

BOARD OF SUPERVISORS

CITY AND COUNTY OF SAN FRANCISCO

AGENDA

IN-PERSON MEETING

Legislative Chamber, Room 250

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

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PUBLIC COMMENT CALL-IN

[1 \(415\) 655-0001/ Meeting ID: 2499 895 1340 # #](tel:14156550001)

Tuesday, October 25, 2022 - 2:00 PM

Regular Meeting

SHAMANN WALTON, PRESIDENT

CONNIE CHAN, MATT DORSEY, RAFAEL MANDELMAN, GORDON MAR,
MYRNA MELGAR, AARON PESKIN, DEAN PRESTON, HILLARY RONEN, AISHA SAFAI,
CATHERINE STEFANI

Angela Calvillo, Clerk of the Board

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BOARD COMMITTEES

Committee Membership

Budget and Appropriations Committee

Supervisors Ronen, Safai, Chan, Mar, Walton

Budget and Finance Committee

Supervisors Ronen, Safai, Chan

Government Audit and Oversight Committee

Supervisors Preston, Chan, Mandelman

Land Use and Transportation Committee

Supervisors Melgar, Preston, Peskin

Public Safety and Neighborhood Services Committee

Supervisors Mar, Stefani, Melgar

Rules Committee

Supervisors Peskin, Mandelman, Chan

Youth, Young Adult, and Families Committee

Supervisors Ronen, Safai, Dorsey

Meeting Days

Wednesday

1:00 PM

Wednesday

12:30 PM

1st and 3rd Thursday

10:00 AM

Monday

1:30 PM

2nd and 4th Thursday

10:00 AM

Monday

10:00 AM

2nd Friday

10:00 AM

Agenda Item Information

Each item on the Consent or Regular agenda may include the following documents:

- 1) Legislation
- 2) Budget and Legislative Analyst report
- 3) Department or Agency cover letter and/or report
- 4) Public correspondence

These items are available for review at City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, Reception Desk or at <https://sfbos.org/legislative-research-center-lrc>.

Meeting Procedures

The Board of Supervisors is the legislative body of the City and County of San Francisco. The Board has several standing committees where legislation is the subject of hearings at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee.

Board procedures do not permit: 1) persons in the audience to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers, and similar sound-producing electronic devices; 3) bringing in or displaying signs in the meeting room; and 4) standing in the meeting room.

Each member of the public will be allotted the same maximum number of minutes to speak as set by the President or Chair at the beginning of each item or public comment, excluding City representatives; except that public speakers using interpretation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous interpretation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting interpretation assistance. Members of the public who want a document displayed should provide in advance of the meeting to the Clerk of the Board (bos.legislation@sfgov.org), clearly state such during testimony, and subsequently request the document be removed when they want the screen to return to live coverage of the meeting. Hard copy documents may not be shared during in-person meetings.

IMPORTANT INFORMATION: The public is encouraged to testify at Committee meetings. Persons unable to attend the meeting may submit to the City, by the time the proceedings begin, written comments regarding the agenda items. These comments will be made a part of the official public record and shall be brought to the attention of the Board of Supervisors. Written communications expected to be made a part of the official file should be submitted to the Clerk of the Board or Clerk of a Committee: 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102. Communications which are not received prior to the hearing may be delivered to the Clerk of the Board or Clerk of the Committee and will be shared with the Members.

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LANGUAGE INTERPRETERS: Language services are available in Spanish, Chinese and Filipino at all regular and special Board and Committee meetings if made at least 48 hours in advance of the meeting to help ensure availability. For more information or to request services: Contact Wilson Ng or Arthur Khoo at (415) 554-5184.

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PAUNAWA: Mayroong serbisyon pang-wika sa Espanyol, Tsino at Pilipino para sa lahat ng mga regular at

espesyal na pagpupulong ng Board, at Komite ng Board. Sa kasalukuyan, mayroong serbisyo sa wikang Pilipino na maaaring hilingin, 48 oras (o mas maaga) bago ng pagpupulong upang matiyak na matutugunan ang inyong kahilingan. Para sa karagdagang impormasyon o para humiling ng serbisyo pang-wika, tawagan lamang ang (415) 554-5184.

Americans with Disabilities Act (ADA)

The ADA is a civil rights law that protects people with different types of disabilities from discrimination in all aspects of social life. More specifically, Title II of the ADA requires that all programs offered through the state and local government such as the City and County of San Francisco must be accessible and usable to people with disabilities. The ADA and City policy require that people with disabilities have equal access to all City services, activities, and benefits. People with disabilities must have an equal opportunity to participate in the programs and services offered through the City and County of San Francisco. If you believe your rights under the ADA are violated, contact the ADA Coordinator.

Ordinance No. 90-10 added Section 2A.22.3 to the Administrative Code, which adopted a Citywide Americans with Disabilities Act Reasonable Modification Policy that requires City departments to: (1) provide notice to the public of the right to request reasonable modification; (2) respond promptly to such requests; (3) provide appropriate auxiliary aids and services to people with disabilities to ensure effective communication; and (4) train staff to respond to requests from the public for reasonable modification, and that requires the Mayor's Office on Disability to provide technical assistance to City departments responding to requests from the public for reasonable modifications. The Board of Supervisors and Office of the Clerk of the Board support the Mayor's Office on Disability to help make San Francisco a city where all people enjoy equal rights, equal opportunity, and freedom from illegal discrimination under disability rights laws.

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Know Your Rights Under The Sunshine Ordinance

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils, and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review. For information on your rights under the Sunshine Ordinance (San Francisco Administrative Code, Chapter 67) or to report a violation of the ordinance, contact by mail Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102; phone at (415) 554-7724; fax at (415) 554-5163; or by email at sotf@sfgov.org. Citizens may obtain a free copy of the Sunshine Ordinance by printing the San Francisco Administrative Code, Chapter 67, on the Internet at <https://www.sfbos.org/sunshine>.

Ethics Requirements

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code, Section 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 25 Van Ness Avenue, Suite 220, San Francisco, CA 94102; telephone (415) 252-3100; fax (415) 252-3112; web site <https://www.sfgov.org/ethics>.

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

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The Board of Supervisors and its committees will convene hybrid meetings that will allow in-person attendance, remote access, and public comment via teleconference. Visit the SFGovTV website at (www.sfgovtv.org) to stream the live meetings and watch meetings on demand or watch live meetings on San Francisco Cable Channels 26, 28, 78 or 99 (depending on your provider).

Members of the public may provide public comment in-person at the noticed location or remotely via teleconference (detailed instructions available at: <https://sfbos.org/remote-meeting-call>). Individuals who wish to share documents during a hearing must provide them to the Clerk 48 hours in advance (bos@sfgov.org). Persons attending the meeting in-person who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting. Members of the public may also submit their comments by email to: bos@sfgov.org; all comments received will be made a part of the official record.

Members of the public attending in-person may be required to wear masks or adhere to current orders, please visit https://sfbos.org/in_person_meeting_guidelines for the current guidelines. Board of Supervisors Regular Meetings begin at 2:00 p.m. on Tuesdays. Board Agendas and their associated documents are available at <https://sfbos.org/meetings/42>.

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(Press *3 to enter the speaker line)

Please visit the Board's website (www.sfbos.org) regularly to be updated on the current situation as it affects the legislative process. For more information contact the Office of the Clerk of the Board at (415) 554-5184.

ROLL CALL AND PLEDGE OF ALLEGIANCE

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

COMMUNICATIONS

APPROVAL OF MEETING MINUTES

Approval of the [September 20, 2022](#), Board Meeting Minutes.

AGENDA CHANGES

CONSENT AGENDA

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

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

Items 1 through 6

Recommendations of the Budget and Finance Committee

Present: Supervisors Ronen, Safai, Chan

1. [220758](#) **[Administrative Code - Outreach for Tax-Defaulted Properties]**
Sponsors: Safai; Chan and Ronen
Ordinance amending the Administrative Code to require the Tax Collector to provide information to the Mayor's Office of Housing and Community Development on real property that for at least three years has been tax-defaulted, and to require the Tax Collector to provide to the Board of Supervisors a summary of its referrals to government agencies and other organizations for the purpose of resolving property tax delinquencies prior to sale for nonpayment of taxes.

10/18/2022; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

2. [220841](#) **[Refund of Homelessness Gross Receipts Tax Overpayments for 2020 Tax Year]**
Ordinance authorizing the Tax Collector, through April 30, 2023, to refund overpayments of Homelessness Gross Receipts Tax to taxpayers who paid estimated Homelessness Gross Receipts Taxes to the City for the 2020 tax year and reported \$50,000,000 or less in total taxable gross receipts for the 2020 tax year on a timely filed original Gross Receipts Tax return. (Treasurer-Tax Collector)

(Fiscal Impact)

10/18/2022; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Government Audit and Oversight Committee

Present: Supervisors Preston, Chan, Mandelman

- 3. [220874](#) **[Administrative Code - Naming the Permanent Supportive Housing Development at 1321 Mission Street for Margot Antonetty]**
Sponsors: Mandelman; Dorsey, Preston and Ronen
Ordinance amending the Administrative Code to name the permanent supportive housing development located at 1321 Mission Street in memory of public health advocate Margot Antonetty.

10/18/2022; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

- 4. [221002](#) **[Health, Police Codes - Cannabis Sunset Dates]**
Sponsor: Mandelman
Ordinance amending the Health Code and Police Code to extend the sunset date for provisions governing Medical Cannabis Dispensaries from December 31, 2022, to December 31, 2024; and to allow the extension of Temporary Cannabis Business Permits for additional 120-day terms through December 31, 2024, rather than December 31, 2022; affirming the Planning Department’s determination 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.

10/18/2022; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendation of the Land Use and Transportation Committee

Present: Supervisors Melgar, Preston, Peskin

- 5. [220710](#) **[Landmark Tree Designation - Coast Redwood - 313 Scott Street]**
Sponsor: Preston
Ordinance designating the coast redwood (*Sequoia sempervirens*) tree located at 313 Scott Street as a landmark tree pursuant to the Public Works Code; making findings supporting the designation; and directing official acts in furtherance of the landmark tree designation, as defined herein.

10/18/2022; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendation of the Rules Committee

Present: Supervisors Peskin, Mandelman, Chan

6. 220843 [Administrative Code - Approval of Surveillance Technology Policies for Multiple City Departments]

Ordinance approving Surveillance Technology Policies governing the use of 1) Automatic License Plate Readers by the Municipal Transportation Agency, 2) Biometric Processing Software or System by the Juvenile Probation Department, 3) Body-Worn Cameras by the Fire Department, 4) People-Counting Camera by the Library, 5) Third-Party Security Cameras by the Municipal Transportation Agency and War Memorial, 6) Location Management Systems by the Juvenile Probation Department, 7) Computer Management System by the Library, and 8) Social Media Monitoring Software by the Library; and making required findings in support of said approvals. (City Administrator)

10/18/2022; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Land Use and Transportation Committee

Present: Supervisors Melgar, Preston, Peskin

7. 210866 [Planning, Administrative, Subdivision Codes - Density Exception in Residential Districts]

Sponsors: Mandelman; Melgar

Ordinance amending the Planning Code to provide a density limit exception to permit up to four dwelling units per lot, and up to six dwelling units per lot in Corner Lots, in all RH (Residential, House) zoning districts, subject to certain requirements, including among others the replacement of protected units; amending the Administrative Code to require new dwelling units constructed pursuant to the density limit exception to be subject to the rent increase limitations of the Rent Ordinance; amending the Subdivision Code to authorize a subdivider that is constructing new dwelling units pursuant to the density exception to submit an application for condominium conversion or a condominium map that includes the existing dwelling units and the new dwelling units that constitute the project; affirming the Planning Department’s determination 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.

10/18/2022; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

NEW BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Ronen, Safai, Chan

- 8. [220969](#) **[Accept and Expend Grant and Amend the Annual Salary Ordinance - Retroactive - Centers for Disease Control and Prevention - Coronavirus Disease 2019 Public Health Crisis Response and the Public Health Workforce Development Supplemental Funding - \$1,557,822]**

Sponsor: Mayor

Ordinance retroactively authorizing the Department of Public Health to accept and expend a grant in the amount of \$1,557,822 from the Centers for Disease Control and Prevention, through the California Department of Public Health as a pass-through entity, for participation in a coronavirus disease 2019 (COVID-19)-related program, entitled "COVID-19 Public Health Crisis Response and the Public Health Workforce Development Supplemental Funding," for the period of July 1, 2021, through June 30, 2023; and amending Ordinance No. 109-21 (Annual Salary Ordinance, File No. 210644 for Fiscal Years 2021-2022 and 2022-2023) to provide for the addition of four grant-funded full-time positions in Class 0931 Manager III (2.5 FTE), Class 2593 Health Program Coordinator III (1.25 FTE), and 2119 Health Care Analyst (1.25 FTE).

Question: Shall this Ordinance be PASSED ON FIRST READING?

- 9. [220268](#) **[Accept and Expend Grant - Retroactive - California Energy Commission - Electric Vehicle Ready Community Blueprint Phase 2 - Blueprint Implementation - \$2,384,797 and In-Kind Services and Equipment]**

Sponsors: Mayor; Mandelman, Melgar, Mar and Stefani

Resolution retroactively authorizing the Department of the Environment to accept and expend a grant in the amount of \$2,384,797 from the California Energy Commission's Alternative and Renewable Fuel and Vehicle Technology Program to implement an Electric Vehicle Ready Blueprint to accelerate local vehicle electrification for the period of August 1, 2022, through March 29, 2024; as a term of the grant agreement, Google, EVgo, and other City agencies will provide in-kind services and equipment for use by the public; and approving the grant agreement pursuant to Charter, Section 9.118(a). (Environment)

(Fiscal Impact)

07/19/2022; RE-REFERRED to the Budget and Finance Committee.

Question: Shall this Resolution be ADOPTED?

10. [220927](#) **[Public Trust Exchange and Title Settlement Agreement - Cole Trust - 1620-1650-1680 Davidson Avenue - Agreement to Sell a Portion of Port Real Property - Vicinity of Islais Creek]**

Resolution approving and authorizing the execution, delivery and performance of a 1) Purchase and Sale Agreement with the Cole Trust for the sale by the City, acting by and through the San Francisco Port Commission, of unimproved real property known as a portion of Former Custer Avenue; 2) a Public Trust Exchange and Title Settlement Agreement for 1620-1650-1680 Davidson Avenue between the City, acting by and through the Port Commission, the California State Lands Commission and the Cole Trust, both agreements in furtherance of a settlement agreement between the Port Commission and the Cole Trust; 3) affirming the Planning Department's determination under the California Environmental Quality Act; 4) adopting findings that the agreements are consistent with the General Plan, and the eight priority policies of Planning Code, Section 101.1; 5) adopting findings declaring that the real property transactions comply with the State Surplus Lands Act and City Surplus Lands Ordinance; 6) authorizing future City acceptance from the State of a new Public Trust Easement pending State enabling legislation; and 7) authorizing the Port's Executive Director and the Director of Property to take certain actions in furtherance of this Resolution, as defined herein. (Port)

Question: Shall this Resolution be ADOPTED?

11. [220950](#) **[Grant Amendment - Retroactive - California Department of Parks and Recreation - Division of Boating and Waterways Non-Motorized Boat Launching Facility Grant - Lake Merced Boat Dock - Term Extension]**
Sponsors: Mayor; Melgar

Resolution retroactively approving the sixth amendment to the contract with the California Department of Parks and Recreation Division of Boating and Waterways that requires the San Francisco Recreation and Park Department to operate and maintain the improvements made to the Lake Merced Boat Dock with Division of Boating and Waterway funds and extending the term from February 1, 2022, for a total term of March 1, 2015, through September 4, 2041, pursuant to Charter, Section 9.118(a); and to authorize the San Francisco Recreation and Park Department General Manager to enter into modifications and amendments to the grant contract that do not materially increase the obligations or liabilities to the City and are necessary to effectuate the purposes of the project or this Resolution. (Recreation and Park Department)

Question: Shall this Resolution be ADOPTED?

12. [221006](#) **[Accept and Expend Grant - Retroactive - California Department of Parks and Recreation - Twin Peaks Promenade and Trails Improvement - \$1,900,000]**
Sponsor: Mayor

Resolution retroactively authorizing the Recreation and Park Department (RPD) to accept and expend grant funding in the amount up to \$1,900,000 from the California Department of Parks and Recreation for the Twin Peaks Promenade and Trails Improvement Project for the term of July 1, 2020, through June 30, 2025; approving the grant contract which requires the Recreation and Park Department to maintain the project for the duration of the Contract Performance Period from July 1, 2020, through June 30, 2050, pursuant to Charter, Section 9.118(b); and authorizing the Recreation and Park Department General Manager to enter into modifications and amendments to the grant contract that do not materially increase the obligations or liabilities to the City and are necessary to effectuate the purposes of the project or this Resolution. (Recreation and Park Department)

Question: Shall this Resolution be ADOPTED?

13. [220974](#) **[Contract Amendment - TEGSCO, LLC - Vehicle Towing, Storage, and Disposal Services for Abandoned and Illegally-Parked Vehicles - Not to Exceed \$121,400,000]**

Sponsor: Safai

Resolution approving the seventh amendment to the contract between the Municipal Transportation Agency and TEGSCO, LLC, for services related to the towing, storage, and disposal of abandoned and illegally parked vehicles, to increase the contract amount by approximately \$33,200,000 for a total contract amount not to exceed \$121,400,000 for the balance of the second year and through March 2025, effective upon approval of this Resolution. (Municipal Transportation Agency)

(Fiscal Impact)

Question: Shall this Resolution be ADOPTED?

14. [220975](#) **[Lease Amendment - Increasing City Allowance Provided for Tenant Improvements - Volunteers in Medicine - 35 Onondaga Avenue - Reimbursement of Up to \$2,120,594]**

Sponsor: Safai

Resolution authorizing the Director of Property to execute a second amendment to a ten-year commercial lease, with two five-year extension options, between the City and County of San Francisco, as landlord, and Volunteers in Medicine, DBA Clinic By the Bay, as tenant, for the City-owned property located at 35 Onondaga Avenue; authorizing the reimbursement of up to a total of \$2,120,594 for tenant improvements, to commence upon execution of the lease; and to authorize the Director of Property to enter into any amendments or modifications to the second amendment 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)

Question: Shall this Resolution be ADOPTED?

15. [221026](#) **[Accept and Expend Grant - Alternative Process County Competitive Allocation Funds - California Department of Housing and Community Development - No Place Like Home Grant Program - Up to \$26,711,719]**

Sponsors: Mayor; Ronen and Safai

Resolution authorizing the Mayor's Office of Housing and Community Development, on behalf of the City and County of San Francisco, to participate in the fourth round Notice of Funding Availability and accept and expend the county competitive allocation award for an amount up to \$26,711,719 under the California Department of Housing and Community Development No Place Like Home Program, which provides funding for counties to develop multifamily housing specifically for persons with serious mental illness who are homeless, chronically homeless, or at-risk of chronic homelessness, for a term effective upon approval of this Resolution. (Mayor's Office of Housing and Community Development)

Question: Shall this Resolution be ADOPTED?

16. [221029](#) **[Approving California Enterprise Development Authority Revenue Obligations and TEFRA Hearing for Presidio Knolls School, Inc. - Not to Exceed \$33,000,000]**
Sponsors: Dorsey; Safai
Resolution approving for purposes of Internal Revenue Code of 1986, as amended, Section 147(f) of the Issuance and Sale of Revenue Obligations by the California Enterprise Development Authority in an aggregate principal amount not to exceed \$33,000,000 to finance, refinance and/or reimburse the cost of acquisition, construction, installation, rehabilitation, equipping and furnishing of various capital facilities to be owned and operated by Presidio Knolls School, Inc., a California nonprofit public benefit corporation.
- Question: Shall this Resolution be ADOPTED?**

Recommendations of the Land Use and Transportation Committee

Present: Supervisors Melgar, Peskin

17. [220940](#) **[Building Code - Repeal of Existing 2019 Code and Enactment of 2022 Code]**
Ordinance repealing the 2019 Building Code in its entirety and enacting a 2022 Building Code consisting of the 2022 California Building Code and the 2022 California Residential Code, as amended by San Francisco; adopting environmental findings and findings of local conditions under the California Health and Safety Code; providing for an operative date of January 1, 2023; and directing the Clerk of the Board to forward the Ordinance to the California Building Standards Commission, as required by State law. (Building Inspection Commission)
- Question: Shall this Ordinance be PASSED ON FIRST READING?**
18. [220941](#) **[Existing Building Code - Repeal of Existing 2019 Code and Enactment of 2022 Code]**
Ordinance repealing the 2019 Existing Building Code in its entirety and enacting a 2022 Existing Building Code consisting of the 2022 California Existing Building Code, as amended by San Francisco; adopting environmental findings and findings of local conditions under the California Health and Safety Code; providing for an operative date of January 1, 2023; and directing the Clerk of the Board to forward the Ordinance to the California Building Standards Commission, as required by State law. (Building Inspection Commission)
- Question: Shall this Ordinance be PASSED ON FIRST READING?**
19. [220942](#) **[Green Building Code - Repeal of Existing 2019 Code and Enactment of 2022 Code]**
Ordinance repealing the 2019 Green Building Code in its entirety and enacting a 2022 Green Building Code consisting of the 2022 California Green Building Standards Code, as amended by San Francisco; adopting environmental findings and findings of local conditions under the California Health and Safety Code; providing for an operative date of January 1, 2023; and directing the Clerk of the Board of Supervisors to forward the Ordinance to the California Building Standards Commission, as required by State law. (Building Inspection Commission)
- Question: Shall this Ordinance be PASSED ON FIRST READING?**

20. [220943](#) **[Mechanical Code - Repeal of Existing 2019 Code and Enactment of 2022 Code]**
Ordinance repealing the 2019 Mechanical Code in its entirety and enacting a 2022 Mechanical Code consisting of the 2022 California Mechanical Code, as amended by San Francisco; adopting environmental findings and findings of local conditions under the California Health and Safety Code; providing an operative date of January 1, 2023; and directing the Clerk of the Board of Supervisors to forward the Ordinance to the California Building Standards Commission, as required by State law. (Building Inspection Commission)
- Question: Shall this Ordinance be PASSED ON FIRST READING?**
21. [220944](#) **[Electrical Code - Repeal of Existing 2019 Code and Enactment of 2022 Code]**
Ordinance repealing the 2019 Electrical Code in its entirety and enacting a 2022 Electrical Code consisting of the 2022 California Electrical Code, as amended by San Francisco; adopting environmental findings and findings of local conditions under the California Health and Safety Code; providing an operative date of January 1, 2023; and directing the Clerk of the Board of Supervisors to forward the Ordinance to the California Building Standards Commission, as required by State law. (Building Inspection Commission)
- Question: Shall this Ordinance be PASSED ON FIRST READING?**
22. [220945](#) **[Plumbing Code - Repeal of Existing 2019 Code and Enactment of 2022 Code]**
Ordinance repealing the 2019 Plumbing Code in its entirety and enacting a 2022 Plumbing Code consisting of the 2022 California Plumbing Code, as amended by San Francisco; adopting environmental findings and findings of local conditions under the California Health and Safety Code; providing an operative date of January 1, 2023; and directing the Clerk of the Board of Supervisors to forward the Ordinance to the California Building Standards Commission, as required by State law. (Building Inspection Commission)
- Question: Shall this Ordinance be PASSED ON FIRST READING?**

Recommendations of the Rules Committee

Present: Supervisors Peskin, Mandelman, Chan

23. [221042](#) **[Nomination of County Veterans Service Officer - Elena Kim]**
Resolution confirming the nomination of Elena Kim as the County Veterans Service Officer for the City and County of San Francisco. (Clerk of the Board)
- Question: Shall this Resolution be ADOPTED?**
24. [220998](#) **[Appointment, Entertainment Commission - Stephen Jon Torres]**
Motion appointing Stephen Jon Torres, term ending July 1, 2026, to the Entertainment Commission. (Rules Committee)
- Question: Shall this Motion be APPROVED?**

25. [220999](#) **[Appointment, In-Home Supportive Services Public Authority - Edda Mai Johnson]**

Motion appointing Edda Mai Johnson, term ending March 1, 2023, to the In-Home Supportive Services Public Authority. (Rules Committee)

Question: Shall this Motion be APPROVED?

26. [221001](#) **[Appointment, Child Care Planning and Advisory Council - Sherrice Dorsey-Smith]**

Motion appointing Sherrice Dorsey-Smith (residency requirement waived), term ending March 19, 2025, to the Child Care Planning and Advisory Council. (Rules Committee)

Question: Shall this Motion be APPROVED?

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

COMMITTEE REPORTS

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

The following items will be considered by the Rules Committee at a Regular Meeting on Monday, October 24, 2022, at 10:00 a.m. The Chair intends to request the Committee to send the following items as Committee Reports on Tuesday, October 25, 2022.

27. [220702](#) **[Administrative Code - Definitions of Prohibited Discrimination in Contracting Ordinances and Human Rights Commission Ordinance]**

Sponsors: Mayor; Mandelman and Dorsey

Ordinance amending the Administrative Code to revise the definitions of gender identity, sex, and sexual orientation, and add the definition of gender expression, in Chapters 12B and 12C (ordinances prohibiting discrimination in contracting including property contracts); revise the definition of age in Chapters 12A (the Human Rights Commission ordinance) and 12B; and revise the definition of disability in Chapters 12A, 12B, and 12C.

Question: Shall this Ordinance be PASSED ON FIRST READING?

28. [221000](#) **[Appointments, Reentry Council]**

Motion appointing four members, terms ending June 1, 2024, to the Reentry Council. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

29. ROLL CALL FOR INTRODUCTIONS

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

30. PUBLIC COMMENT

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

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

PUBLIC COMMENT CALL-IN

[1 \(415\) 655-0001 / Meeting ID: 2499 895 1340 # #](tel:14156550001)
(Press *3 to enter the speaker line)

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

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

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

(PUBLIC COMMENT for Items 31 through 35 will be taken during Item 30 - General Public Comment.)

Items 31 through 35

31. [221085](#) [Urging Changes to California State Law Regarding Side Shows and Stunt Driving]

Sponsors: Dorsey; Safai, Stefani, Mandelman, Walton and Melgar

Resolution urging the California State Legislature to amend the State Vehicle Code to impose harsher penalties for side shows and stunt driving.

10/18/2022; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

- 32. [221086](#) [Asexual Awareness Week - October 23 through October 29, 2022]**
Sponsors: Dorsey; Mandelman
Resolution proclaiming October 23 through October 29, 2022, as Asexual Awareness Week in the City and County of San Francisco.
- 10/18/2022; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**
- 33. [221087](#) [SF Spikes Day - October 27, 2022]**
Sponsor: Mandelman
Resolution declaring October 27, 2022, as SF Spikes Day in the City and County of San Francisco, in recognition of San Francisco Spikes' work to engage the LGBTQ+ community in soccer and advance LGBTQ+ social causes and events.
- 10/18/2022; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**
- 34. [221041](#) [Appointment, Eastern Neighborhoods Citizens Advisory Committee - Uzuri Pease-Greene]**
Motion appointing Uzuri Pease-Greene, term ending October 19, 2023, to the Eastern Neighborhoods Citizens Advisory Committee. (Clerk of the Board)
- Uzuri Pease-Greene, seat 4, succeeding Keith Goldstein, term expired, must be nominated by the District 10 Supervisor, and shall live, work or own a business in the "Plan Area" they are appointed to represent, for the unexpired portion of a two-year term ending October 19, 2023.
- 10/18/2022; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Motion be APPROVED?**
- 35. [221091](#) [Findings to Allow Teleconferenced Meetings During Declared Emergency]**
Motion making findings to allow teleconferenced meetings under California Government Code, Section 54953(e). (Clerk of the Board)
- 10/18/2022; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Motion be APPROVED?**

36. IMPERATIVE AGENDA

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

[Serious Injury Finding]

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

[Purely Commendatory Finding]

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

[Brown Act Finding]

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

(PUBLIC COMMENT WILL BE TAKEN on any Imperative Agenda item introduced.)
[1 \(415\) 655-0001 / Meeting ID: 2499 895 1340 # #](tel:14156550001)
(Press *3 to enter the speaker line)

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 ORDINANCE

221065

[General Plan - Adopting the 2022 Safety & Resilience Element]

Ordinance amending the San Francisco General Plan by repealing the 2012 Community Safety Element and adopting the 2022 Safety & Resilience Element; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of public necessity, convenience, and general welfare under Planning Code, Section 340, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Planning Department)

10/07/2022; RECEIVED FROM DEPARTMENT.

10/25/2022; ASSIGNED UNDER 30 DAY RULE to the Land Use and Transportation Committee.

PROPOSED RESOLUTIONS

221066

[Settlement of Unlitigated Claim - Visa U.S.A. Inc. - \$28,771.32]

Resolution approving the settlement of the unlitigated claim filed by Visa U.S.A. Inc. against the City and County of San Francisco for \$28,771.32; the claim was filed on June 30, 2022; the claim involves a refund of commercial rents taxes. (City Attorney)

10/07/2022; RECEIVED FROM DEPARTMENT.

10/25/2022; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

221067**[Real Property Sale Agreement - State of California - Portions of SFPUC Parcel Nos. 57 and 65 - State Route 84 / Niles Canyon Safety Improvement Project in Alameda County - \$11,970]**

Resolution 1) approving and authorizing the General Manager of the San Francisco Public Utilities Commission ("SFPUC") and/or the Director of Property, on behalf of the City and County of San Francisco ("City"), to sell fee and easement interest in certain real property located along State Route 84 in the City of Fremont and in unincorporated Alameda County to the State of California, acting through its California Department of Transportation ("Caltrans"); 2) approving and authorizing an Agreement for Sale of Real Estate, Temporary Construction Easement, and Utility Easement ("Sale Agreement") for the sale of the Property, as defined herein, to Caltrans; 3) authorizing the SFPUC General Manager and/or City's Director of Property to execute the Sale Agreement, make certain modifications, and take certain actions in furtherance of this Resolution and the Sale Agreement, as defined herein; 4) adopting findings declaring that the real property is "surplus land" and "exempt surplus land" pursuant to the California Surplus Land Act; 5) determining that a competitive bidding process for the conveyance of the Property is impractical and not in the public interest, in accordance with Administrative Code, Section 23.3; 6) adopting responsible agency findings under the California Environmental Quality Act ("CEQA") and Section 15091 of the CEQA Guidelines; and 7) adopting the Planning Department's findings that the Sale Agreement, and the transaction contemplated therein, is consistent with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Utilities Commission)

10/07/2022; RECEIVED FROM DEPARTMENT.

10/25/2022; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

221095 [Petitions and Communications]

Petitions and Communications received from October 13, 2022, through October 20, 2022, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on October 25, 2022.

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

From the Office of Supervisor Ahsha Safai, regarding a request to the City Attorney to draft legislation to create the Concrete Building Safety Program. Copy: Each Supervisor. (1)

From the Office of Supervisor Dean Preston, regarding an inquiry to Mayor London N. Breed to recent allegations and practices regarding Mayoral appointees, nominees, and/or commissioners being requested to sign undated resignation letters. Copy: Each Supervisor. (2)

From the Office of Supervisor Dean Preston, regarding an inquiry to all current and active Mayoral appointees and/or nominees being requested to sign undated resignation letters. Copy: Each Supervisor. (3)

From the Office of Supervisors Rafael Mandelman, Catherine Stefani, Aaron Peskin, Hillary Ronen, and Ahsha Safai, submitting a letter of inquiry to the City Administrator regarding policy options to amend to Chapter 12X of the Administrative Code. Copy: Each Supervisor. (4)

From the Office of Supervisor Gordon Mar, submitting an inquiry to the Office of the Budget and Legislative Analyst. Copy: Each Supervisor. (5)

From the Department of Public Health, submitting a media statement announcing the end to the Public Health Emergency on Monkeypox (MPX) on October 31, 2022. Copy: Each Supervisor. (6)

From the Human Resources Agency, submitting Senior Operating Subsidies (SOS) Program Fund Fiscal Year 2020-2021 and Fiscal Year 2021-2022 Expenditure Report. Copy: Each Supervisor. (7)

From the Office of the Chief Medical Examiner, submitting the Preliminary Accidental Drug Overdose Data Reports for January 2022 through September 2022. Copy: Each Supervisor. (8)

From the California State Office of Historic Preservation, submitting a notice to place the Timothy L. Pflueger House listing in the National Register of Historic Places. Copy: Each Supervisor. (9)

From the California Fish and Game Commission, submitting an emergency notice regarding the use of hoop nets for recreational take of crab and lobster. Copy: Each Supervisor. (10)

From the San Francisco Public Utilities Commission, submitting the Quarterly Report on the Status of Applications to Pacific Gas & Electric Company (PG&E) for Electric Service. Copy: Each Supervisor. (11)

From various Departments, submitting Chapter, Section 12B, Waiver Request Forms, pursuant to Administrative Code, Section 12B.5-1. 4 Contracts. Copy: Each Supervisor. (12)

From the Office of the Controller, submitting the City Services Auditor Summary of the Implementation Status of Recommendations followed up on in Fiscal Year 2021-2022. Copy: Each Supervisor. (13)

From Mark Gruberg, regarding the proposed San Francisco Municipal Transportation Agency taxi meter increase. Copy: Each Supervisor. (14)

From Karim Aboud, regarding the Utility Underground Program Master Work Plan Study. Copy: Each Supervisor. (15)

From Tony Irons, submitting a letter of support for the Mayoral nomination of Kate Stacy. File No. 220938. Copy: Each Supervisor. (16)

From Anonymous, regarding signed undated resignation letters of Mayoral appointees. Copy: Each Supervisor. (17)

From concerned citizens, regarding algal bloom in the San Francisco Bay. 3 Letters. Copy: Each Supervisor. Copy: Each Supervisor. (18)

From Emerson Sosa, regarding San Francisco Police Department (SFPD) traffic enforcement analysis. Copy: Each Supervisor. (19)

From concerned citizens, regarding their support for the renovation of the Castro Theatre. 590 Letters. Copy: Each Supervisor. (20)

From concerned citizens, regarding the Great Highway. 27 Letters. File No. 220875. Copy: Each Supervisor. (21)

From Richard Skaff, regarding restaurant parklets. Copy: Each Supervisor. (22)

From concerned citizens, regarding the Hunters Point Naval Shipyard. 3 Letters. Copy: Each Supervisor. (23)

From Cuong Vu, regarding Planning, Administrative, Subdivision Codes - Density Exception in Residential Districts. File No. 210866. Copy: Each Supervisor. (24)

From concerned citizens, regarding Slow Streets and Lake Street. 6 Letters. Copy: Each Supervisor. (25)

From concerned citizens, regarding homelessness. 3 Letters. Copy: Each Supervisor. (26)

From Grant Goodman, regarding accessible bus stops. Copy: Each Supervisor. (27)

ADJOURNMENT