

# BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

## MEETING MINUTES

Tuesday, April 23, 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

#### 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.

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**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

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*The Board of Supervisors of the City and County of San Francisco met in regular session on Tuesday, April 23, 2024, with President Aaron Peskin presiding.*

*President Peskin called the meeting to order at 2:03 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](http://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](mailto:bos@sfgov.org)) or the U.S. Postal Service at City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.)*

## APPROVAL OF MEETING MINUTES

*President Peskin inquired whether a Member of the Board had any corrections to the March 19, 2024, Regular Board Meeting Minutes, as presented. There were no corrections requested from any Member of the Board.*

**Supervisor Preston, seconded by Supervisor Stefani, moved to approve the March 19, 2024, Regular Board Meeting Minutes, as presented. The motion carried by the following vote, following general public comment:**

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

## AGENDA CHANGES

*There were no agenda changes.*

## CONSENT AGENDA

### Recommendation of the Government Audit and Oversight Committee

#### 240262 [Administrative Code - Community Opportunity to Purchase Act]

**Sponsors: Peskin; Preston, Chan and Ronen**

Ordinance amending the Administrative Code to require owners of multifamily residential buildings to provide notice to the Mayor's Office of Housing and Community Development and qualified nonprofit organizations of foreclosure proceedings related to said multifamily residential buildings; and add a deed in lieu of foreclosure in the definition of a "Sale of a Multi-Family Residential Building" as a type of transfer that requires notice to qualified nonprofit organizations, right of first offer, and right of first refusal for a multifamily residential building under the Community Opportunity to Purchase Act.

**Ordinance No. 088-24**

**FINALLY PASSED**

### Recommendation of the Rules Committee

#### 231192 [Administrative Code - Shared Space at 1429 Mendell Street Parklet]

**Sponsor: Walton**

Ordinance waiving specified requirements in the Administrative Code to allow a food service shared space located at 1429 Mendell Street to be considered as a curbside shared space, subject to certain requirements; and affirming the Planning Department's determination under the California Environmental Quality Act.

**Ordinance No. 087-24**

**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

### NEW BUSINESS

#### Recommendations of the Budget and Finance Committee

##### **240161 [Administrative Code - Low-Value Property Tax Exemptions]**

Ordinance amending the Administrative Code to permit the Assessor to either not enroll on the assessment roll certain property exempt from property taxation due to its low value, or to enroll such property and apply the exemption. (Treasurer-Tax Collector)

**PASSED ON FIRST READING by the following vote:**

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

##### **240191 [Agreement Amendment - Kennedy Jenks Consultants, Inc./Brahman Sheikh Water Reuse Consulting/Water Resources Engineering, Inc. - Westside Recycled Water Project - Not to Exceed \$10,950,000]**

Resolution authorizing the General Manager of the San Francisco Public Utilities Commission to execute Modification No. 5 to Contract No. CS-109, Specialized Engineering Services for Recycled Water Projects, with Kennedy Jenks Consultants, Inc./Brahman Sheikh Water Reuse Consulting/Water Resources Engineering, Inc., a Joint Venture, to continue providing additional engineering services in support of the Westside Enhanced Water Recycling Project, increasing the contract amount by \$1,000,000 and increasing the contract duration by three years, for a new total not to exceed contract amount of \$10,950,000 for a total contract duration of 16 years and six months, for a contract term from December 1, 2010, through May 31, 2027, effective upon approval of this Resolution, pursuant to Charter, Section 9.118. (Public Utilities Commission)  
(Fiscal Impact)

**Resolution No. 195-24**

**ADOPTED by the following vote:**

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

##### **240223 [Airport Professional Services Agreement Modification - KONE Inc. - Escalator and Electric Walk Maintenance Services - Not to Exceed \$42,780,241]**

Resolution approving Modification No. 5 to Airport Contract No. 50205, Escalator and Electric Walk Maintenance, Repair, and On-Call Services, with KONE Inc., to increase the contract amount by \$8,314,641 for a new not to exceed contract amount of \$42,780,241 with no change to the contract term, pursuant to Charter, Section 9.118(b). (Airport Commission)  
(Fiscal Impact)

**Resolution No. 198-24**

**ADOPTED by the following vote:**

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

**240229 [Grant Agreement Amendment - Abode Services - Flexible Housing Subsidy Pool - Not to Exceed \$17,918,683]****Sponsors: Mayor; Mandelman**

Resolution approving the second amendment to the grant agreement between Abode Services and the Department of Homelessness and Supportive Housing ("HSH") for administration of a Flexible Housing Subsidy Pool program; extending the grant term by 12 months from June 30, 2025, for a total term of February 1, 2021, through June 30, 2026; increasing the agreement amount by \$8,018,683 for a total amount not to exceed \$17,918,683; and authorizing HSH to enter into any amendments or other modifications to the agreement that do not materially increase the obligations or liabilities, or materially decrease the benefits to the City and are necessary or advisable to effectuate the purposes of the agreement. (Department of Homelessness and Supportive Housing) (Fiscal Impact)

**Resolution No. 199-24****ADOPTED by the following vote:**

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

**240254 [Participant Acknowledgement of Technical Assistance Marketplace Terms and Conditions - California State Department of Healthcare Services - State Technical Assistance Marketplace Program]****Sponsor: Mandelman**

Resolution authorizing the Department of Public Health to participate in the California State Department of Healthcare Services' State Technical Assistance Marketplace program on terms and conditions that include a Release of Claims by the City and County of San Francisco. (Public Health Department)

**Resolution No. 200-24****ADOPTED by the following vote:**

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

**240272 [Transfer of Personal Property - Energy Center San Francisco, LLC - Steam Loop Emergency Repair - Not To Exceed \$3,100,000]****Sponsor: Peskin**

Resolution approving and authorizing the Director of Property to execute a transfer agreement for the purchase and sale of the steam distribution infrastructure facilities which run along McAllister Street, Larkin Street, Grove Street and Dr. Carlton B. Goodlett Street to Energy Center San Francisco, LLC, as buyer, for the transfer of ownership and operational responsibility for the Steam Loop; for two easements to allow Buyer to operate and maintain the Steam Loop on property owned by City; for City to reimburse Buyer for certain emergency repairs in an amount not to exceed \$3,100,000; for the City to continue to buy steam from Buyer for five years following the transfer date; 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 authorizing the Director of Property to execute any amendments, make certain modifications and take certain actions that do not materially increase the obligations or liabilities to the City, do not materially decrease the benefits to the City and are necessary or advisable to effectuate the purposes of the transfer agreement, the easements or this Resolution. (Real Estate Department)  
(Fiscal Impact)

**Resolution No. 193-24****ADOPTED by the following vote:**

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

**240285 [Contract Agreement - Retroactive - Health Advocates LLC - Uncompensated Care Reimbursement Recovery Services - Not to Exceed \$11,391,540]****Sponsor: Mandelman**

Resolution retroactively approving the Agreement between Health Advocates LLC and the Department of Public Health, to provide uncompensated care reimbursement recovery services for an amount not to exceed \$11,391,540 for a total agreement term of five years from January 1, 2024, through December 31, 2028; and to authorize the Department of Public Health to enter into amendments or modifications to the contract prior to its final execution by all parties that do not materially increase the obligations or liabilities to the City and are necessary to effectuate the purposes of the contract or this Resolution. (Public Health Department)  
(Fiscal Impact)

**Resolution No. 201-24****ADOPTED by the following vote:**

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

**240307 [Multifamily Housing Revenue Notes - Transbay 2 Family, L.P. - Not to Exceed \$115,845,218]****Sponsors: Mayor; Dorsey and Mandelman**

Resolution authorizing the execution and delivery of multifamily housing revenue notes in one or more series in an aggregate principal amount not to exceed \$115,845,218 for the purpose of providing financing for the construction of a 184-unit multifamily rental housing project known as "Transbay Block 2 East"; approving the form of and authorizing the execution of a funding loan agreement providing the terms and conditions of the construction loan from the funding lender to the City, and the execution and delivery of the notes; approving the form of and authorizing the execution of a borrower loan agreement providing the terms and conditions of the construction loan from the City to the borrower; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants for the project; authorizing the collection of certain fees; approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of residential mortgage revenue notes by the City in an aggregate principal amount not to exceed \$115,845,218; approving modifications, changes and additions to the documents, as defined herein; ratifying and approving any action heretofore taken in connection with the funding loan, the borrower loan, the notes and the project, as defined herein; granting general authority to City officials to take actions necessary to implement this Resolution, as defined herein; and related matters, as defined herein.

**Resolution No. 202-24****ADOPTED by the following vote:**

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

**240312 [Lease Agreement - Hudson 1455 Market, LLC - 1455 Market Street - \$0 Base Rent Initial Year - \$6,474,744.80 Annual Base Rent Beginning Year 2]****Sponsor: Peskin**

Resolution approving and authorizing the Director of Property, on behalf of multiple City Departments, to execute a lease agreement with Hudson 1455 Market, LLC, ("Hudson") as landlord, for lease of the property at 1455 Market Street for office space, storage and parking for a term of 21 years, from May 1, 2024, through April 30, 2045, with two five-year options to extend and 12 months of rent credit with an annual base rent of \$6,474,744.80 (year 2) for the lease of approximately 157,154 square feet, with 3% annual increases thereafter, and including the option to add additional leased space for three years and a three-year option to purchase the property subject to subsequent Board of Supervisors approval; authorizing the Director of Real Estate to the extent of available operating budget and to the extent not covered by the tenant improvement allowance to expend an amount not to exceed \$100,000 for digital technology costs, tenant improvements and furniture, fixtures and equipment; affirming the Planning Department's determination under the California Environmental Quality Act; 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 authorizing the Director of Property to execute any amendments, options to extend the lease term, make certain modifications and take certain actions that do not materially increase the obligations or liabilities to the City, do not materially decrease the benefits to the City and are necessary or advisable to effectuate the purposes of the lease agreement or this Resolution.  
(Fiscal Impact)

**Resolution No. 192-24****ADOPTED by the following vote:**

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

**240347 [Real Property Lease - TRINITY CENTER, LLC - 1145 Market Street - Initial Base Rent of \$1,368,445.45]****Sponsor: Peskin**

Resolution approving and authorizing the Director of Property, on behalf of the Department of Public Health, Office of Civic Engagement and Immigrant Affairs and Drug Market Agency Coordination Center to lease of a portion of the real property located at 1145 Market Street with TRINITY CENTER, LLC, a Delaware limited liability company, for an initial term of ten years with two five-year extension options to renew at an initial annual base rent of \$1,368,445.45 with 3% annual increases; the Lease will be effective upon approval of this Resolution; and authorizes the Director of Property to enter into amendments or modifications to the Lease that do not materially increase the obligations or liabilities to the City and are necessary to effectuate the purposes of the Lease or this Resolution. (Real Estate Department)  
(Fiscal Impact)

**Resolution No.** 204-24**ADOPTED by the following vote:**

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

*President Peskin requested File Nos. 240198, 240202, 240199, and 240207 be called together.*

**Appointment of President Pro Tempore**

*At the request of President Peskin, Supervisor Walton assumed the chair at 2:17 p.m. so the President could participate in the debate on File Nos. 240198, 240202, 240199, and 240207 from the floor.*

*The President resumed the chair at 2:24 p.m.*

**240198 [Development Agreement Amendment - Treasure Island Community Development, LLC - Treasure Island]****Sponsors: Mayor; Dorsey**

Ordinance amending a Development Agreement between the City and County of San Francisco and Treasure Island Community Development, LLC, a California limited liability company, for the Treasure Island project and to amend the Financing Plan; making findings under the California Environmental Quality Act; making findings of consistency with the General Plan, and with the eight priority policies of Planning Code, Section 101.1(b); and making findings of public necessity, convenience, and welfare under Planning Code, Section 302.  
(Fiscal Impact)

**PASSED ON FIRST READING by the following vote:**

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



**240202 [Amended and Restated Disposition and Development Agreement - Treasure Island and Yerba Buena Island]****Sponsors: Mayor; Dorsey**

Resolution approving an Amended and Restated Disposition and Development Agreement between the Treasure Island Development Authority and Treasure Island Community Development, LLC, for certain real property located on Treasure Island and Yerba Buena Island, including changes to the attached Financing Plan; making findings under the California Environmental Quality Act; and affirming findings of conformity with the General Plan, and the eight priority policies of Planning Code, Section 101.1(b).

(Fiscal Impact)

Supervisor Peskin, seconded by Supervisor Chan, moved that this Resolution be **AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE**, on Page 5, Line 17, through Page 6, Line 2, by adding 'WHEREAS, The revised Treasure Island / Yerba Buena Island Financing Plan provides that: The Treasure Island Stage 2 Alternative Financing will be issued as Certificates of Participation that will be structured in no less than three separate tranches, with no more than one tranche issued per fiscal year; The City will issue the first tranche of Certificates of Participation, and subsequent tranches, only after the ten-year City Capital Plan that is updated after the A&R Reference Date demonstrates sufficient capacity for, and incorporates, the Stage 2 Alternative Financing in the COP program. Each legislative package submitted to, and subject to the approval of, the Board of Supervisors for a tranche of Certificates of Participation will demonstrate compliance with Section 10.62 of the City's Administrative Code; and The City will structure the Certificates of Participation so that lease payments will not be appropriated from the City's General Fund in Fiscal Year 25 or Fiscal Year 26.' The motion carried by the following vote:

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

**Resolution No. 196-24****ADOPTED AS AMENDED by the following vote:**

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

**Recommendations of the Land Use and Transportation Committee****240199 [Planning Code, Zoning Map - Treasure Island/Yerba Buena Island]****Sponsors: Mayor; Dorsey and Mandelman**

Ordinance amending the Planning Code to revise the Treasure Island/Yerba Buena Island Special Use District (SUD), to update the Treasure Island Bulk and Massing figure, to make the process for amendments to the Design for Development document more flexible, and to provide for additional circumstances that may authorize Minor Modifications to the standards in the SUD and Design for Development; revising the Zoning Map to change height districts in Treasure Island, to provide for five additional feet in certain areas, and to remove the "Special Height District" designation from two easements adjacent to Buildings 2 and 3; making findings under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1, and 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

**240207 [Endorsing the Aspirational Statement for Treasure Island and Yerba Buena Island]****Sponsor: Dorsey**

Resolution endorsing the joint aspirational statement of the public, nonprofit, and private entities known as the Treasure Island Development Authority (TIDA), One Treasure Island (OTI), and Treasure Island Community Development (TICD).

**Resolution No.** 197-24

**ADOPTED by the following vote:**

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

**Recommendations of the Rules Committee****240016 [Campaign and Governmental Conduct Code - Form 700 (Statement of Economic Interests) Filers]****Sponsor: Chan**

Ordinance amending the Campaign and Governmental Conduct Code to update and clarify the Conflict of Interest Code's Form 700 (Statement of Economic Interests) filing requirements for "Proposition Q Filers" (Departmental Purchaser Initiators and Approvers); add the Children and Families First Commission and the Enhanced Infrastructure Financing District Public Financing Authority No. 1 to the list of filers who file with the Ethics Commission; and make non-substantive corrections to the Conflict of Interest Code sections for the Department of Public Works and the Public Utilities Commission.

(Meet and confer obligations met.)

**PASSED ON FIRST READING by the following vote:**

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

**240056 [Public Works Code - Vending Requirements and Restrictions]****Sponsors: Mayor; Ronen and Mandelman**

Ordinance amending the Public Works Code to streamline the enforcement of vending requirements and restrictions, clarify vending permit application and compliance requirements, require certain vending permittees to register with the Tax Collector and pay related fees, prohibit stationary sidewalk vendors from vending in residential districts as defined in the Planning Code, limit permissible vending times, and streamline approval of vending regulations; and affirming the Planning Department's determination under the California Environmental Quality Act.

*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

## **Appointment of President Pro Tempore**

*At the request of President Peskin, Supervisor Mandelman assumed the chair at 2:26 p.m. so the President could participate in the debate on File No. 240174 from the floor.*

*The President resumed the chair at 2:31 p.m.*

### **240174 [Administrative, Municipal Elections Codes - General Obligation Bond Passthroughs]**

**Sponsors: Chan, Melgar, Ronen, Safai, Preston and Walton**

Ordinance amending the Administrative Code to provide that the general obligation bond passthrough from landlords to tenants shall be calculated based on the amount the property tax rate has increased due to general obligation bonds since the tenant's move-in date or 2005, whichever is later; and to allow tenants to seek relief from general obligation bond passthroughs based on financial hardship.

**Supervisor Peskin, seconded by Supervisor Safai, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, on Page 8, Lines 22-23, by striking 'and shall file copies of the completed forms with the Board'. 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

*Supervisors Meglar, Stefani, and Walton were noted absent at 3:12 p.m.*

### **240227 [Administrative Code - Emergency Contracts for Repairs]**

**Sponsor: Chan**

Ordinance amending the Administrative Code to require Departments seeking Board of Supervisors approval to enter into a contract for emergency repairs to provide an estimated cost of the proposed emergency work, and upon completion of the repairs, a summary of the actual cost.

**PASSED ON FIRST READING by the following vote:**

Ayes: 8 - Chan, Dorsey, Engardio, Mandelman, Peskin, Preston, Ronen, Safai

Absent: 3 - Melgar, Stefani, Walton

*Supervisors Stefani and Walton were noted present at 3:17 p.m.*

## **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 Dorsey introduced, welcomed, and presented a Certificate of Honor to the San Francisco Police Department, accepted by Chief William Scott, in recognition of their collective efforts reaching a historic milestone toward comprehensive police reform, a testament to the Department's commitment to the highest standards for 21st Century policing.*

*Supervisor Chan introduced, welcomed, and presented a Certificate of Honor to Self Help for the Elderly's Employment Training and Economic Development Team, accepted by Kifer Hu, Jerry Li, Marcus and Tony, in recognition of their admirable efforts providing assistance and support to seniors in the San Francisco area.*

*Supervisor Engardio introduced, welcomed, and presented a Certificate of Honor to the Marine Unit of the San Francisco Police Department, the United States Coast Guard, and the San Francisco Fire Department, accepted by Joshua Allstott, Ayon Lopez, Christian Rosa, Autumn Riewestahl, Sergeant Michael Bushnell, Officer Matthew Mattei, and Officer Eric Valentini, in recognition of their heroic efforts rescuing four passengers from a capsized boat in the coastal waters on April 14, 2024.*

*Supervisor Preston introduced, welcomed, and presented a Certificate of Honor to Jason Lee, formerly of the Municipal Transportation Agency, in recognition of his 16 years of dedicated public service.*

*Supervisor Safai introduced, welcomed, and presented a Certificate of Honor to The Center for Immigrant Protection, accepted by Lana Patel and Jupiter Peraza, in recognition of their accomplishments providing comprehensive support to LGBTQ+ immigrants, focused on TGNCI+ identities. Supervisor Mandelman shared in this commendation.*

*Supervisor Safai was noted absent at 3:50 p.m.*

### **Supervisor Melgar Excused from Attendance**

**Supervisor Mandelman, seconded by Supervisor Dorsey, moved that Supervisor Melgar be excused beginning at 3:56 p.m. and for the remainder of today's meeting. The motion carried by the following vote:**

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

Excused: 1 - Melgar

Absent: 1 - Safai

*Supervisor Safai was noted present at 3:56 p.m.*

## SPECIAL ORDER 3:00 P.M.

*President Peskin requested File Nos. 240246, 240247, 240248, and 240249 be called together.*

### **Appointment of President Pro Tempore**

*At the request of President Peskin, Supervisor Safai assumed the chair at 3:21 p.m. The President resumed the chair 3:24 p.m.*

### **240246 [Hearing - Appeal of Determination of Exemption From Environmental Review - Proposed 72 Harper Street Project]**

Hearing of persons interested in or objecting to the determination of exemption from environmental review under the California Environmental Quality Act issued as a Categorical Exemption by the Planning Department on December 14, 2023, for the proposed project at 72 Harper Street, Assessor's Parcel Block No. 6652, Lot No. 010, to construct an accessory dwelling unit and a rear horizontal and vertical addition to a two-story single-family dwelling within a RH-1 (Residential House-One Family) Zoning District and 40-X Height and Bulk District. (District 8) (Appellant: Brian O'Neill of Patterson & O'Neill, PC, on behalf of Krishna Ramamurthi, Tusi Chowdhury, and David Garofoli) (Filed March 8, 2024) (Clerk of the Board)

*President Peskin opened the public hearing and inquired as to whether any individual wished to address the Board. Brian O'Neill and Michael Garavaglia (Appellants) provided an overview of the appeal, responded to questions raised throughout the discussion, and further requested the Board to approve the appeal. There were no speakers spoke in support of the appeal and in opposition to the project. Rich Sucre and David Winslow (Planning Department) provided an overview of the decision of the Planning Department and responded to questions raised throughout the discussion. Julie Park (Project Sponsor) provided an overview of the project, responded to questions raised throughout the discussion, and further requested the Board to uphold the decision of the Planning Department. There were no speakers in support of the project and in opposition to the appeal. Brian O'Neill (Appellant) provided a rebuttal and further requested the Board to approve the appeal. There were no other speakers. President Peskin closed public comment and declared the public hearing heard and filed.*

**HEARD AND FILED**

### **240247 [Affirming the Categorical Exemption Determination - 72 Harper Street]**

Motion affirming the determination by the Planning Department that the proposed project at 72 Harper Street is categorically exempt from environmental review. (Clerk of the Board)

**Motion No. M24-041**

**Supervisor Mandelman, seconded by Supervisor Ronen, moved that this Motion be APPROVED. The motion carried by the following vote:**

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

**240248 [Conditionally Reversing the Categorical Exemption Determination - 72 Harper Street]**

Motion conditionally reversing the determination by the Planning Department that the proposed project at 72 Harper Street is categorically exempt from environmental review, subject to the adoption of written findings of the Board in support of this determination. (Clerk of the Board)

**Supervisor Mandelman, seconded by Supervisor Ronen, moved that this Motion be TABLED. The motion carried by the following vote:**

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

Excused: 1 - Melgar

**240249 [Preparation of Findings to Reverse the Categorical Exemption Determination - 72 Harper Street]**

Motion directing the Clerk of the Board to prepare findings reversing the determination by the Planning Department that the proposed project at 72 Harper Street is categorically exempt from environmental review. (Clerk of the Board)

**Supervisor Mandelman, seconded by Supervisor Ronen, moved that this Motion be TABLED. The motion carried by the following vote:**

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

Excused: 1 - Melgar

## SPECIAL ORDER 3:00 P.M.

*President Peskin requested File Nos. 240306 and 240308 be called together.*

## Board of Supervisors Sitting as a Committee of the Whole

### **240306 [Hearing - Committee of the Whole - Ground Lease Agreements - Transbay Block 2 East - April 23, 2024, at 3:00 p.m.]**

Hearing of the Board of Supervisors sitting as a Committee of the Whole on April 23, 2024, at 3:00 p.m., during the regular Board of Supervisors meeting, to hold a public hearing under California Health and Safety Code, Section 33433, and Redevelopment Plan, Section 4.7.2, for the Transbay Redevelopment Project Area to consider approval of ground leases with Transbay 2 Family, LP for \$15,000 per year and with Transbay 2 Family Commercial, LLC for \$1 per year, (together the “Ground Leases”) each for a term of 75 years, for the purpose of developing housing for low- and moderate-income households, including formerly homeless households, and ground-floor childcare and community commercial space at 200 Folsom Street, Assessor’s Parcel Block No. 3739, Lot Nos. 017 and 018, also referred to as Transbay Block 2 East within the Transbay Redevelopment Project Area; and making findings under Section 33433 of the Health and Safety Code as required by the Redevelopment Plan for the Transbay Redevelopment Project Area; scheduled pursuant to Motion No. M24-030 contained in File No. 240305, approved on April 2, 2024. (Clerk of the Board)

*President Peskin opened the public hearing and inquired as to whether any member of the public wished to address the Committee of the Whole relating to the Transbay Block 2 East Project and Ground Lease Agreements (File Nos. 240306 and 240308). Kim Obstfeld (Office of Community Investment and Infrastructure) provided an overview of the project 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

## **From the Board**

*Supervisor Stefani was noted absent at 4:03 p.m.*

### **240308 [Ground Lease Agreements - Transbay 2 Family, LP and Transbay 2 Family Commercial, LLC - 200 Folsom Street - Transbay Block 2 East - \$15,001 Base Rent per Year]**

#### **Sponsors: Mayor; Dorsey and Mandelman**

Resolution approving and authorizing the Office of Community Investment and Infrastructure as Successor Agency to the Redevelopment Agency of the City and County of San Francisco to execute ground leases at 200 Folsom Street (commonly known as Transbay Block 2 East) with Transbay 2 Family, LP for \$15,000 per year and with Transbay 2 Family Commercial, LLC for \$1 per year, each for a term of 75 years for the purpose of developing housing for low- and moderate-income households, including formerly homeless households, and ground floor childcare and community commercial space; and making findings under Section 33433 of the Health and Safety Code as required under the Transbay Redevelopment Plan.

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

#### **Resolution No. 203-24**

#### **ADOPTED by the following vote:**

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

Excused: 1 - Melgar

Absent: 1 - Stefani

*Supervisor Stefani was noted present at 4:05 p.m.*

## **ROLL CALL FOR INTRODUCTIONS**

*See Legislation Introduced below.*

## **PUBLIC COMMENT**

*Thierry Fill; shared concerns regarding artificial intelligence and the need for a new education system.*

*Chris Ward Kline; shared concerns regarding technology and asked for a moment of silence for Reverend Cecil Williams.*

*Roxanne Makasdjian; spoke in support of the Resolution declaring "Armenian Genocide Commemoration Day" (File No. 240377).*

*Ben Mackey; shared his personal negative experience at Laguna Honda Hospital.*

*Speaker; shared his personal experience in San Francisco.*

*Speaker; spoke in support of the Resolution urging the full funding of the Market Match Program (File No. 240378).*

*Otto Duffy; shared his memories of the late Reverend Cecil Williams*

*Speaker; shared concerns regarding pets in rental properties and homelessness.*



## FOR ADOPTION WITHOUT COMMITTEE REFERENCE

### **240375 [San Francisco Independent Bookstore Day - April 27, 2024]**

**Sponsors: Mandelman; Peskin, Ronen, Chan, Melgar and Preston**

Resolution declaring April 27, 2024, as “San Francisco Independent Bookstore Day” in the City and County of San Francisco.

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

**Resolution No. 205-24**

**ADOPTED**

### **240376 [Supporting California State Assembly Bill No. 2882 (McCarty) - Community Corrections Accountability Act]**

**Sponsors: Mandelman; Preston and Chan**

Resolution supporting California State Assembly Bill No. 2882, the Community Corrections Accountability Act, authored by Assembly Member Kevin McCarty, which aims to enhance transparency, accountability, and stakeholder engagement in county public safety spending to reduce recidivism and improve outcomes for justice-involved individuals.

*Supervisor Chan requested to be added as a co-sponsor.*

**Resolution No. 206-24**

**ADOPTED**

### **240377 [Armenian Genocide Commemoration Day - April 23, 2024]**

**Sponsors: Peskin; Mandelman, Safai, Stefani, Preston, Melgar and Dorsey**

Resolution designating April 23, 2024, as “Armenian Genocide Commemoration Day” in the City and County of San Francisco, marking the 109th anniversary of the Armenian Genocide and the 27th anniversary of the preservation of the Mount Davidson Cross by the Council of Armenian American Organizations of Northern California; and urging members of Congress to support the bipartisan Armenian Genocide Education Act.

*Supervisors Mandelman, Safai, Stefani, Preston, Meglar, and Dorsey requested to be added as co-sponsors.*

**Resolution No. 207-24**

**ADOPTED**

### **240378 [Urging the Governor and California State Legislature to Retain Market Match Funding]**

**Sponsors: Preston; Peskin, Ronen, Chan, Mandelman and Walton**

Resolution urging Governor Gavin Newsom and the California State Legislature to retain full funding for the Market Match program in the California Nutrition Incentive Program under the California Department of Food and Agriculture.

*Supervisors Chan, Mandelman, and Walton requested to be added as co-sponsors.*

**Resolution No. 208-24**

**ADOPTED**

**240379 [Supporting California State Assembly Bill No. 2115 (Haney) - Enhancing Methadone Treatment Access]****Sponsors: Preston; Melgar, Ronen, Walton, Safai, Dorsey, Mandelman and Stefani**

Resolution urging support of California State Assembly Bill No. 2115: Enhancing Methadone Treatment Access, introduced by Assembly Member Matt Haney, and urging its passage and implementation.

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

**Resolution No. 209-24****ADOPTED****240381 [Urging the California State Legislature to Ensure a Strong Assembly Constitutional Amendment 1 is Presented to Voters in November 2024]****Sponsors: Ronen; Peskin, Chan and Mandelman**

Resolution urging the California State Legislature to take swift action to ensure a strong, viable Assembly Constitutional Amendment 1 appears on the November 2024 state ballot that empowers local communities to meet their housing and infrastructure needs.

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

**Resolution No. 213-24****ADOPTED****240382 [San Francisco SPCA Day - April 18, 2024]****Sponsors: Ronen; Mandelman and Chan**

Resolution recognizing April 18, 2024, as San Francisco Society for the Prevention of Cruelty to Animals (SPCA) Day in the City and County of San Francisco.

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

**Resolution No. 214-24****ADOPTED****240384 [Supporting California State Assembly Bill No. 2479 (Haney) - An Act to Amend the Housing First Act of 2016]****Sponsors: Stefani; Safai, Mandelman and Dorsey**

Resolution supporting California State Assembly Bill No. 2479, an act to amend and add sober living facilities to the Housing First Act of 2016, authored by Assembly Member Matt Haney, to enable state investment in drug free recovery.

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

**Resolution No. 216-24****ADOPTED**

**240387 [Supporting the California 2024 Reparations Priority Bill Package]****Sponsors: Walton; Ronen**

Resolution supporting the 2024 Reparations Priority Bill Package, which includes 14 California State legislative bills (Assembly Constitution Amendment (ACA) No. 7, ACA No. 8, Assembly Concurrent Resolution No. 135, Assembly Bill (AB) No. 280, AB No. 1815, AB No. 1929, AB No. 1975, AB No. 1986, AB No. 2064, AB No. 2862, AB No. 3089, AB No. 3131, Senate Bill (SB) No. 1040, and SB No. 108) introduced by members of the California Legislative Black Caucus.

**Resolution No. 218-24****ADOPTED****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 Mandelman requested that File Nos. 240345 and 240346 be severed so that they may be considered separately.*

**240345 [Supporting California State Senate Bill No. 1012 (Wiener) - To Allow Supervised Therapeutic Use of Psychedelics]****Sponsors: Mandelman; Ronen and Melgar**

Resolution supporting California State Senate Bill No. 1012, introduced by Senator Scott Wiener, the Regulated Psychedelic-Assisted Therapy Act and the Regulated Psychedelic Substances Control Act.

**Supervisor Mandelman, seconded by Supervisor Preston, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, on Page 1, Line 20, by striking ‘nor does it allow retail sales for use’, Line 21, by changing ‘now, therefore, be it’ to ‘nor does it allow retail sales; and’; and on Page 1, Line 22, through Page 2, Line 11, by adding ‘WHEREAS, In 2022, the San Francisco County Board of Supervisors passed Resolution No: 379-22 [Supporting Entheogenic Plant Practices] a resolution supporting entheogenic plant practices, urging City law enforcement agencies to deprioritize the investigation and arrest of individuals involved with the adult use of entheogenic plants on the Federal Schedule 1 in the City and County of San Francisco, and urging the State of California and the United States Federal government to decriminalize entheogenic plant practices and their uses; and WHEREAS, In 2023, The California State Legislature passed SB 58 (Wiener), which would have decriminalized the personal use and possession of certain psychedelic substances; however Governor Newsom vetoed SB 58; and WHEREAS, In Governor Newsom’s veto letter, the Governor urged the Legislature to send him a bill establishing therapeutic guidelines for the use of psychedelics in California; and WHEREAS, SB 1012 is a direct response to the Governor’s request; now, therefore be it ‘. The motion carried by the following vote:**

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

Excused: 1 - Melgar

**Resolution No. 210-24****ADOPTED AS AMENDED by the following vote:**

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

Noes: 1 - Chan

Excused: 1 - Melgar

**240346 [Supporting California State Senate Bill No. 1031 (Wiener, Wahab) - The Connect Bay Area Act]****Sponsors: Mandelman; Ronen, Melgar, Engardio, Safai and Dorsey**

Resolution supporting California State Senate Bill No. 1031, introduced by Senators Scott Wiener and Aisha Wahab, to authorize a Bay Area transit funding ballot measure as early as November 2026 and to provide for an assessment of the benefits of consolidation of Bay Area transit agencies and integration of Bay Area transit systems.

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

**Supervisor Mandelman, seconded by Supervisor Walton, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, on Page 2, Line 9, through Page 3, Line 2, by adding 'WHEREAS, the San Francisco County Transportation Authority is in active conversations with the authors and sponsor regarding desired amendments that include ensuring that MTC Regional Network Management (RNM) policies and requirements keep transit operators financially whole and do not require service cuts; fair representation of transit operators in the RNM governance structure in recognition of their experience and financial and other responsibilities as transit operators; and ensuring that the transit consolidation study does not presuppose the outcome, broadly defines consolidation, and considers other possible solutions; now, therefore, be it'; and on Page 3, Lines 3-4, by adding 'and seeks amendments as described above for'. The motion carried by the following vote:**

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

**Resolution No. 211-24**

**ADOPTED AS AMENDED by the following vote:**

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

President Peskin requested that File No. 240356 be severed so that it may be considered separately.

**240356 [Supporting California State Assembly Bill No. 886 (Wicks) - California Journalism Preservation Act]**

**Sponsors: Peskin; Chan, Ronen and Safai**

Resolution supporting California State Assembly Bill No. 886, the California Journalism Preservation Act, authored by Assembly Member Buffy Wicks, requiring social media companies to remit a journalism usage fee to each eligible digital news publisher, equal to a percentage of the social media company's advertising revenue.

Supervisor Ronen, seconded by Supervisor Dorsey, moved that this Resolution be **AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE**, on Page 1, Lines 6-9, by adding 'as a first step in a larger advocacy and policy effort to level the playing field in a rapidly changing media market that includes a diversity of community and ethnic local media outlets, and ensure that journalists are fairly compensated for their work', Lines 11-12, by adding ', including community and ethnic media', and Lines 20-21, by changing 'newspapers' to 'local news outlets, including community and ethnic journalism publications,'; on Page 3, Lines 6-14, by adding 'WHEREAS, On April 16, 2024, multi-billion dollar corporate conglomerate, Google LLC, announced it would begin pulling California news links from its search engine in retaliation for and response to AB 886's proposal to require it to pay for linking to news content on its platform; and WHEREAS, Intentionally eliminating access to vital and credible information to a population increasingly reliant on digital news sources, in particular and most concerning shutting off voters' access to news in the middle of a critically important election cycle, is a brazen and destructive act that undermines one of the founding principles of American democracy and will result in the disenfranchisement of voters;', Lines 21-23, by adding 'FURTHER RESOLVED, That the Board of Supervisors opposes attempts by Google LLC to threaten lawmakers, undermine a fair and democratic press, and disenfranchise voters and journalists who deserve to be compensated for their content; and, be it', Line 24, by changing 'ours' to 'San Francisco's', and Line 25, by adding 'to pass it'; and on Page 4, Lines 1-4, by adding ', as a first step in a larger advocacy and policy effort to level the playing field in a rapidly changing media market that includes a diversity of community and ethnic local media outlets, and ensure that journalists are fairly compensated for their work'. The motion carried by the following vote:

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

Excused: 1 - Melgar

Resolution supporting California State Assembly Bill No. 886, the California Journalism Preservation Act, authored by Assembly Member Buffy Wicks, requiring social media companies to remit a journalism usage fee to each eligible digital news publisher, equal to a percentage of the social media company's advertising revenue, as a first step in a larger advocacy and policy effort to level the playing field in a rapidly changing media market that includes a diversity of community and ethnic local media outlets, and ensure that journalists are fairly compensated for their work.

**Resolution No. 212-24**

**ADOPTED AS AMENDED by the following vote:**

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

Excused: 1 - Melgar

Supervisor Safai requested that File No. 240383 be severed so that it may be considered separately.

**240383 [Urging the Mayor to Officially Declare March 31 “César Chávez Day” as an Observed Holiday]**

**Sponsors: Safai; Ronen, Preston, Melgar, Chan and Walton**

Resolution urging the Mayor to officially designate March 31 or the Monday thereafter “César Chávez Day” as a holiday in the City and County of San Francisco in honor of the legacy of César Chávez and the Farmworker Movement community, in alignment with the Statewide holiday and the San Francisco Unified School District, which already observe the holiday.

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

**Resolution No. 215-24**

**ADOPTED by the following vote:**

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

Excused: 1 - Melgar

Supervisor Stefani requested that File Nos. 240385 and 240390 be severed so that they may be considered separately.

**240385 [Supporting California State Assembly Bill No. 1858 (Ward) - How Schools Conduct Active Shooter Drills With a Trauma-Informed Approach]**

**Sponsors: Stefani; Mandelman and Preston**

Resolution supporting California State Assembly Bill No. 1858, introduced by Assembly Member Chris Ward, to regulate the conduct of school shooter drills in California schools to minimize trauma and ensure safety.

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

**Resolution No. 217-24**

**ADOPTED by the following vote:**

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

Excused: 1 - Melgar

**240390 [National Sexual Assault Awareness and Prevention Month - April 2024]**

**Sponsors: Stefani; Mandelman, Chan, Peskin, Safai, Preston, Melgar, Engardio, Ronen, Walton and Dorsey**

Resolution recognizing April 2024 as “National Sexual Assault Awareness and Prevention Month” in the City and County of San Francisco.

Supervisors Mandelman, Chan, Peskin, Safai, Preston, Melgar, Engardio, Ronen, Walton, and Dorsey requested to be added as co-sponsors.

**Resolution No. 219-24**

**ADOPTED by the following vote:**

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

Excused: 1 - Melgar

## 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.*

## ORDINANCES

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

**Sponsors: Mayor; Engardio, Mandelman and Melgar**

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

04/23/24; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 5/23/2024.

### 240407 [Police Code - Tenderloin Retail Hours Restriction Pilot Program]

**Sponsor: Mayor**

Ordinance amending the Police Code to create a two-year pilot program, during which retail food and tobacco establishments in a high-crime area of the Tenderloin police district are prohibited from being open to the public from 12:00 a.m. to 5:00 a.m.; and authorizing the Department of Public Health to impose administrative fines for violation of the hours restriction, declaring an establishment's operation in violation of the hours restriction to be a public nuisance, authorizing enforcement actions by the City Attorney, and creating a private right of action for persons harmed by a violation of the hours restriction.

04/23/24; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 5/23/2024.

### 240408 [Transportation Code - Fee Waivers for Qualifying Neighborhood Outdoor Events]

**Sponsors: Mayor; Mandelman**

Ordinance amending the Transportation Code to waive fees related to the temporary closure of streets for street fairs for nonprofit organizations, small businesses, merchant associations and neighborhood resident associations

(Fiscal Impact; No Budget and Legislative Analyst Report.)

04/23/24; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 5/23/2024.

**240409 [Planning Code, Zoning Map - Stonestown Mixed Use District, Special Use District, Height and Bulk District, Special Sign District]****Sponsors: Mayor; Melgar**

Ordinance amending the Planning Code and the Zoning Map to establish the Stonestown Mixed-Use District (SMD), Stonestown Special Use District (SUD), Stonestown Mixed-Use Height and Bulk District (HBD), and Stonestown Special Sign District (SSD), all generally bounded by Eucalyptus Drive and Buckingham Way to the north, 19th Avenue to the east, Buckingham Way to the south, and Buckingham Way to the west, with the SSD including the Stonestown Galleria Mall and the SMD, SUD, and HBD excluding the mall; abolishing an approximately 15-foot legislated setback on the west side of 19th Avenue between Eucalyptus Drive and Buckingham Way; making findings under the California Environmental Quality Act; making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and making findings of public necessity, convenience, and welfare under Planning Code, Section 302.

(Economic Impact)

04/23/24; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 5/23/2024.

**240410 [Development Agreement - Stonestown NW Parcel LLC, Stonestown Shopping Center, L.P., and Stonestown Anchor Acquisition, L.P - Stonestown Development Project - Waiver of Various Municipal Code Provisions]****Sponsors: Mayor; Melgar and Mandelman**

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

(Economic Impact)

(Fiscal Impact)

04/23/24; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 5/23/2024.

**240411 [Planning Code - Polk Street Neighborhood Commercial District]****Sponsor: Peskin**

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

04/23/24; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 5/23/2024.



**240412 [Administrative Code - Repealing Deemed Approved Off-Street Alcohol Use Nuisance Ordinance]****Sponsors: Stefani; Dorsey and Mandelman**

Ordinance amending the Administrative Code to repeal Chapter 26, known as the Deemed Approved Off-Sale Alcohol Use Nuisance Regulations, and thereby repealing certain City provisions regulating establishments that sell alcoholic beverages for off-site consumption.

04/23/24; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 5/23/2024.

**RESOLUTIONS****240413 [Grant Agreement Amendment - Episcopal Community Services - Flexible Housing Subsidy Program - Not to Exceed \$29,523,174]****Sponsor: Mayor**

Resolution approving the second amendment to the grant agreement between the Episcopal Community Services and the Department of Homelessness and Supportive Housing ("HSH") for administration of a Flexible Housing Subsidy Pool program; extending the grant term by 36 months from June 30, 2024, for a total term of February 15, 2021, through June 30, 2027; increasing the agreement amount by \$19,623,174 for a total amount not to exceed \$29,523,174; and authorizing HSH to enter into any amendments or other modifications to the agreement that do not materially increase the obligations or liabilities, or materially decrease the benefits to the City and are necessary or advisable to effectuate the purposes of the agreement. (Department of Homelessness and Supportive Housing)  
(Fiscal Impact)

04/23/24; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**240414 [Management and Operation Agreement Amendment - San Francisco Municipal Transportation Agency - Friends of the Cable Car Museum - Term Extension]****Sponsors: Mayor; Mandelman**

Resolution approving the second amendment to the Management and Operation Agreement between the San Francisco Municipal Transportation Agency and Friends of the Cable Car Museum, extending the term for five years effective July 1, 2024, for a total term of July 1, 2009, through June 30, 2029. (Municipal Transportation Agency)

04/23/24; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**240415 [Hosting Panda Bears at the San Francisco Zoo - Behested Payment Waiver]****Sponsors: Mayor; Melgar and Engardio**

Resolution authorizing the Office of the Mayor, Recreation and Park Department, Office of Economic and Workforce Development, San Francisco International Airport, Office of the City Administrator, and the Chief of Protocol to solicit donations from various private entities and organizations to support San Francisco in hosting Panda Bears from the People's Republic of China, notwithstanding the Behested Payment Ordinance.

04/23/24; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

**240416 [Approve Project List - California Senate Bill 1 Local Streets and Road Program - Road Maintenance and Rehabilitation Account Funds - FY2024-2025]****Sponsor: Mayor**

Resolution approving the list of projects to be funded by Fiscal Year (FY) 2024-2025 Road Maintenance and Rehabilitation Account funds as established by California Senate Bill 1, the Road Repair and Accountability Act of 2017.

04/23/24; RECEIVED AND ASSIGNED to Land Use and Transportation Committee.

**240417 [Asian Pacific American Heritage Month - May 2024]****Sponsors: Chan; Peskin, Ronen, Engardio, Mandelman, Stefani, Dorsey, Preston, Safai, Melgar and Walton**

Resolution recognizing and celebrating the month of May 2024 as Asian Pacific Heritage Month in the City and County of San Francisco and honoring the significant contributions of the Asian Pacific American community.

04/23/24; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**240418 [Urging Plan Approval - Interdepartmental Staff Committee on Traffic and Transportation - How Weird Street Faire Admission Fee for 2024]****Sponsor: Dorsey**

Resolution urging the Interdepartmental Staff Committee on Traffic and Transportation to approve a proposed plan to allow the How Weird Street Faire for 2024 to charge an admission fee.

04/23/24; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**240419 [Fair Housing Month - April 2024]****Sponsor: Dorsey**

Resolution recognizing and commemorating April 2024 as Fair Housing month and reaffirming San Francisco's commitment to fair housing.

04/23/24; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**240420 [National Hepatitis Awareness Month - May 2024]****Sponsors: Engardio; Melgar, Peskin, Ronen, Preston, Mandelman, Chan, Dorsey and Stefani**

Resolution declaring the month of May 2024 as National Hepatitis Awareness Month in the City and County of San Francisco, with the goal of raising awareness of hepatitis B and C, encouraging residents to know their hepatitis status, and supporting efforts to make San Francisco the first city in America to be free of hepatitis.

04/23/24; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**240421 [Jewish American Heritage Month - May 2024]****Sponsors: Melgar; Dorsey, Peskin, Engardio, Mandelman, Chan and Stefani**

Resolution recognizing May 2024 as Jewish American Heritage Month in the City and County of San Francisco.

04/23/24; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**240422 [Real Property Lease - Trinity Center, LLC - 1145 Market Street - San Francisco Law Library - \$599,000 Initial Base Rent]****Sponsor: Peskin**

Resolution approving and authorizing the Director of Property, on behalf of the San Francisco Law Library, to execute a Lease Agreement for the term of ten years with two five-year options with the Trinity Center, LLC located at 1145 Market Street, at a base rent of \$599,000 per year with 3% annual rent increases, effective upon Board approval of this Resolution; and authorizing the Director of Property to execute any amendments, options to extend the agreement term, make certain modifications and take certain actions that do not materially increase the obligations or liabilities to the City, do not materially decrease the benefits to the City and are necessary or advisable to effectuate the purposes of the Lease or this Resolution. (Real Estate Department)  
(Fiscal Impact)

04/23/24; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**240423 [Real Property Lease - Trinity Center, LLC - 1145 Market Street - Health Service System - \$588,787.05 Initial Base Rent]****Sponsor: Peskin**

Resolution approving and authorizing the Director of Property, on behalf of the Health Service System, to lease a portion of real property located at 1145 Market Street with Trinity Center, LLC a Delaware limited liability company, for an initial term of 10 years with two five-year extension options to renew at an initial annual base rent of \$588,787.05 with 3% annual increases, effective upon approval of this Resolution; and authorizing the Director of Property to enter into amendments or modifications to the Lease that do not materially increase the obligations or liabilities to the City and are necessary to effectuate the purposes of the lease or this Resolution.  
(Fiscal Impact)

04/23/24; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**240424 [Supporting United States Senate Bill No. 1218 (Sanders and Ocasio-Cortez) - Green New Deal for Public Housing Act]****Sponsors: Preston; Walton, Ronen, Peskin, Chan and Mandelman**

Resolution supporting United States Senate Bill No. 1218, introduced by United States Senator Bernie Sanders and Representative Alexandria Ocasio-Cortez, to provide economic empowerment opportunities in the United States through the modernization of public housing.

04/23/24; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

## MOTIONS

### **240425 [Committee of the Whole - Impacts of County Jail Lockdowns - May 14, 2024, at 3:00 p.m.]**

**Sponsors: Walton; Peskin**

Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on May 14, 2024, at 3:00 p.m., to hold a public hearing on responses from management to Deputy Sheriffs' complaints about overcrowding and understaffing in the jails and the impact of jail lockdowns in San Francisco County Jails resulting from overcrowding and understaffing, including but not limited to: impacts to the public health, wellness and personal safety of both inmates and Deputy Sheriffs, as well as impacts to incarcerated individuals' rights to family visits or in-jail programs; and requesting the Sheriff's Department, representatives from the Deputy Sheriff's Association, and the Office of the Inspector General of the Sheriff's Department Oversight Board to report.

04/23/24; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

### **240392 [Mayoral Reappointment, Police Commission - Debra Walker]**

Motion approving/rejecting the Mayor's nomination for the reappointment of Debra Walker to the Police Commission, for a term ending April 30, 2028. (Clerk of the Board)  
(Charter, Section 4.109, provides that this nomination is subject to approval by the Board of Supervisors and shall be the subject of a public hearing and vote within 60 days from the date the nomination is transmitted to the Clerk of the Board. If the Board fails to act on the nomination within 60 days from the date the nomination is transmitted to the Clerk, then the nominee shall be deemed approved. Transmittal date: April 18, 2024.)

04/23/24; RECEIVED AND ASSIGNED to Rules Committee.

### **240393 [Mayoral Appointment, Police Commission - C. Don Clay]**

Motion approving/rejecting the Mayor's nomination for the appointment of C. Don Clay to the Police Commission, for a term ending April 30, 2028. (Clerk of the Board)  
(Charter, Section 4.109, provides that this nomination is subject to approval by the Board of Supervisors and shall be the subject of a public hearing and vote within 60 days from the date the nomination is transmitted to the Clerk of the Board. If the Board fails to act on the nomination within 60 days from the date the nomination is transmitted to the Clerk, then the nominee shall be deemed approved. Transmittal date: April 18, 2024.)

04/23/24; RECEIVED AND ASSIGNED to Rules Committee.

### **240396 [Reappointment, Child Care Planning and Advisory Council - Monique Guidry]**

Motion reappointing Monique Guidry, term ending September 14, 2026, to the Child Care Planning and Advisory Council. (Clerk of the Board)

04/23/24; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**240404 [Mayoral Reappointment, Treasure Island Development Authority Board of Directors - Mark Dunlop]**

Motion approving/rejecting the Mayor's nomination for the reappointment of Mark Dunlop to the Treasure Island Development Authority Board of Directors, for a term ending February 26, 2028.

(Clerk of the Board)

(Pursuant to the Treasure Island Conversion Act of 1997, appointments of Directors who are not City officers are only effective upon approval by a majority of the Board of Supervisors. There is no deadline for confirmation and the appointment is not effective until the Board takes action.

Transmittal Date: April 19, 2024.)

04/23/24; RECEIVED AND ASSIGNED to Rules Committee.

**240405 [Appointment, Bicycle Advisory Committee - Vanessa Gregson]**

Motion appointing Vanessa Gregson, term ending November 19, 2024, to the Bicycle Advisory Committee (District 3). (Clerk of the Board)

04/23/24; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

## REQUESTS FOR HEARING

**240427 [Hearing - Community Safety and Well Being]**

**Sponsor: Chan**

Hearing on the City's budgetary decisions regarding funding of essential City services that prioritize community safety and wellbeing, including community programs that prevent crime, provide family, youth, and TAY (Transition Age Youth) services, and support the City's immigrant and limited English Proficient residents; and requesting the Department of Children, Youth, and Their Families, Mayor's Office of Housing and Community Development, Office of Economic and Workforce Development, and the City Administrator's Office of Civic Engagement and Immigrant Affairs to report.

04/23/24; RECEIVED AND ASSIGNED to Budget and Appropriations Committee.

**240428 [Hearing - Unpermitted Alcohol Sales by Sidewalk Vendors]**

**Sponsor: Dorsey**

Hearing to discuss the unpermitted sale of alcoholic beverages by sidewalk vendors near Oracle Park and the Chase Center on game or other major event days; and requesting the Police Department, Public Works, Port of San Francisco, and the California Department of Alcoholic Beverage Control to report.

04/23/24; RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

## **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 ORDINANCE**

### **240189 [Park Code - Marina Fees]**

Ordinance amending the Park Code to raise the fees for various goods and services at the Marina Small Craft Harbor; and affirming the Planning Department's determination under the California Environmental Quality Act. (Recreation and Park Department)

02/28/24; RECEIVED FROM DEPARTMENT.

03/12/24; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 4/11/2024.

04/12/24; RECEIVED FROM DEPARTMENT.

04/23/24; SUBSTITUTED AND ASSIGNED to Budget and Finance Committee.

## **PROPOSED RESOLUTIONS**

### **240360 [Settlement of Unlitigated Claims - Eastern Investment Management Co. - \$124,669.74]**

Resolution approving the settlement of the unlitigated claims filed by Eastern Investment Management Co. against the City and County of San Francisco for \$124,669.74, the claims were filed on November 15, 2023, the claims involve a refund of gross receipts and commercial rents taxes. (City Attorney)

04/08/24; RECEIVED FROM DEPARTMENT.

04/23/24; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

### **240361 [Accept and Expend Funds - Retroactive - California Secretary of State - Costs Associated with Election Security - \$168,000]**

Resolution retroactively authorizing the Department of Elections to accept and expend funds disbursed by the California Secretary of State to improve the administration of elections for Federal office, including to enhance the security of elections in accordance with the Help America Vote Act in the amount of \$168,000 for the period of July 1, 2023, through June 30, 2025. (Elections Department)

04/12/24; RECEIVED FROM DEPARTMENT.

04/23/24; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**240362 [Accept and Expend Funds - Retroactive - California Secretary of State - Accessibility Training and Improving Polling Place Accessibility - \$60,380.03]**

Resolution retroactively authorizing the Department of Elections to accept and expend funds disbursed from the California Secretary of State for polling place accessibility in accordance with the California Secretary of State's Help America Vote Act Polling Place Accessibility Training program in the amount of \$60,380.03 for the period of July 1, 2023, through June 30, 2025. (Elections Department)

04/12/24; RECEIVED FROM DEPARTMENT.

04/23/24; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**240363 [Official Advertising - Clinton Reilly Communications, dba The San Francisco Examiner - FY2024-2025]**

Resolution designating Clinton Reilly Communications, dba The San Francisco Examiner, to be the official newspaper of the City and County of San Francisco for all official advertising for Fiscal Year (FY) 2024-2025. (Office of Contract Administration)

04/15/24; RECEIVED FROM DEPARTMENT.

04/23/24; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**240364 [Outreach Community-Based Weekly Advertising and Outreach Neighborhood-Based Monthly Advertising - Various Periodicals - FY2024-2025]**

Resolution designating Bay Area Reporter to be the outreach community-based weekly periodical of the City and County of San Francisco for the Lesbian, Gay, Bisexual and Transgender community; El Reportero to be the outreach neighborhood-based monthly periodical of the City and County of San Francisco for the Bayview/Hunters Point, Mission District, Bernal Heights neighborhoods; El Tecolote to be the outreach neighborhood-based monthly periodical of the City and County of San Francisco for the Mission, Excelsior, and Potrero Hill neighborhoods; Henry Society Journal to be the outreach neighborhood-based monthly periodical of the City and County of San Francisco for the Bayview/Hunters Point and Visitacion Valley neighborhoods; Noe Valley Voice to be the outreach neighborhood-based monthly periodical of the City and County of San Francisco for the Noe Valley and Diamond Heights neighborhoods; Potrero View to be the outreach neighborhood-based monthly periodical of the City and County of San Francisco for the Potrero Hill, Dogpatch, Mission Bay, and eastern South of Market neighborhoods; San Francisco Bay Times to be the outreach neighborhood-based monthly periodical of the City and County of San Francisco for the Castro, Noe Valley, and Duboce Triangle neighborhoods; San Francisco Examiner to be the outreach neighborhood-based monthly periodical of the City and County of San Francisco for the Sunset, Presidio Heights, Excelsior, Pacific Heights, Mission, Haight-Ashbury, Richmond, Financial District, Tenderloin, Eureka Valley, Russian Hill, Forest Hill, South of Market, Marina, and North Beach neighborhoods; Sing Tao Daily to be the outreach neighborhood-based monthly periodical of the City and County of San Francisco for the Chinatown, Richmond, Sunset, Portola Valley, Excelsior, Outer Mission, Tenderloin, Oceanview, Ingleside, and Merced Heights; Small Business Exchange to be the outreach neighborhood-based monthly periodical of the City and County of San Francisco serving the entire City; Wind Newspaper to be the outreach neighborhood-based monthly periodical of the City and County of San Francisco for the Chinatown, Sunset, Richmond, Visitacion Valley, Portola, Tenderloin, Outer Mission neighborhoods, and the outreach community-based weekly periodical of the City and County of San Francisco for the Chinese community; World Journal to be the outreach neighborhood-based monthly periodical of the City and County of San Francisco for the Bayview/Hunters Point, Chinatown, Mission, South of Market, Tenderloin, Visitacion Valley, and Western Addition neighborhoods; and to provide outreach advertising for Fiscal Year (FY) 2024-2025. (Office of Contract Administration)

04/15/24; RECEIVED FROM DEPARTMENT.

04/23/24; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**240365 [Contract Modification - Recology San Francisco - Refuse Collection Services - Not to Exceed - \$43,800,000]**

Resolution authorizing the Office of Contract Administration to enter into a Fifth Amendment to the agreement between the City and County of San Francisco and Sunset Scavenger Company d/b/a Recology Sunset Scavenger, Golden Gate Disposal & Recycling Company d/b/a Recology Golden Gate, and Recology San Francisco (collectively "Contractor") for refuse collection services at City facilities, increasing the contract amount by \$4,200,000 for a total not to exceed amount of \$43,800,000 and extending the duration of the term by four months from July 1, 2024, for a total contract term of December 1, 2020, through October 31, 2024. (Office of Contract Administration) (Fiscal Impact)

04/15/24; RECEIVED FROM DEPARTMENT.

04/23/24; RECEIVED AND ASSIGNED to Budget and Finance Committee.



## **Request Granted**

*From: Supervisor Matt Dorsey*

*To: City Attorney*

*Requests: Requesting the City Attorney's Office to draft legislation creating a voluntary pilot program enabling specific facilities serving individuals seeking recovery from addiction or alcoholism to request their block be designated as Right to Recovery enforcement priority zones. This includes, but is not limited to, public signage and focused resources to address unlawful drug-related activity, including sale and consumption.*

## **In Memoriams**

*Reverend Albert Cecil Williams - Entire Board*

*Lieutenant Steve Sylvestrich - Board President Aaron Peskin*

*Imam Abu Qadir Al-Amin - Supervisor Ahsha Safai*

*Patricia "Pat" Norma Mayer - Supervisor Ahsha Safai*

*Trina Robbins - Supervisor Rafael Mandelman*

## **ADJOURNMENT**

*There being no further business, the Board adjourned at the hour of 5:21 p.m.*

*N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.*

*Approved by the Board of Supervisors on June 4, 2024.*

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Angela Calvillo, Clerk of the Board