

BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES

Tuesday, May 2, 2023 - 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, Safai, Ronen, Walton

Budget and Finance Committee

Supervisors Chan, Mandelman, Safai

Government Audit and Oversight Committee

Supervisors Preston, Stefani, Chan

Homelessness and Behavioral Health Select Committee

Supervisors Ronen, Mandelman, Walton

Land Use and Transportation Committee

Supervisors Melgar, Preston, Peskin

Public Safety and Neighborhood Services Committee

Supervisors Stefani, Engardio, Dorsey

Rules Committee

Supervisors Dorsey, Walton, Safai

Meeting Days

Wednesday

1:30 PM

Wednesday

10:00 AM

1st and 3rd Thursday

10:00 AM

2nd and 4th Friday

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.

Volume 118 Number 16

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

The Board of Supervisors of the City and County of San Francisco met in regular session, in-person with remote access and public comment also available via telephone, on Tuesday, May 2, 2023, with President Aaron Peskin presiding.

President Peskin called the meeting to order at 2:01 p.m.

Remote Access to Information and Participation

The Board of Supervisors (www.sfbos.org) and its committees convene hybrid meetings that allow in-person attendance, in-person public comment (prioritized before remote public comment), remote access (watch: www.sfgovtv.org), and remote public comment via teleconference (<https://sfbos.org/remote-meeting-call>).

ROLL CALL AND PLEDGE OF ALLEGIANCE

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

Supervisor Mandelman was noted not present.

A quorum of the Board was 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.

COMMUNICATIONS

Angela Calvillo, Clerk of the Board, instructed members of the public, when general public comment is called, to contribute live comments in-person or by dialing the telephone number published on the agenda and scrolling across the screen. In-person public comment will be taken before remote public comment is called.

*(Those who are providing public comment remotely must dial *3 to be added to the remote queue to speak. Written comments may be submitted through email (bos@sfgov.org) or the U.S. Postal Service at City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.)*

APPROVAL OF MEETING MINUTES

(There were no minutes to approve; the agendized date was inadvertently included.)

AGENDA CHANGES

There were no agenda changes.

Supervisor Mandelman was noted present at 2:04 p.m.

CONSENT AGENDA

Recommendations of the Government Audit and Oversight Committee

230203 [Settlement of Lawsuit - Christopher Wirowek - \$436,000]

Ordinance authorizing settlement of the lawsuit filed by Christopher Wirowek against the City and County of San Francisco for \$436,000; the lawsuit was filed on July 27, 2020, in San Francisco Superior Court, Case No. CGC-20-585768; entitled Christopher Wirowek v. City and County of San Francisco; the lawsuit involves an employment dispute. (City Attorney)

PASSED ON FIRST READING

230244 [Settlement of Lawsuit - Plaintiffs DOE 1 AND DOE 2 - \$120,000]

Ordinance authorizing settlement of the lawsuit filed by Plaintiffs DOE 1 and DOE 2 against the City and County of San Francisco for \$120,000.00; the lawsuit was filed on February 2, 2021, in San Francisco Superior Court, Case No. CGC-21-589554; entitled DOE 1 and DOE 2 v. City and County of San Francisco; the lawsuit involves an employment dispute. (City Attorney)

PASSED ON FIRST READING

230245 [Settlement of Lawsuit - Justin Tsai - \$185,000]

Ordinance authorizing settlement of the lawsuit filed by Justin Tsai against the City and County of San Francisco et al. for \$185,000; the lawsuit was filed on November 10, 2020, in San Francisco Superior Court, Case No. CPF-20-517295; entitled Justin Tsai v. City and County of San Francisco et al.; the lawsuit involves an employment dispute. (City Attorney)

PASSED ON FIRST READING

230246 [Settlement of Lawsuit - Plaintiffs Robert Burchell, et al. - \$100,000]

Ordinance authorizing settlement of the lawsuit filed by Plaintiffs Robert Burchell, F/V Rose Marie, Inc., Erik Anfinson, John Barnett, Sarah Bates, F/V AL-W, Ken Burns, Chris Cameron, MJ Fisheries, Inc., Mike Costello, Andrew Evanow Jr., Andrew Evanow Sr., Michael Fontes, Chris Fox, Mike Harvie, Sean Hodges, David Kemp, Nick Krieger, WAC Fisheries, Inc., Philip Lafata, Daniel Lazzari, Patrick Lazzari, Benedetto Lo Grande, Chuck Louie, John Mellor, Savior Papetti, Mark Schwarz, and Shane Wehr against the City and County of San Francisco for \$100,000; the lawsuit was filed on December 28, 2022, in San Francisco Superior Court, Case No. CGC-20-588665; entitled Robert Burchell, F/V Rose Marie, Inc., Erik Anfinson, John Barnett, Sarah Bates, F/V AL-W, Ken Burns, Chris Cameron, MJ Fisheries, Inc., Mike Costello, Andrew Evanow Jr., Andrew Evanow Sr., Michael Fontes, Chris Fox, Mike Harvie, Sean Hodges, David Kemp, Nick Krieger, WAC Fisheries, Inc., Philip Lafata, Daniel Lazzari, Patrick Lazzari, Benedetto Lo Grande, Chuck Louie, John Mellor, Savior Papetti, Mark Schwarz, and Shane Wehr v. City and County of San Francisco; the lawsuit involves a fire on Pier 45 that destroyed Shed C. (City Attorney)

PASSED ON FIRST READING

230279 [Settlement of Lawsuit - Lyn Rawles - \$200,000]

Ordinance authorizing settlement of the lawsuit filed by Lyn Rawles against the City and County of San Francisco for \$200,000; the lawsuit was filed on December 4, 2020, in San Francisco Superior Court, Case No. CGC-20-588157; entitled Lyn Rawles v. City and County of San Francisco, et al.; the lawsuit involves an alleged civil rights violation. (City Attorney)

PASSED ON FIRST READING

230334 [Settlement of Lawsuit - Alexis Krup - \$3,325,000]

Ordinance authorizing settlement of the lawsuit filed by Alexis Krup against the City and County of San Francisco for \$3,325,000; the lawsuit was filed on October 9, 2020, in San Francisco Superior Court, Case No. CGC-20-587218; entitled Alexis Krup v. City and County of San Francisco, et al.; the lawsuit involves alleged personal injuries from a vehicle collision. (City Attorney)

PASSED ON FIRST READING

230335 [Settlement of Lawsuit - M. Hernandez Construction, Inc. - \$137,000]

Ordinance authorizing settlement of the lawsuit filed by M. Hernandez Construction, Inc. against the City and County of San Francisco by the payment of \$137,000; the lawsuit was filed on March 16, 2022, in the Superior Court of California, County of San Francisco, Case No. CGC-22-598639; entitled M. Hernandez Construction, Inc. dba Hernandez Engineering vs. City and County of San Francisco; the lawsuit involves alleged breach of contract. (City Attorney)

PASSED ON FIRST READING

230350 [Settlement of Lawsuit - San Francisco Care Center, L.P. - \$825,000]

Ordinance authorizing settlement of the lawsuit City and County of San Francisco, et al., v. San Francisco Care Center, L. P., et al., for \$825,000; the lawsuit was filed on March 23, 2018, in San Francisco Superior Court, Case No. CGC 18-565184; the lawsuit involves alleged breaches of contract and Building Code violations. (City Attorney)

PASSED ON FIRST READING

230351 [Settlement of Lawsuit - Ronnie Jones - \$149,000]

Ordinance authorizing settlement of the lawsuit filed by Ronnie Jones against the City and County of San Francisco for \$149,000; the lawsuit was filed on February 17, 2021, in San Francisco Superior Court, Case No. CGC-21-589810; entitled Ronnie Jones v. City and County of San Francisco; the lawsuit involves an employment dispute. (City Attorney)

PASSED ON FIRST READING

230205 [Settlement of Unlitigated Claim - KHP III SF Sutter LLC - \$3,750,000]

Resolution approving the settlement of the unlitigated claim filed by KHP III SF Sutter LLC against the City and County of San Francisco for \$3,750,000; the claim was filed on January 10, 2023; the claim involves allegations of property damage to the Kimpton Buchanan Hotel caused by shelter-in-place (SIP) hotel guests during the COVID-19 pandemic and resulting loss of use; other material terms of the settlement include a mutual full and final release, with each party to bear their own costs. (City Attorney)

Resolution No. 219-23

ADOPTED

230249 [Settlement of Unlitigated Claim - Joseph Goldmark - \$35,000]

Resolution approving the settlement of the unlitigated claim filed by Joseph Goldmark against the City and County of San Francisco for \$35,000; the claim was filed on November 29, 2022; the claim involves alleged property damage due to flooding caused by a water main rupture. (City Attorney)

Resolution No. 220-23

ADOPTED

230250 [Settlement of Unlitigated Claim - Chinatown Community Development Center - \$70,000]

Resolution approving the settlement of the unlitigated claim filed by Chinatown Community Development Center against the City and County of San Francisco for \$70,000, the claim was filed on September 20, 2022; the claim involves alleged property damage due to fire suppression and rescue training activities. (City Attorney)

Resolution No. 221-23

ADOPTED

230251 [Settlement of Unlitigated Claim - Michael Gwilliam - \$38,350]

Resolution approving the settlement of the unlitigated claim filed by Michael Gwilliam against the City and County of San Francisco for \$38,350; the claim was filed on October 14, 2022; the claim involves alleged property damage due to flooding caused by a water main rupture. (City Attorney)

Resolution No. 222-23

ADOPTED

230252 [Settlement of Unlitigated Claim - BRIDGE Housing Corporation - \$100,000]

Resolution approving the settlement of the unlitigated claim filed by BRIDGE Housing Corporation against the City and County of San Francisco for \$100,000; the claim was filed on September 8, 2022; the claim involves alleged property damage due to flooding caused by a water main rupture. (City Attorney)

Resolution No. 223-23

ADOPTED

230338 [Settlement of Unlitigated Claim - Executive Hotel Vintage Court, LLC - \$762,965]

Resolution approving the settlement of the unlitigated claim filed by Executive Hotel Vintage Court, LLC, against the City and County of San Francisco for \$762,965; the claim was filed on February 2, 2023; the claim involves allegations of property damage to the Executive Hotel Vintage Court caused by shelter-in-place (SIP) hotel guests during the COVID-19 pandemic and resulting loss of use; other material terms of the settlement include a mutual full and final release, with each party to bear their own costs. (City Attorney)

Resolution No. 224-23

ADOPTED

230339 [Settlement of Unlitigated Claim - SF Americania LLC - \$4,692,008]

Resolution approving the settlement of the unlitigated claim filed by SF Americania LLC against the City and County of San Francisco for \$4,692,008; the claim was filed on January 13, 2023; the claim involves allegations of property damage to the Americania Hotel caused by shelter-in-place (SIP) hotel guests during the COVID-19 pandemic and resulting loss of use; other material terms of the settlement include a mutual full and final release, with each party to bear their own costs. (City Attorney)

Resolution No. 225-23

ADOPTED

230340 [Tolling Agreement - Treasure Island Series 1, LLC - Real Property Transfer Tax Dispute]

Resolution approving a Tolling Agreement to extend the statute of limitations for Treasure Island Series 1, LLC and Treasure Island Community Development, LLC to bring potential litigation against the City and County of San Francisco for a refund of real property transfer tax to allow for possible resolution of the matter without litigation. (City Attorney)

Resolution No. 226-23

ADOPTED

The foregoing items were acted upon by the following vote:

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

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Rules Committee

230213 [Administrative Code - Repealing Prohibitions on City Travel and Contracting Related to States with Certain Types of Discriminatory Laws]

Sponsors: Mandelman; Stefani, Peskin, Ronen, Safai, Dorsey and Engardio

Ordinance amending the Administrative Code to repeal Chapter 12X, and thereby repeal the prohibitions on City-funded travel to a state, and the City's entering into a contract with a contractor that has its United States headquarters in a state or where any or all of the contract would be performed in a state, that allows discrimination against LGBT individuals, has restrictive abortion laws, or has voter suppression laws.

(Supervisors Chan, Melgar, Preston, and Walton voted No on First Reading.)

FINALLY PASSED by the following vote:

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

Noes: 2 - Chan, Walton

Supervisor Melgar, seconded by Supervisor Walton, moved to rescind the previous vote. The motion carried by the following vote:

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

Ordinance No. 075-23

FINALLY PASSED by the following vote:

Ayes: 7 - Dorsey, Engardio, Mandelman, Peskin, Ronen, Safai, Stefani

Noes: 4 - Chan, Melgar, Preston, Walton

NEW BUSINESS

Recommendations of the Budget and Finance Committee

230257 [Appropriation - Ambulance Service Revenue - Fire Department - \$4,236,098, and De-Appropriations \$62,348,096 and Appropriations - Various Departments - \$66,584,194 - FY2022-2023]

Sponsor: Mayor

Ordinance appropriating \$4,236,098 in Ambulance Service Revenue in the Fire Department, de-appropriating \$62,348,096 from permanent salaries and mandatory fringe benefits, and appropriating \$65,429,619 to overtime in the Department of Emergency Management, Department of Public Health, Department of Public Works, Fire Department, San Francisco Public Utilities Commission, Sheriff's Department, and the Recreation and Parks Department and appropriating \$1,154,575 to Materials and Supplies in the Fire Department, in order to support the Departments' projected increases in overtime as required per Administrative Code Section 3.17; this Ordinance requires a two-thirds vote of all members of the Board of Supervisors, pursuant to Charter Section 9.113(c).

(Pursuant to Charter, Section 9.113(c), this matter shall require a vote of two-thirds (8 votes) of all members of the Board of Supervisors to approve such appropriation ordinance for passage.)

Privilege of the floor was granted unanimously to Ben Rosenfield, Controller (Office of the City Controller), and Jenny Louie (Department of Public Health) who responded to questions raised throughout the discussion.

PASSED ON FIRST READING by the following vote:

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

230291 [Waiving Contracting Requirements of the Administrative Code for Port Leases approved by the Port Commission and the Board of Supervisors]

Sponsors: Peskin; Mandelman

Ordinance waiving the contracting requirements of the Administrative Code for tenant improvements performed by a Port tenant or its agents for Port leases approved by the Port Commission and the Board of Supervisors.

PASSED ON FIRST READING by the following vote:

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

230349 [Waiver of Municipal Code Requirements for Public Utilities Commission Agreements with Caltrans]

Ordinance exempting from requirements of the Administrative Code and the Environment Code two agreements between the San Francisco Public Utilities Commission and the California Department of Transportation for professional services for two sewer improvement projects, the Lower Alemany Area Stormwater Improvement Project and the Folsom Area Stormwater Improvement Project; and affirming the Planning Department's determination under the California Environmental Quality Act. (Public Utilities Commission)

PASSED ON FIRST READING by the following vote:

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

230341 [Lease Amendment - International Terminal Food and Beverage Lease 3, Lease No. 16-0014 - Tastes on the Fly SFO International, LLC - Reduction of Premises]

Resolution approving Amendment No. 3 to the International Terminal Food and Beverage Lease 3, Lease No. 16-0014, between Tastes on the Fly SFO International, LLC, as tenant, and the City and County of San Francisco, acting by and through its Airport Commission, for a removal of one restaurant facility from the lease premises, resulting in a reduction in the total leasehold square footage of the demised premises by approximately 43%, while maintaining the Minimum Annual Guarantee of \$1,177,995.15, effective upon approval of this Resolution. (Airport Commission)

Resolution No. 227-23

ADOPTED by the following vote:

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

230381 [Accept and Expend Grant - Federal Aviation Administration - Airport Terminal Program Grant - \$31,000,000]

Sponsor: Mayor

Resolution authorizing the Airport Commission to accept and expend a grant in an amount not to exceed \$31,000,000 and any additional amounts up to 15% of the original grant for a period of October 1, 2022, through September 30, 2027, that may be offered from the Federal Aviation Administration for the implementation of the International Terminal Building Roof Upgrade Project, contingent on receipt by the Airport Commission of a grant offer from the Federal Aviation Administration. (Airport Commission)
(Fiscal Impact)

Resolution No. 228-23

ADOPTED by the following vote:

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

230352 [Contract Amendment - Asian and Pacific Island Wellness Center dba San Francisco Community Health Center - Intensive Case Management and Mobile Delivered Care and Services - Not to Exceed \$15,240,599]

Sponsor: Dorsey

Resolution approving Amendment No. 3 to the agreement between Asian and Pacific Islander Wellness Center dba San Francisco Community Health Center and the Department of Public Health (DPH), to provide intensive case management and mobile delivered care and services to severe need and special populations living with HIV/AIDS who reside in San Francisco, to increase the agreement by \$5,585,276 for an amount not to exceed \$15,240,599; to extend the term by three years from February 29, 2024, for a total agreement term of May 1, 2017, through February 28, 2027; and to authorize DPH 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)

Supervisor Dorsey requested to be added as the primary sponsor.

Resolution No. 229-23

ADOPTED by the following vote:

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

230382 [Accept and Expend Grant - Retroactive - United States Department of Health and Human Services - Title X Family Planning Program - \$301,725]

Sponsor: Mayor

Resolution retroactively authorizing the Department of Public Health to accept and expend a grant increase in the amount of \$221,725 from the United States Department of Health and Human Services, Office of Population Affairs through Essential Access Health for a total amount of \$301,725 for participation in a program, entitled "Title X Family Planning Program," for the period of April 1, 2022, through March 31, 2023. (Public Health Department)

Resolution No. 180-23

ADOPTED by the following vote:

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

President Peskin requested File Nos. 230411, 230412, 230413, and 230414 be called together.

230411 [Apply for, Accept, and Expend Grant - U.S. Department of Housing and Urban Development - Housing Opportunities for Persons with AIDS Program - \$10,127,761 - FY2023-2024]

Sponsors: Mayor; Dorsey, Mandelman and Engardio

Resolution approving the Fiscal Year (FY) 2023-2024 Housing Opportunities for Persons with AIDS ("HOPWA") Program; and authorizing the Mayor, on behalf of the City and County of San Francisco, to apply for, accept, and expend the City's FY2023-2024 HOPWA Program entitlement from the U.S. Department of Housing and Urban Development in the amount of \$7,410,761 and to expend program income and reprogrammed funds in the amount of \$2,717,000 for a combined total of \$10,127,761 for the period of July 1, 2023, through June 30, 2026. (Mayor's Office of Housing and Community Development)

Resolution No. 230-23

ADOPTED by the following vote:

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

230412 [Apply for, Accept, and Expend Grant - U.S. Department of Housing and Urban Development Emergency Solutions Grants Program - \$1,602,414 - FY2023-2024]

Sponsor: Mayor

Resolution approving the Fiscal Year (FY) 2023-2024 Emergency Solutions Grants (ESG) Program; and authorizing the Mayor, on behalf of the City and County of San Francisco, to apply for, accept, and expend the City's FY2023-2024 ESG Program entitlement from the U.S. Department of Housing and Urban Development, in the amount of \$1,602,414 for an unspecified period starting July 1, 2023.

Resolution No. 231-23

ADOPTED by the following vote:

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

230413 [Apply for, Accept, and Expend Grant - U.S. Department of Housing and Urban Development - Community Development Block Grant Program - \$25,083,788 - FY2023-2024]

Sponsor: Mayor

Resolution approving the Fiscal Year (FY) 2023-2024 Community Development Block Grant (CDBG) Program; authorizing the Mayor, on behalf of the City and County of San Francisco, to apply for, accept, and expend the City's FY2023-2024 CDBG Program entitlement from the U.S. Department of Housing and Urban Development in the amount of up to \$18,808,788 and to expend estimated program income in the amount of \$6,275,000 for a combined total of approximately \$25,083,788 for a period beginning July 1, 2023, through the date when all funds are expended.

Resolution No. 232-23

ADOPTED by the following vote:

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

230414 [Apply for, Accept, and Expend Grant - U.S. Department of Housing and Urban Development - HOME Investment Partnership Program - \$7,261,293 - FY2023-2024]**Sponsor: Mayor**

Resolution approving the Fiscal Year (FY) 2023-2024 HOME Investment Partnership (HOME) Program; and authorizing the Mayor, on behalf of the City and County of San Francisco, to apply for, accept, and expend the City's FY2023-2024 HOME Program entitlement from the U.S. Department of Housing and Urban Development in the amount of \$5,261,293 and to expend Program Income in the amount of \$2,000,000 for a combined total of \$7,261,293 for the term of July 1, 2023, through June 30, 2028. (Mayor's Office of Housing and Community Development)

Resolution No. 233-23**ADOPTED by the following vote:**

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

230429 [Accept and Expend In-Kind Gift - Consulting Services - Various Providers - Valued at \$739,440]**Sponsors: Mayor; Mandelman**

Resolution authorizing the Mayor's Office, through the Mayor's Office of Innovation, to accept an in-kind gift of consulting services valued at \$739,440 from various providers from May 3 through August 18, 2023, in connection with the Civic Bridge Program.

Resolution No. 234-23**ADOPTED by the following vote:**

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

Recommendation of the Government Audit and Oversight Committee**230386 [Resolution of Intention - Excelsior Community Benefit District]****Sponsor: Safai**

Resolution declaring the intention of the Board of Supervisors to establish a property-based business improvement district known as the "Excelsior Community Benefit District" and levy a multi-year assessment on all parcels in the district; approving the management district plan and engineer's report and proposed boundaries map for the district; ordering and setting a time and place for a public hearing of the Board of Supervisors, sitting as a Committee of the Whole, on July 11, 2023 at 3:00 p.m.; approving the form of the Notice of Public Hearing and Assessment Ballot Proceeding, and Assessment Ballot; directing environmental findings; and directing the Clerk of the Board of Supervisors to give notice of the public hearing and balloting as required by law.

Resolution No. 235-23**ADOPTED by the following vote:**

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

Recommendations of the Land Use and Transportation Committee

230058 [Planning Code, Zoning Map - Rezone Designated RM-2 Parcel]

Sponsor: Stefani

Ordinance amending the Planning Code and Zoning Map to rezone Assessor's Parcel Block No. 0976, Lot No. 001, located in the Residential Mixed, Moderate Density (RM-2) District to permit use for up to 47 Tourist Hotel Rooms; affirming the Planning Department's determination under the California Environmental Quality Act; making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and making findings of public necessity, convenience, and welfare under Planning Code, Section 302.

PASSED ON FIRST READING by the following vote:

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

230280 [General Plan - Environmental Justice Framework and General Plan Introduction]

Ordinance amending the General Plan by adopting the San Francisco Environmental Justice Framework and amending the Introduction to the General Plan; 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)

(Pursuant to Charter, Section 4.105, the Planning Commission recommends General Plan amendments to the Board of Supervisors for approval or rejection. If the Board fails to act within 90 days of receipt, the proposed General Plan amendment shall be deemed approved. Transmittal Date: March 10, 2023.)

PASSED ON FIRST READING by the following vote:

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

Recommendations of the Rules Committee

221062 [Administrative Code - Funding, Acquisition, and Use of Certain Sheriff's Department Equipment]

Ordinance amending the Administrative Code to require Board of Supervisors approval of a policy governing the funding, acquisition, and use of certain law enforcement equipment of the Sheriff's Department consistent with the criteria set forth in state law; and approving the Sheriff's Department's Use of Equipment Policy. (Sheriff)

PASSED ON FIRST READING by the following vote:

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

230361 [Mayoral Appointment, Successor Agency Commission (Commonly Known as Commission on Community Investment and Infrastructure) - Vanessa Aquino]

Motion approving the Mayor's nomination for appointment of Vanessa Aquino to the Successor Agency Commission (commonly known as the Commission on Community Investment and Infrastructure), term ending November 3, 2024. (Clerk of the Board)

(Ordinance No. 215-12, Section 6(b), provides that this member shall be appointed by the Mayor and subject to confirmation by the 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 3, 2023)

Motion No. M23-069

APPROVED by the following vote:

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

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

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

President Peskin introduced, welcomed, and presented a Certificate of Honor to the Department of Disability and Aging Services, accepted by Kelly Dearman, Executive Director, and the leadership staff, including Cindy Kauffman, Jill Nielsen, Mike Zaugg, Fanny Lapitan, Ria Mercado, Chun Yin Law, Janet Boessenecker, Akiles Ceron, and Carrie Wong, in recognition of their many accomplishments and exceptional efforts providing services, policies and research that promote health, safety, and independence for older adults, veterans, and people with disabilities. Supervisors Mandelman, Ronen, Walton, Safai, and Melgar shared in this commendation.

COMMITTEE REPORTS

Recommendation of the Land Use and Transportation Committee

230324 [Recognizing the Decommissioning and Deconsecration of the Site of the Congregation B'nai Emunah]

Sponsors: Melgar; Peskin, Dorsey, Mandelman and Engardio

Resolution recognizing the decommissioning and deconsecration of the current site of Congregation B'nai Emunah in order to form and relocate the new Congregation Am Tikvah.

Resolution No. 236-23

ADOPTED by the following vote:

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

Recommendation of the Public Safety and Neighborhood Services Committee

230196 [Liquor License Transfer - 140-10 Street - Rye Bar]

Resolution determining that the transfer of a Type-48 on-sale general public premises liquor license to Rye Bar, Inc., to do business as Rye Bar, located at 140-10 Street (District 6) will serve the public convenience or necessity of the City and County of San Francisco, in accordance with California Business and Professions Code, Section 23958.4; and requesting that the California Department of Alcoholic Beverage Control impose conditions on the issuance of the license. (Public Safety and Neighborhood Services Committee)

Resolution No. 237-23

ADOPTED by the following vote:

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

Recommendation of the Rules Committee

230457 [City Corporate Seal - Use by District 6, Supervisor Matt Dorsey]

Sponsor: Dorsey

Resolution approving the use of the City's Corporate Seal for the purpose of jackets for District 6 Supervisor Matt Dorsey and his staff that identify them as a member of the Board of Supervisors and Board of Supervisors staff representing District 6.

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

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

Mr. Wright; expressed concerns regarding the flow of drugs and safe injection sites.

Speaker; shared concerns regarding the District Attorney's decision to not charge a security guard for a recent shooting.

Tumonni; shared concerns regarding the District Attorney's decision to not charge a security guard for a recent shooting.

Jeremy Miller; shared concerns regarding the District Attorney's decision to not charge a security guard for a recent shooting.

Lea McGeever; shared concerns regarding the District Attorney's decision to not charge a security guard for a recent shooting.

Speaker; shared concerns regarding the District Attorney's decision to not charge a security guard for a recent shooting.

Alex; shared concerns regarding the District Attorney's decision to not charge a security guard for a recent shooting.

Speaker; shared concerns regarding the District Attorney's decision to not charge a security guard for a recent shooting.

Speaker; shared concerns regarding the District Attorney's decision to not charge a security guard for a recent shooting.

Violet; shared concerns regarding the District Attorney's decision to not charge a security guard for a recent shooting.

Vinny Eng; shared concerns regarding the District Attorney's decision to not charge a security guard for a recent shooting.

Jose Luis Mejia; shared concerns regarding the District Attorney's decision to not charge a security guard for a recent shooting.

Nick; shared concerns regarding the District Attorney's decision to not charge a security guard for a recent shooting.

Speaker; shared concerns regarding the District Attorney's decision to not charge a security guard for a recent shooting.

Speaker; shared concerns regarding the District Attorney's decision to not charge a security guard for a recent shooting.

Julia Arroyo; shared concerns regarding the District Attorney's decision to not charge a security guard for a recent shooting.

Britt Creech; shared concerns regarding the District Attorney's decision to not charge a security guard for a recent shooting.

Julia Valentina; shared concerns regarding the District Attorney's decision to not charge a security guard for a recent shooting.

Jenny; shared concerns regarding the District Attorney's decision to not charge a security guard for a recent shooting.

Tory Sprague; shared concerns regarding the District Attorney's decision to not charge a security guard for a recent shooting.

Vito Mendez; shared concerns regarding the District Attorney's decision to not charge a security guard for a recent shooting.

Jordan Davis; shared concerns regarding the District Attorney's decision to not charge a security guard for a recent shooting.

Speaker; shared concerns regarding the District Attorney's decision to not charge a security guard for a recent shooting.

Andrea Coleman; shared concerns regarding the District Attorney's decision to not charge a security guard for a recent shooting.

Emily Ramirez; shared concerns regarding the District Attorney's decision to not charge a security guard for a recent shooting.

Oscar James; shared concerns regarding the District Attorney's decision to not charge a security guard for a recent shooting.

Speaker; shared concerns regarding the District Attorney's decision to not charge a security guard for a recent shooting.

Speaker; shared concerns regarding the District Attorney's decision to not charge a security guard for a recent shooting.

Sean McCullough; shared concerns regarding the District Attorney's decision to not charge a security guard for a recent shooting.

Speaker; shared concerns regarding the District Attorney's decision to not charge a security guard for a recent shooting.

Thierry Fill; shared how responsibility creates safety and the need for technology.

Speaker; expressed concerns regarding vacant storefronts.

Francisco Da Costa; expressed concerns regarding the treatment and plight of youth in the City.

Speaker; shared their personal experience not receiving adequate transportation for medical appointments.

Sarah; shared concerns regarding the District Attorney's decision to not charge a security guard for a recent shooting.

Joanne Williams; shared concerns regarding the District Attorney's decision to not charge a security guard for a recent shooting.

Cheryl Thornton; shared concerns regarding the District Attorney's decision to not charge a security guard for a recent shooting.

Steven Torres; shared concerns regarding the District Attorney's decision to not charge a security guard for a recent shooting.

Sana Sethi; shared concerns regarding the District Attorney's decision to not charge a security guard for a recent shooting.

Speaker; shared concerns regarding the District Attorney's decision to not charge a security guard for a recent shooting.

San Francisco; shared concerns regarding the District Attorney's decision to not charge a security guard for a recent shooting.

Gloria Berry; shared concerns regarding the District Attorney's decision to not charge a security guard for a recent shooting.

Amalia; shared concerns regarding the District Attorney's decision to not charge a security guard for a recent shooting.

Michelle; shared concerns regarding the District Attorney's decision to not charge a security guard for a recent shooting.

Nelson Chan; shared concerns regarding the District Attorney's decision to not charge a security guard for a recent shooting.

Joe Kunzler; expressed support of the District Attorney's decision to not charge a security guard for a recent shooting.

Speaker; shared concerns regarding the District Attorney's decision to not charge a security guard for a recent shooting.

Denhi Donis; shared concerns regarding the District Attorney's decision to not charge a security guard for a recent shooting.

Peter Warfield; expressed concerns regarding the Public Library and social media usage.

Brenda Barros; shared concerns regarding the District Attorney's decision to not charge a security guard for a recent shooting.

Speaker; shared concerns regarding the District Attorney's decision to not charge a security guard for a recent shooting.

Speaker; shared concerns regarding the District Attorney's decision to not charge a security guard for a recent shooting.

Alani; shared concerns regarding the District Attorney's decision to not charge a security guard for a recent shooting.

President Peskin recessed the meeting at 3:51 p.m. and reconvened at 3:58 p.m.

Appointment of President Pro Tempore

At the request of President Peskin, Supervisor Mandelman assumed the chair at 4:40 p.m. The President resumed the chair 4:42 p.m.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

230487 [Asian Pacific American Heritage Month - May 2023]

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

Resolution recognizing and celebrating May 2023 as Asian Pacific Heritage Month in the City and County of San Francisco, and honoring the significant contributions of the Asian Pacific American community.

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

Resolution No. 215-23

ADOPTED

230488 [I Love Tenderloin Week - April 30 through May 6, 2023]

Sponsors: Preston; Peskin, Walton and Dorsey

Resolution declaring April 30 through May 6, 2023, as I Love Tenderloin Week in the City and County of San Francisco.

Supervisors Peskin, Walton, and Dorsey requested to be added as co-sponsors.

Resolution No. 216-23

ADOPTED

230489 [Supporting California State Senate Bill No. 83 (Wiener) - Public Utilities: Electrical Distribution Grid: Interconnection]

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

Resolution urging the California State Senate to pass Senate Bill No. 83, introduced by Senator Scott Wiener, which will impose set timelines for investor-owned utilities, such as Pacific Gas and Electric Company, to complete electrical interconnection work after receiving the necessary permits for essential development projects, including affordable housing; and requiring that they pay financial compensation to the project applicant if they fail to meet that timeline.

Resolution No. 217-23

ADOPTED

230490 [Supporting California State Assembly Bill No. 1226 (Haney) - Keep Families Close Act]**Sponsors: Walton; Melgar, Ronen, Preston, Mandelman and Stefani**

Resolution supporting California State Assembly Bill No. 1226, Keep Families Close Act, authored by Assembly Member Matt Haney, to require the California Department of Corrections and Rehabilitation to respect the rights of minor children to remain in contact with their incarcerated parents.

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

Resolution No. 218-23**ADOPTED****230481 [Final Map No. 10959 - 900 Pennsylvania Avenue]**

Motion approving Final Map No. 10959, a lot merger project, being a merger of parcels 1-33 (Assessor's Parcel Block No. 4224, Lot No. 045), and parcel 34 (Assessor's Parcel Block No. 4224, Lot No. 090), as shown on Record of Survey 9137, filed June 26, 2020, in Book 11 of Survey Maps at Page 172, located at 900 Pennsylvania Avenue, being a lot merger of Assessor's Parcel Block No. 4224, Lot Nos. 045 and 090; and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

Motion No. M23-070**APPROVED**

The foregoing items were acted upon by the following vote:

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

IMPERATIVE AGENDA

There were no imperative agenda items.

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

Pursuant to Charter, Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.

ORDINANCES

230522 [Park Code - Authorizing Recreation and Park Commission to Apply the Park Code to Additional Property]

Sponsor: Mayor

Ordinance amending the Park Code to authorize the Recreation and Park Commission to cause the Park Code to apply to specified properties it has authorized the Recreation and Park Department to lease or operate for recreational purposes.

05/02/23; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 6/1/2023.

230505 [Planning Code, Zoning Map, Local Coastal Program Amendment - Wawona Street and 45th Avenue Cultural Center Special Use District]

Sponsor: Engardio

Ordinance amending the Planning Code to create the Wawona Street and 45th Avenue Cultural Center Special Use District (Assessor's Parcel Block No. 2513, Lot No. 026) to facilitate the redevelopment of a cultural center; amending the Zoning Map to show the Wawona Street and 45th Avenue Cultural Center Special Use District; 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.

05/02/23; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 6/1/2023.

RESOLUTIONS

230506 [Apply for Grant - California Department of Housing and Community Development - Homekey Grant Program - 1174-1178 Folsom Street and 663 Clementina Street - Not to Exceed \$14,720,000]

Sponsors: Mayor; Dorsey, Chan, Mandelman and Safai

Resolution approving and authorizing the Department of Homelessness and Supportive Housing to apply to the California Department of Housing and Community Development for a Homekey Grant for the property located at 1174-1178 Folsom Street and 663 Clementina Street in an amount not to exceed \$14,720,000 on behalf of the City and County of San Francisco. (Department of Homelessness and Supportive Housing)

05/02/23; RECEIVED AND ASSIGNED to Budget and Finance Committee.

230507 [Asia-Pacific Economic Cooperation - Behested Payment Waiver]**Sponsors: Mayor; Peskin, Chan, Mandelman and Safai**

Resolution authorizing the Office of the Mayor, Office of Economic and Workforce Development, and Chief of Protocol to solicit donations from various private entities and organizations to support the City hosting the Asia-Pacific Economic Cooperation Summit, notwithstanding the Behested Payment Ordinance.

05/02/23; RECEIVED AND ASSIGNED to Budget and Finance Committee.

230508 [Loan Agreement - SFCLT TNFF Holdings LLC - 2840-2848 Folsom Street, 4042-4048 Fulton Street, 568-570 Natoma Street, and 308 Turk Street - Not to Exceed \$18,700,481]**Sponsors: Mayor; Mandelman**

Resolution approving and authorizing the Director of the Mayor's Office of Housing and Community Development ("MOHCD") to execute documents relating to a loan agreement with SFCLT TNFF Holdings LLC in an aggregate total amount not to exceed \$18,800,000 to finance the acquisition, rehabilitation, and permanent refinancing of four existing affordable multifamily rental housing projects for low- to moderate-income households, known as "SFCLT Scattered Sites," consisting of a total of 36 rental units in four buildings located at 2840-2848 Folsom Street, 4042-4048 Fulton Street, 568-570 Natoma Street, and 308 Turk Street, and to construct one accessory dwelling unit at 4042-4048 Fulton Street, pursuant to the Small Sites Program (collectively, the "Project"); affirming the Planning Department's determination under the California Environmental Quality Act; adopting findings that the Project and the proposed transactions are consistent with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and authorizing the Director of MOHCD or his or her designee to execute the loan documents for the Project and make certain modifications to such loan documents, as defined herein, and take certain actions in furtherance of this Resolution, as defined herein.

(Fiscal Impact)

05/02/23; RECEIVED AND ASSIGNED to Budget and Finance Committee.

230509 [Multifamily Housing Revenue Notes - 730 Stanyan Associates, L.P. - Not to Exceed \$90,000,000]**Sponsors: Mayor; Preston and Safai**

Resolution authorizing the execution and delivery of multifamily housing revenue notes in one or more series in an aggregate principal amount not to exceed \$90,000,000 for the purpose of providing financing for the construction of a 160-unit multifamily rental housing project known as 730 Stanyan; approving the form of and authorizing the execution of a funding loan agreement providing the terms and conditions of the construction loan from the construction funding lender to the City, and the execution and delivery of the construction notes; approving the form of and authorizing the execution of a project 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 an amended and restated funding loan agreement providing the terms and conditions of the permanent loan from the permanent funding lender to the City, and the execution and delivery of the permanent notes; approving the form of and authorizing the execution of an amended and restated project loan agreement providing the terms and conditions of the permanent 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 subject 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 \$90,000,000; approving modifications, changes and additions to the documents; ratifying and approving any action heretofore taken in connection with the back-to-back loans, the notes and the project; granting general authority to City officials to take actions necessary to implement this Resolution, as defined herein; and related matters, as defined herein.

05/02/23; RECEIVED AND ASSIGNED to Budget and Finance Committee.

230524 [Ground Lease and Amended and Restated Loan Agreement - 730 Stanyan Street - 100% Affordable Housing - Base Rent of \$15,000 - Loan Not to Exceed \$69,528,927]**Sponsors: Mayor; Preston**

Resolution 1) approving and authorizing the Director of Property and Director of the Mayor's Office of Housing and Community Development ("MOHCD") to enter into a Ground Lease for real property owned by the City located at 730 Stanyan Street ("Property") with 730 Stanyan Associates, L.P. for a lease term of 75 years and one 24-year option to extend and an annual base rent of \$15,000 ("Ground Lease") in order to construct a 160 unit multifamily rental housing development affordable to very low- and low-income households (the "Project"); 2) approving and authorizing an Amended and Restated Loan Agreement in an amount not to exceed \$69,528,927 for a minimum loan term of 57 years ("Loan Agreement") to finance the development and construction of the Project; 3) adopting findings that the Project and proposed transactions are consistent with the General Plan, and the eight priority policies of Planning Code, Section 101.1; 4) adopting findings declaring that the Property is "exempt surplus land" pursuant to the California Surplus Lands Act; 5) determining that the less than market rent payable under the Ground Lease will serve a public purpose by providing affordable housing for low-income households in need, in accordance with Administrative Code, Section 23.3; and 6) authorizing the Director of Property and/or the Director of MOHCD to execute the Ground Lease and the Amended and Restated Loan Agreement, and make certain modifications to such agreements, as defined herein, and take certain actions in furtherance of this Resolution, as defined herein.

(Fiscal Impact)

05/02/23; RECEIVED AND ASSIGNED to Budget and Finance Committee.

230510 [Grant Agreement Amendment - Hamilton Families - 260 Golden Gate Family Shelter - Not to Exceed \$21,064,271]**Sponsors: Mayor; Preston**

Resolution approving the first amendment to the grant agreement between Hamilton Families and the Department of Homelessness and Supportive Housing ("HSH") for shelter operations and services at the 260 Golden Gate Family Shelter; extending the grant term by 36 months from June 30, 2023, for a total term of July 1, 2020, through June 30, 2026; increasing the agreement amount by \$11,198,031 for a total amount not to exceed \$21,064,271; and authorizing HSH to enter into any additions, amendments, or other modifications to the agreement that do not materially increase the obligations or liabilities, or materially decrease the benefits to the City. (Department of Homelessness and Supportive Housing)
(Fiscal Impact)

05/02/23; RECEIVED AND ASSIGNED to Homelessness and Behavioral Health Select Committee.

230511 [Grant Agreement Amendment - Eviction Defense Collaborative - Rental Assistance Disbursement Component - Not to Exceed \$24,792,066]**Sponsor: Mayor**

Resolution approving the first amendment to the grant agreement between Eviction Defense Collaborative and the Department of Homelessness and Supportive Housing ("HSH") for homelessness prevention assistance; extending the grant term by 36 months from June 30, 2023, for a total term of July 1, 2021, through June 30, 2026; increasing the agreement amount by \$14,947,500 for a total amount not to exceed \$24,792,066; and authorizing HSH to enter into any additions, amendments, or other modifications to the agreement that do not materially increase the obligations or liabilities, or materially decrease the benefits to the City. (Department of Homelessness and Supportive Housing)
(Fiscal Impact)

05/02/23; RECEIVED AND ASSIGNED to Homelessness and Behavioral Health Select Committee.

230512 [National Mental Health Awareness Month - May 2023]**Sponsors: Mandelman; Ronen, Melgar, Engardio, Dorsey, Walton, Peskin and Preston**

Resolution recognizing May 2023 as National Mental Health Awareness Month in the City and County of San Francisco. (Clerk of the Board)

05/02/23; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

230523 [Urging the District Attorney and SFPD to Release Information Brought by the SFPD for Filing Charges in the Case of Banko Brown's Killing]**Sponsors: Peskin; Melgar, Walton, Engardio, Chan, Preston and Ronen**

Resolution urging the District Attorney and the San Francisco Police Department (SFPD) to release police reports, witness accounts and video information from the April 27, 2023, killing of Banko Brown, that form the factual basis in the case presented by the SFPD for filing charges by the District Attorney.

05/02/23; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

230513 [Assessment Ballots for City Parcels - Excelsior Community Benefit District]**Sponsor: Safai**

Resolution authorizing the Mayor or her designee to cast an assessment ballot in the affirmative for the proposed formation of a property and business improvement district to be named the Excelsior Community Benefit District, with respect to certain parcels of real property owned by the City that would be subject to assessment in said district.

05/02/23; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

230516 [Keep Pier 94 Backlands Temporary Shelter Site Open]**Sponsors: Walton; Ronen, Preston, Peskin, Safai and Mandelman**

Resolution urging the Port of San Francisco, San Francisco Port Commission, the Department of Homelessness and Supportive Housing, and the Homelessness Oversight Commission to keep the Pier 94 Backlands Temporary Shelter Site open to prevent the eviction of over 100 residents.

05/02/23; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

MOTION**230504 [Mayoral Appointment, Historic Preservation Commission - Robert Vergara]**

Motion approving/rejecting the Mayor's nomination for the appointment of Robert Vergara, term ending December 31, 2026, to the Historic Preservation Commission. (Clerk of the Board) (Charter, Section 4.135, 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, the nominee shall be deemed approved. Transmittal date: April 27, 2023.)

05/02/23; RECEIVED AND ASSIGNED to Rules Committee.

REQUESTS FOR HEARING**230517 [Hearing - PG&E Electric Fire Response and CPUC Regulatory Role]****Sponsor: Peskin**

Hearing to receive presentations on the response times for and cause of the April 26, 2023, power outage that disrupted electric power and water supply to the northeast quadrant of San Francisco through May 1, 2023, and the regulatory role of the State in ensuring accountability and oversight of state of good repair for Pacific Gas and Electric Company (PG&E) power infrastructure, mapping of residential areas, existing electric fire-fighting capacity and resources, and essential communication to impacted local residents and City responding Departments; and requesting the California Public Utilities Commission (CPUC) and PG&E to present.

05/02/23; RECEIVED AND ASSIGNED to Land Use and Transportation Committee.

230519 [Hearing - Homeless and Supportive Housing's Strategic Plan]**Sponsors: Ronen; Mandelman**

Hearing on the Department of Homelessness and Supportive Housing's Strategic Plan, to understand how the department prepares its approach to homelessness as far as available beds in the system whether permanent or temporary, the number of available openings on the waitlist for each program, how the department maintains its coordinated entry system with the number of individuals awaiting for housing and those who do not qualify for housing, and how the impact of the strategic plan's implementation will have on street conditions over the next five years; and requesting the Department of Homelessness and Supportive Housing to report.

05/02/23; RECEIVED AND ASSIGNED to Homelessness and Behavioral Health Select Committee.

230520 [Hearing - Behavioral Health Services Systems of Care]**Sponsors: Ronen; Mandelman**

Hearing on Department of Public Health's (DPH) Behavioral Health Unit's System of Care, including how contracted out services fit into the System of Care, how components of Mental Health San Francisco fit into the System of care, how Jail Health services, Psych Emergency services, and Supportive and other types of housing fit into System of Care, including all services, both inpatient and out, residential treatment programs, housing units, low barrier drop-in programs, case management, and any other service in a comprehensive list or map with current openings or waitlists related to such program or service; and requesting DPH's Behavioral Health Department to report.

05/02/23; RECEIVED AND ASSIGNED to Homelessness and Behavioral Health Select Committee.

230521 [Hearing - Findings and Recommendations - Nonprofit Wage and Equity Survey: Results and Analysis of Key Findings]**Sponsor: Stefani**

Hearing on the findings and recommendations made in the April 25, 2023, report, entitled "Nonprofit Wage and Equity Survey: Results and Analysis of Key Findings;" and requesting the City Performance Division of the Office of the City Controller to report.

05/02/23; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

230514 [Hearing - Committee of the Whole - Excelsior Community Benefit District - July 11, 2023, at 3:00 p.m.]

Hearing of the Board of Supervisors sitting as a Committee of the Whole on July 11, 2023, at 3:00 p.m., to consider establishment of a property-based assessment district to be known as the Excelsior Community Benefit District, pursuant to the California Property and Business Improvement District Law of 1994 (Streets and Highways Code, Sections 36600 et seq.), and City and County of San Francisco Business and Tax Regulations Code, Article 15; scheduled pursuant to the Resolution No. 235-23 contained in File No. 230386; adopted on May 2, 2023. (Clerk of the Board)

05/02/23; SCHEDULED FOR PUBLIC HEARING to Board of Supervisors.

Introduced at the Request of a Department

Pursuant to Rules of Order of the Board of Supervisors, Section 2.7.1, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board.

PROPOSED RESOLUTIONS**230367 [Report of Assessment Costs - Building Code Enforcement Violations]**

Resolution approving Report of Delinquent Charges for Assessment Costs submitted by the Director of the Department of Building Inspection for delinquent charges for code enforcement violations and associated fees pursuant to Building Code, Sections 102A.3, 102A.4, 102A.6 102A.12, 102A.16, 102A.17, 102A.18, 102A.19, 102A.20 et seq., 103A.3.3, 108A, and 110A - Tables 1A-K and 1A-G, Administrative Code, Sections 41.10(f), 41.10(g), and 41.11(f), the costs thereof having accrued pursuant to code enforcement violations. (Building Inspection Department)

04/24/23; RECEIVED FROM DEPARTMENT.

05/02/23; RECEIVED AND ASSIGNED to Board of Supervisors.

230470 [Settlement of Unlitigated Claim - Euphoria Hospitality, Inc., dba Nob Hill Hotel - \$245,152.11]

Resolution approving settlement of the unlitigated claim filed by Euphoria Hospitality, Inc., dba Nob Hill Hotel, against the City and County of San Francisco for \$245,152.11; the claim was filed on February 3, 2023; the claim involves allegations of property damage to the Nob Hill Hotel caused by shelter-in-place (SIP) hotel guests during the COVID-19 pandemic and resulting loss of use; other material terms of the settlement include a mutual full and final release, with each party to bear their own costs. (City Attorney)

04/18/23; RECEIVED FROM DEPARTMENT.

05/02/23; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

230471 [Settlement of Unlitigated Claim - SF Good LLC - \$3,893,862]

Resolution approving the settlement of the unlitigated claim filed by SF Good LLC, against the City and County of San Francisco for \$3,893,862; the claim was filed on February 21, 2023; the claim involves allegations of property damage to the Good Hotel caused by shelter-in-place (SIP) hotel guests during the COVID-19 pandemic and resulting loss of use; other material terms of the settlement include a mutual full and final release, with each party to bear their own costs. (City Attorney)

04/18/23; RECEIVED FROM DEPARTMENT.

05/02/23; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

230472 [Settlement of Unlitigated Claim - Goodwill of San Francisco, San Mateo, and Marin Counties, Inc., dba Goodwill of the San Francisco Bay - \$240,280.15]

Resolution approving the settlement of the unlitigated claim filed by Goodwill of the San Francisco Bay against the City and County of San Francisco for \$240,280.15; the claim was filed on September 23, 2022; the claim involves allegations of unpaid State Unemployment Insurance charges; other material terms of the settlement include a mutual full and final release, with each party to bear their own costs. (City Attorney)

04/18/23; RECEIVED FROM DEPARTMENT.

05/02/23; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

230473 [Airport Commission Bond-Related Authorizations]

Resolution approving the issuance of not to exceed \$6,060,195,000 aggregate principal amount of San Francisco International Airport Second Series Refunding Revenue Bonds to refinance Bonds and Subordinate Bonds; approving the issuance of not to exceed \$60,525,000 aggregate principal amount of San Francisco International Airport Special Facilities Bonds to refund bonds issued to finance fuel storage and delivery facilities; approving the issuance of not to exceed \$262,530,000 aggregate principal amount of San Francisco International Airport Special Facilities Bonds to refund bonds issued to finance the Airport Hotel; approving revolving lines of credit and term loans in an available principal amount, together with the aggregate outstanding principal amount of Subordinate Bonds issued as Commercial Paper Notes, not to exceed \$600,000,000; approving the purchase of Bonds or Subordinate Bonds by the Airport; approving the maximum interest rates, maturity dates and number of issues of such Capital Plan Bonds, Refunding Bonds, Subordinate Bonds and Special Facilities Bonds; approving certain Resolutions of the Airport Commission; and approving certain other related matters, as defined herein. (Airport Commission)
(Fiscal Impact)

04/20/23; RECEIVED FROM DEPARTMENT.

05/02/23; RECEIVED AND ASSIGNED to Budget and Finance Committee.

230474 [Airport Professional Services Agreement - SP Plus SF Joint Venture - Management and Operations of Airport Public and Employee Parking Facilities - Not to Exceed \$214,947,987]

Resolution approving the Professional Services Agreement, Contract No. 50337, for a five-year term commencing July 1, 2023, through June 30, 2028, in an amount not to exceed \$214,947,987 for the Management and Operations of Airport Public and Employee Parking Facilities between SP Plus SF Joint Venture and the City and County of San Francisco, acting by and through its Airport Commission. (Airport Commission)
(Fiscal Impact)

04/20/23; RECEIVED FROM DEPARTMENT.

05/02/23; RECEIVED AND ASSIGNED to Budget and Finance Committee.

230475 [Professional Services Agreement - AECOM Technical Services, Inc. - Program Management Consultant Services - Not to Exceed \$90,000,000]

Resolution approving the Professional Services Agreement, Contract No. PRO.0179, Wastewater Capital Plan Delivery, Program Management Consultant, to AECOM Technical Services, Inc., to provide program management consulting services for an amount not to exceed \$90,000,000 and with a term of 10 years, effective upon approval of this Resolution, pursuant to Charter, Section 9.118. (Public Utilities Commission)
(Fiscal Impact)

04/21/23; RECEIVED FROM DEPARTMENT.

05/02/23; RECEIVED AND ASSIGNED to Budget and Finance Committee.

230476 [Contract Amendment - Conard House - Behavioral Health Services - Not to Exceed \$92,300,000]

Resolution approving Amendment No. 2 to the agreement between Conard House and the Department of Public Health (DPH) for behavioral health services to increase the agreement by \$48,392,774 for total amount not to exceed \$93,255,538; to extend the term by four years and six months from June 30, 2023, for a total agreement term of July 1, 2018, through December 31, 2027; and to authorize DPH 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)

04/21/23; RECEIVED FROM DEPARTMENT.

05/02/23; RECEIVED AND ASSIGNED to Homelessness and Behavioral Health Select Committee.

230477 [Contract Amendment - Bayview Hunters Point Foundation for Community Improvement - Behavioral Health Services - Not to Exceed \$16,300,000]

Resolution approving Amendment No. 3 to the agreement between Bayview Hunters Point Foundation for Community Improvement and the Department of Public Health for behavioral health services to increase the agreement by \$6,648,875 for an amount not to exceed \$20,138,218; to extend the term by two years from June 30, 2023, to June 30, 2025, for a total agreement term of July 1, 2018, through June 30, 2025; and to authorize DPH 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)

04/21/23; RECEIVED FROM DEPARTMENT.

05/02/23; RECEIVED AND ASSIGNED to Homelessness and Behavioral Health Select Committee.

230478 [Contract Amendment - Bayview Hunters Point Foundation for Community Improvement - Substance Use Disorder Services - Not to Exceed \$11,600,000]

Resolution approving Amendment No. 2 to the agreement between Bayview Hunters Point Foundation for Community Improvement and the Department of Public Health (DPH) for substance use disorder services to increase the agreement by \$4,812,026 for a total amount not to exceed \$14,332,498; to extend the term by two years from June 30, 2023, for a total agreement term of July 1, 2018, through June 30, 2025; and to authorize DPH 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)

04/21/23; RECEIVED FROM DEPARTMENT.

05/02/23; RECEIVED AND ASSIGNED to Homelessness and Behavioral Health Select Committee.

230479 [Contract Amendment - Richmond Area Multi-Services, Inc. - Behavioral Health Services for Children, Youth and Families - Not to Exceed \$30,900,000]

Resolution approving Amendment No. 3 to the agreement between Richmond Area Multi-Services, Inc. and the Department of Public Health (DPH) for behavioral health services for children, youth and families to increase the agreement by \$5,805,142 for an amount not to exceed \$31,570,886; to extend the term by three years from June 30, 2023, for a total agreement term of July 1, 2018, through June 30, 2026; and to authorize DPH 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)

04/24/23; RECEIVED FROM DEPARTMENT.

05/02/23; RECEIVED AND ASSIGNED to Homelessness and Behavioral Health Select Committee.

230480 [Communications Lease - State of California - California Highway Patrol - 125 Christmas Tree Point - \$9,000 Initial Base Rent]

Resolution authorizing and approving the lease of approximately 400 square feet of the City-owned radio equipment room and one antenna at 125 Christmas Tree Point, aka Twin Peaks Blvd, with the State of California, General Services Agency, for the California Highway Patrol, for an initial annual base rent of \$9,000 with annual adjustments of four percent for a term of 10 years, with two five-year options to renew to commence upon execution of the Lease, and after approval of this Resolution by the Board of Supervisors and Mayor, in their respective sole and absolute discretion; finding the proposed transaction is in conformance with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and to authorize the Director or Property to enter into any extensions, 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)

04/24/23; RECEIVED FROM DEPARTMENT.

05/02/23; RECEIVED AND ASSIGNED to Budget and Finance Committee.

Request Granted

From: Supervisor Shamann Walton

To: District Attorney

Requests: District Attorney to publicly release the video footage showing the circumstances around the shooting of Banko Brown by a downtown Walgreens security guard, and requesting the District Attorney to reconsider and reevaluate their decision not to charge the case presented to them by the San Francisco Police Department.

In Memoriams

Kyle Bradley Reeves - Board President Aaron Peskin

Kingmond Choy Young - Supervisor Hillary Ronen

Banko Brown - Full Board

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 4:57 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 6, 2023.

Angela Calvillo, Clerk of the Board