240930 be called together.

Board of Supervisors Sitting as a Committee of the Whole**240946 [Hearing - Committee of the Whole - Grant Agreement - Planned Parenthood Northern California - Security Services - Not to Exceed \$571,000 - October 1, 2024, at 3:00 p.m.]**

Hearing of the Board of Supervisors sitting as a Committee of the Whole on October 1, 2024, at 3:00 p.m., to hold a public hearing to consider an Ordinance authorizing the Department of Public Health to amend an existing grant to Planned Parenthood Northern California by increasing the not to exceed amount by \$171,000 for a total not to exceed amount of \$571,000 to fund security personnel to support access to family planning and other sexual and reproductive healthcare services, with no changes to the grant term of April 1, 2023, through March 31, 2025; and waiving the competitive solicitation requirements in the Administrative Code; scheduled pending approval of the Motion contained in File No. 240945, to be considered on October 1, 2024. (Clerk of the Board)

President Peskin opened the public hearing and inquired as to whether any individual wished to address the Committee of the Whole regarding the Grant Agreement for Planned Parenthood (File Nos. 240946 and 240930). Drew Murrell, Chief Financial Officer (Department of Public Health); Kimberly Ellis, Director (Department on the Status of Women); and Ruth Nunez, Director (Planned Parenthood); provided an overview of the hearing matter and responded to questions raised throughout the discussion. Thierry Fill; Alondra Esquivel Garcia; Cheryl Jackson; Otto Duffy; spoke on various concerns relating to the Grant Agreement. 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

Supervisor Safai was noted absent at 6:04 p.m. and for the remainder of the meeting.

Supervisor Safai Excused from Attendance

Supervisor Ronen, seconded by Supervisor Walton, moved that Supervisor Safai be excused beginning at 6:04 p.m. and for the remainder of the meeting. The motion carried by the following vote:

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

Excused: 1 - Safai

Referred to the Board of Supervisors

240930 [Grant Agreement Amendment - Planned Parenthood Northern California - Security Services - Not to Exceed \$571,000]

Sponsors: Stefani; Mandelman and Preston

Ordinance authorizing the Department of Public Health to amend an existing grant to Planned Parenthood Northern California by increasing the not to exceed amount by \$171,000 for a total not to exceed amount of \$571,000 to fund security personnel to support access to family planning and other sexual and reproductive healthcare services, with no changes to the grant term of April 1, 2023, through March 31, 2025; and waiving the competitive solicitation requirements in the Administrative Code. (Public Health Department)

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

PASSED ON FIRST READING by the following vote:

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

Excused: 1 - Safai

COMMITTEE REPORTS

Recommendation of the Land Use and Transportation Committee

240798 [Building Code - Change of Use Designation]

Sponsors: Mayor; Peskin, Melgar and Mandelman

Ordinance amending the Building Code to excuse the requirement for professionally prepared architectural drawings for building permits to change certain use designations that do not increase occupant load or occupancy class, or include alterations; and affirming the Planning Department's determination under the California Environmental Quality Act.

Supervisor Mandelman 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

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

Mark; expressed his personal religious views.

Speaker; spoke on public comment matters.

JConr B. Ortega; expressed concerns regarding business closures, homeless, empty homes, tents, prostitutes, and recreational vehicles.

Speaker; shared the plight of taxi medallion holders and issues with the Municipal Transportation Agency.

Speaker; shared the plight of taxi medallion holders and issues with the Municipal Transportation Agency.

Jim McAfee; shared concerns regarding public corruption and Laguna Honda Hospital.

Sarah; expressed concerns regarding litigation with the Environmental Protection Agency.

Otto Duffy; shared his thoughts regarding public service.

Speaker; shared his personal experience with a housing program and abuse experienced.

Supervisor Melgar was noted absent at 2:30 p.m.

Supervisor Mandelman was noted absent at 3:00 p.m.

Supervisor Melgar Excused from Attendance

Supervisor Chan, seconded by Supervisor Walton, moved that Supervisor Melgar be excused starting at 2:30 p.m. and until her return at 4:15 p.m. The motion carried by the following vote:

Ayes: 9 - Chan, Dorsey, Engardio, Peskin, Preston, Ronen, Safai, Stefani, Walton

Excused: 1 - Melgar

Absent: 1 - Mandelman

Supervisor Mandelman was noted present at 3:08 p.m.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

240938 [Urging San Francisco Unified School District Superintendent to Reevaluate School Closure Plans]

Sponsors: Chan; Walton

Resolution urging San Francisco Unified School District Superintendent, Dr. Matt Wayne, to reevaluate his plan for citywide school closures and/or mergers and work with the California Department of Education on fiscal solvency, including an audit of existing budget systems, developing an in-depth benefit and cost saving analysis, exploring options before considering school closures or mergers, and supporting upcoming revenue measures.

ADOPTED

240939 [San Francisco Stairway Month - October 2024]**Sponsors: Mandelman; Melgar, Peskin, Stefani, Engardio, Dorsey, Chan, Ronen and Preston**

Resolution proclaiming October 2024 as the first "San Francisco Stairway Month" in the City and County of San Francisco and supporting community beautification projects, encourage neighborhood exploration, and inspire San Francisco's inhabitants, elected officials, and city workers to find their nearest, or furthest, staircase and partake in San Francisco Stairway Month events and activities.

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

ADOPTED

240942 [Committee of the Whole - Unaccounted \$20,000,000 of Special Education Funding - Unfilled Positions that Support Work at SFUSD - Review of \$8,400,000 of Student Success Fund for Newly Created School Stabilization Team - October 1, 2024, at 3:00 p.m.]**Sponsors: Safai; Peskin**

Motion scheduling the Board of Supervisors to sit as a Committee of the Whole, on October 1, 2024, at 3:00 p.m., to hold a public hearing to examine the unaccounted for \$20,000,000 in the San Francisco Unified School District's (SFUSD) budget for Special Education and the unfilled positions that support SFUSD's Special Education work, and the \$8,400,000 from the Student Success Fund the Mayor allocated to the newly announced School Stabilization Team.

APPROVED

240945 [Committee of the Whole - Grant Agreement - Planned Parenthood Northern California - Security Services - Not to Exceed \$571,000 - October 1, 2024, at 3:00 p.m.]**Sponsor: Stefani**

Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on October 1, 2024, at 3:00 p.m., to hold a public hearing to consider an Ordinance authorizing the Department of Public Health to amend an existing grant to Planned Parenthood Northern California by increasing the not to exceed amount by \$171,000 for a total not to exceed amount of \$571,000 to fund security personnel to support access to family planning and other sexual and reproductive healthcare services, with no changes to the grant term of April 1, 2023, through March 31, 2025; and waiving the competitive solicitation requirements in the Administrative Code.

APPROVED

The foregoing items were acted upon by the following vote:

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

Excused: 1 - Melgar

Severed from the For Adoption Without Committee Reference Agenda

Supervisor Preston requested that File No. 240941 be severed so that it may be considered separately.

240941 [Supporting United States House of Representatives Bill H.R. 9662 (Senator Smith and Representative Ocasio-Cortez) - Homes Act]

Sponsors: Preston; Ronen, Walton, Safai and Peskin

Resolution supporting United States House of Representatives Bill H.R. 9662, the Homes Act, introduced by United States Senator Tina Smith and Representative Alexandria Ocasio-Cortez, to address the affordable housing crisis by establishing a national Housing Development Authority to create permanently affordable, climate-resilient housing and provide an alternative to market-rate housing.

President Peskin requested to be added as a co-sponsor.

ADOPTED by the following vote:

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

Supervisor Melgar was noted present at 4:15 p.m.

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**240919 [Authorizing Access to State and Federal Background Checks for Massage Permits]**

Resolution authorizing the Department of Public Health to access state and federal level summary criminal history for the licensing, permitting, and/or certification of massage business applicants. (Public Health Department)

09/17/24; RECEIVED FROM DEPARTMENT.

10/01/24; RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

240920 [Contract Amendment - San Francisco Public Health Foundation - Community Health Engagement - Not to Exceed \$21,329,720]

Resolution approving Amendment No. 4 to the agreement between City, acting by and through, the Department of Public Health (DPH), and San Francisco Public Health Foundation for community health engagement, to extend the term by one year and six months from January 1, 2025, for a total term of January 1, 2020, through June 30, 2026, and to increase the amount by \$1,302,153 for a total not to exceed amount of \$21,329,720; and to authorize DPH 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. (Public Health Department)

09/19/24; RECEIVED FROM DEPARTMENT.

10/01/24; RECEIVED AND ASSIGNED to Budget and Finance Committee.

240921 [Agreement - Gillig LLC - Electric Transit Buses - Not to Exceed \$68,772,334]

Resolution approving Agreement between City, acting by and through the Office of Contract Administration, and Gillig LLC for the purchase of electric transit buses for San Francisco International Airport, for a term of four years from December 1, 2024, through November 30, 2028, and for a total not to exceed amount of \$68,772,334; and to authorize the Office of Contract Administration to make necessary, non-material changes to the Agreement prior to its final execution by all parties that do not materially increase the obligations or liabilities to the City and are necessary or advisable to effectuate the purposes of the Agreement. (Office of Contract Administration)

09/17/24; RECEIVED FROM DEPARTMENT.

10/01/24; RECEIVED AND ASSIGNED to Budget and Finance Committee.

240922 [Contract Agreement - Retroactive - Auction Exchange Inc., dba Bar None Auction - Auction Services - \$3,900,000 Anticipated Revenue]

Resolution retroactively authorizing the Office of Contract Administration (OCA) to execute Contract 1000024326 between the City and County of San Francisco and Auction Exchange Inc., dba Bar None Auction for as-needed citywide auction services for disposal of City owned vehicles and heavy equipment for an estimated anticipated revenue amount of \$3,900,000 for a term of five years commencing on October 1, 2024, through September 30, 2029; and authorizes OCA to enter into any amendments or modifications to the Agreement that OCA determines, in consultation with the City Attorney, are necessary to correct clerical and/or administrative errors, as long as those changes are consistent with this Resolution. (Office of Contract Administration)

09/20/24; RECEIVED FROM DEPARTMENT.

10/01/24; RECEIVED AND ASSIGNED to Budget and Finance Committee.

240923 [Lease Termination Agreement - Minute Suites Travelers Retreat SFO, LLC - Harvey Milk Terminal 1 Retail Concession Lease 8 - Termination Fee \$75,000]

Resolution approving Lease Termination Agreement for the Harvey Milk Terminal 1 Retail Concession Lease 8 at San Francisco International Airport, Lease No. 20-0045, between Minute Suites Travelers Retreat SFO, LLC, as tenant, and the City and County of San Francisco, acting by and through its Airport Commission. (Airport Commission)

09/20/24; RECEIVED FROM DEPARTMENT.

10/01/24; RECEIVED AND ASSIGNED to Budget and Finance Committee.

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 6:17 p.m.