



# 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

### REMOTE ACCESS

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### PUBLIC COMMENT CALL-IN

[1 \(415\) 655-0001/ Meeting ID: 2490 393 6307 # #](tel:14156550001)

**Tuesday, March 22, 2022 - 2:00 PM**

### **Regular Meeting**

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SHAMANN WALTON, PRESIDENT

CONNIE CHAN, MATT HANEY, 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, Mar, Chan, Walton

##### **Budget and Finance Committee**

Supervisors Ronen, Safai, Mar

##### **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, Haney

##### **Rules Committee**

Supervisors Peskin, Mandelman, Chan

##### **Youth, Young Adult, and Families Committee**

Supervisors Ronen, Safai, Melgar

#### Meeting Days

Wednesday  
1:00 PM

Wednesday  
10:30 AM

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

First-named Supervisor is Chair, Second-named Supervisor is Vice-Chair of the Committee.

### **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](mailto: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.

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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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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](mailto: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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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](mailto:bos@sfgov.org)); equipment is not available to share hard copy documents received in-person. Members of the public may also submit their comments by email to: [bos@sfgov.org](mailto:bos@sfgov.org); all comments received will be made a part of the official record.

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### **PUBLIC COMMENT CALL-IN**

[1 \(415\) 655-0001](tel:14156550001) / Meeting ID: 2490 393 6307 # #  
(Press \*3 to enter the speaker line)

Please visit the Board's website ([www.sfbos.org](http://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 [February 15, 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 4

#### Recommendations of the Budget and Finance Committee

*Present: Supervisors Haney, Mar*

1. [220127](#) **[Public Employment - Amendment to the Salary Ordinance for the Human Services Agency - FY2021-2022]**  
**Sponsor: Mayor**  
Ordinance amending Ordinance No. 109-21 (Salary Ordinance for Fiscal Years (FY) 2021-2022 and 2022-2023) to reflect the addition of eight class 2940 Protective Services Workers, two class 2944 Protective Services Supervisor, two class 2904 Human Services Technicians, one class 0923 Manager II, one class 1406 Senior Clerk, one class 2918 Human Services Agency Social Worker and one class 1823 Senior Administrative Analyst for a total of 16 positions (5.328 FTEs) in the Human Services Agency in FY2021-2022 for the period of April 1, 2022, to June 30, 2022. (Human Services Agency)  
  
(Fiscal Impact)  
  
03/15/2022; PASSED ON FIRST READING.  
  
**Question: Shall this Ordinance be FINALLY PASSED?**

*Present: Supervisors Haney, Safai, Mar*

2. [220129](#) **[Appropriation - General Reserve - Municipal Transportation Agency - Portsmouth Square Garage Parking and Transit Fares - \$554,000 - FY2021-2022]**  
**Sponsors: Chan; Peskin, Safai, Mar, Haney, Preston and Walton**  
Ordinance appropriating \$554,000 from the General Reserve to the Municipal Transportation Agency to support free parking in the Portsmouth Square Garage and transit fares in February of Fiscal Year (FY) 2021-2022.  
  
(Fiscal Impact)  
  
03/15/2022; PASSED ON FIRST READING.  
  
**Question: Shall this Ordinance be FINALLY PASSED?**

**Recommendation of the Land Use and Transportation Committee**

*Present: Supervisors Melgar, Preston, Peskin*

- 3. [211299](#) **[Planning Code - Group Housing Definition]**  
**Sponsors: Peskin; Walton, Mandelman, Ronen, Melgar and Preston**  
Ordinance amending the Planning Code to revise the definition of Group Housing; 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.

03/15/2022; PASSED ON FIRST READING.

**Question: Shall this Ordinance be FINALLY PASSED?**

**Recommendation of the Rules Committee**

*Present: Supervisors Peskin, Mandelman, Chan*

- 4. [211294](#) **[Administrative Code - Office of Cyber Security - Chief Information Security Officer]**  
**Sponsor: Mayor**  
Ordinance amending the Administrative Code to establish the Office of Cyber Security and the position of Chief Information Security Officer (CISO) who, in coordination with department technology professionals, is responsible for preventing, detecting, and remediating the damage to City infrastructure and information resources from cyber-related incidents; require departments to appoint a Department Information Security Officer; add the CISO as a permanent member of the Committee on Information Technology (COIT); name the City Administrator or designee as Chair of COIT; and provide that the City Administrator with the Mayor’s concurrence appoints the Chief Information Officer (CIO).

03/15/2022; PASSED ON FIRST READING.

**Question: Shall this Ordinance be FINALLY PASSED?**

## REGULAR AGENDA

## UNFINISHED BUSINESS

### From the Board

5. [220086](#) **[Declaring Results of Special Election - Improvement Area No. 1 of City and County of San Francisco Special Tax District No. 2022-1 (Power Station)]**  
**Sponsors: Mayor; Walton**  
Resolution declaring the results of a special election and directing recording of notice of special tax lien for Improvement Area No. 1 of the City and County of San Francisco Special Tax District No. 2022-1 (Power Station); and determining other matters in connection therewith, as defined herein.  
  
03/08/2022; CONTINUED.  
  
**Question: Shall this Resolution be ADOPTED?**
6. [220084](#) **[Levying Special Taxes - Special Tax District No. 2022-1 (Power Station)]**  
**Sponsors: Mayor; Walton**  
Ordinance levying special taxes within the City and County of San Francisco Special Tax District No. 2022-1 (Power Station).  
  
03/08/2022; CONTINUED ON FIRST READING.  
  
**Question: Shall this Ordinance be PASSED ON FIRST READING?**

**Recommendation of the Budget and Finance Committee**

*Present: Supervisors Haney, Mar*

7. [220128](#) **[Appropriation - State and Federal Revenues - Human Services Agency - Various Programs - \$37,627,023 - FY2021-2022]**

**Sponsor: Mayor**

Ordinance appropriating \$37,627,023 of State and Federal Revenues to the Human Services Agency for various programs, including Shelter in Place housing and demobilization, Adult Protective Services, the Housing and Disability Advocacy Program, CalWORKS housing support, and the Transitional Housing Program and Housing Navigator Program support for former foster youth in Fiscal Year (FY) 2021-2022; 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.)

(Fiscal Impact)

03/15/2022; PASSED ON FIRST READING.

**Question: Shall this Ordinance be FINALLY PASSED?**

**Recommendation of the Land Use and Transportation Committee**

*Present: Supervisors Melgar, Preston, Peskin*

8. [211301](#) **[Administrative, Public Works Codes - Permit Review, and Limits on Fines for Shared Spaces Violations]**

**Sponsors: Peskin; Melgar, Chan, Mar and Safai**

Ordinance amending the Administrative and Public Works Codes to urge departments to review permits within 30 days, limit until April 1, 2023, the issuance of fines for violations of shared spaces requirements except to enforce access requirements for persons with disabilities or first responder personnel, pedestrian and vehicular safety, and removal of abandoned structures, and directing departments to wind down the temporary program no later than March 31, 2023, subject to earlier termination of the Local Emergency; affirming the Planning Department's determination under the California Environmental Quality Act.

03/15/2022; AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.

03/15/2022; PASSED ON FIRST READING AS AMENDED.

**Question: Shall this Ordinance be FINALLY PASSED?**



## NEW BUSINESS

### Recommendations of the Budget and Finance Committee

*Present: Supervisors Ronen, Safai, Mar*

- 9. [220057](#) **[Business and Tax Regulations Code - Extending Temporary Suspension of Business Registration and Fee for Transportation Network Company Drivers and Taxi Drivers]**

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

Ordinance amending the Business and Tax Regulations Code to extend, through Fiscal Year 2022-2023, the temporary suspension of the application for the business registration and fee requirements applied to transportation network company drivers and taxi drivers. (Treasurer-Tax Collector)

**Question: Shall this Ordinance be PASSED ON FIRST READING?**

- 10. [220079](#) **[Appropriation - General Fund General Reserves - Fire Department Overtime - \$14,593,353 - FY2021-2022]**

**Sponsors: Mayor; Stefani**

Ordinance appropriating \$14,593,353 of General Fund General Reserves to the Fire Department for overtime in Fiscal Year (FY) 2021-2022; 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.)

**Question: Shall this Ordinance be PASSED ON FIRST READING?**

- 11. [220094](#) **[Loan Agreement - CCDC Throughline, L.L.C. - 777 Broadway Street, 1525 Grant Avenue, and 1207 Mason Street - Not to Exceed \$26,286,000]**

**Sponsors: Mayor; Mar and Ronen**

Resolution approving and authorizing the execution of a Loan Agreement with CCDC Throughline L.L.C., a California limited liability corporation, in an aggregate total amount not to exceed \$26,286,000 for a minimum term of 55 years for a portion of the loan amount and maximum terms of 40 years for other portions of the loan amount based on the requirements of the funding sources, to finance the acquisition and rehabilitation of three existing 100% affordable multifamily rental housing projects for low income households, known as "Throughline Apartments," consisting of 88 rental units and four commercial spaces in three buildings located at 777 Broadway, 1525 Grant Avenue, and 1207 Mason Street; and adopting findings that the Loan Agreement is consistent with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

(Fiscal Impact)

**Question: Shall this Resolution be ADOPTED?**

12. [220124](#) **[Accept and Expend Grant - Retroactive - The Regents of the University of California - Justice Driven Data Science for Prosecutorial Impact Project - \$149,000]**  
Resolution retroactively authorizing the Office of the District Attorney to accept and expend a grant in the amount of \$149,000 from the Regents of the University of California for the Justice Driven Data Science for Prosecutorial Impact Project for the initial performance period from November 1, 2021, through October 31, 2022, and an anticipated full performance period from November 1, 2021, through October 31, 2023. (District Attorney)
- Question: Shall this Resolution be ADOPTED?**
13. [220145](#) **[Agreements - Long Duration Storage - Tumbleweed Energy Storage, LLC - CleanPowerSF - Not to Exceed \$65,000,000]**  
Resolution authorizing the Public Utilities Commission to purchase long duration energy storage from Tumbleweed Energy Storage LLC by 1) entering into the Buyer Liability Pass Through Agreement; 2) entering into the Tumbleweed Energy Storage Project Participation Share Agreement; and 3) entering into the Tumbleweed Coordinated Operations Agreement, all of which are agreements between California Community Power, CleanPowerSF, and six community choice aggregators to enable the City and County of San Francisco to purchase long duration energy storage to serve customers of CleanPowerSF with a not to exceed amount of \$65,000,000 for a 15 year term to commence upon commercial operation of the project, pursuant to Charter, Section 9.118; and making environmental findings under the California Environmental Quality Act. (Public Utilities Commission)
- (Fiscal Impact)
- Question: Shall this Resolution be ADOPTED?**
14. [220150](#) **[Accept and Expend Grant - Retroactive - San Francisco General Hospital Foundation - Enhanced Perinatal Services Funds: The Solid Start Initiative at Zuckerberg San Francisco General/Team Lily - \$1,005,562]**  
**Sponsor: Mayor**  
Resolution retroactively authorizing the Department of Public Health to accept and expend a grant in the amount of \$1,005,562 from the San Francisco General Hospital Foundation for participation in a program, entitled "Enhanced Perinatal Services Funds: The Solid Start Initiative at Zuckerberg San Francisco General/Team Lily," for the period of July 1, 2021, through June 30, 2022. (Public Health Department)
- Question: Shall this Resolution be ADOPTED?**
15. [220151](#) **[Accept and Expend Grant - Retroactive - The Gerson Bakar Foundation - San Francisco General Hospital Foundation - The Department of Psychiatry Inpatient Unit Improvements - \$1,900,000]**  
**Sponsor: Mayor**  
Resolution retroactively authorizing the Department of Public Health to accept and expend a grant in the amount of \$1,900,000 from the Gerson Bakar Foundation through the San Francisco General Hospital Foundation for participation in a program, entitled "The Department of Psychiatry Inpatient Unit Improvements," for the period of June 8, 2021, through August 31, 2022. (Public Health Department)
- Question: Shall this Resolution be ADOPTED?**

16. [220173](#) **[Contract Amendment - Golden Gate Petroleum - Renewable Diesel Fuel - Not to Exceed \$68,000,000]**  
Resolution authorizing the Office of Contract Administration to execute Amendment No. 2 to Contract 1000013880 between the City and County of San Francisco and Golden Gate Petroleum, for the purchase of renewable diesel fuel for City departments; increasing the contract amount by \$23,000,000 for a total contract amount not to exceed \$68,000,000 and extending the term by two years and two months from March 31, 2022, for a total contract duration of five years from June 1, 2019, through May 31, 2024. (Office of Contract Administration)

(Fiscal Impact)

**Question: Shall this Resolution be ADOPTED?**

**Referred Without Recommendation from the Budget and Finance Committee**

*Present: Supervisors Ronen, Safai, Mar*

17. [220143](#) **[Cost Reimbursement Agreement - Pacific Gas and Electric Company - Management of Residual Petroleum Hydrocarbons - Pier 70]**  
Resolution approving the Cost Reimbursement Agreement between the Port and Pacific Gas and Electric Company for management of residual petroleum hydrocarbons on Port property within the shoreline and submerged land near the former Potrero Power Plant Site and Pier 70, for a 20-year term or reimbursement of \$5,000,000 whichever comes first, to commence upon Board approval. (Port)

**Question: Shall this Resolution be ADOPTED?**

**Recommendations of the Land Use and Transportation Committee**

*Present: Supervisors Melgar, Preston, Peskin*

18. [211219](#) **[Planning Code - Landmark Designation - Trocadero Clubhouse]**  
**Sponsors: Mar; Peskin**  
Ordinance amending the Planning Code to designate Trocadero Clubhouse, located within Sigmund Stern Recreation Grove, northwest of 19th Avenue and Sloat Boulevard, in Assessor's Parcel Block No. 2488, Lot No. 001, as a Landmark consistent with the standards set forth in Article 10 of the Planning Code; affirming the Planning Department's determination under the California Environmental Quality Act; and making public necessity, convenience, and welfare findings under Planning Code, Section 302, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Historic Preservation Commission)

**Question: Shall this Ordinance be PASSED ON FIRST READING?**

19. [220000](#) **[Planning Code - Van Ness Special Use District - Exempting Institutional Community Use Development from Limitation on Nonresidential Uses - 1750 Van Ness Avenue]**

Ordinance amending the Planning Code to exempt proposed new construction for an Institutional Community Use at 1750 Van Ness Avenue, Assessor's Parcel Block No. 0622, Lot No. 019, from nonresidential use limitations of the Van Ness Special Use District; affirming the Planning Department's determination under the California Environmental Quality Act; and making public necessity, convenience, and welfare findings under Planning Code, Section 302, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Planning Commission)

**Question: Shall this Ordinance be PASSED ON FIRST READING?**

**Recommendations of the Public Safety and Neighborhood Services Committee**

*Present: Supervisors Mar, Stefani, Haney*

20. [211151](#) **[Public Works Code - Graffiti Abatement - Lifting Suspension of Issuance of Certain Violations; Reinstating Collection of Certain Fees and Fines]  
Sponsors: Peskin; Mandelman**

Ordinance lifting the suspension of certain provisions of the Graffiti Removal and Abatement Ordinance regarding issuance of certain violations, and reinstating the collection of certain assessed fees and fines; requiring notice to certain Community Benefits Districts, Business Improvement Districts, or Green Benefits Districts as those districts are defined in Article 15 and 15A of the Business and Tax Regulation Code; requiring Public Works to report to the Board of Supervisors within 60 days the forms necessary to implement the Graffiti Abatement Ordinance; and affirming the Planning Department's determination under the California Environmental Quality Act.

**Question: Shall this Ordinance be PASSED ON FIRST READING?**

21. [211171](#) **[Liquor License Transfer - 453 O'Farrell Street - Wally's Community Market and Deli]**

Resolution determining that the transfer of a Type-48 on-sale general public premises liquor license to Xpress Market Inc., doing business as Wally's Community Market and Deli, located at 453 O'Farrell Street (District 6), will serve the public convenience or necessity of the City and County of San Francisco; and requesting that the California Department of Alcoholic Beverage Control impose conditions on the issuance of the license. (Clerk of the Board)

**Question: Shall this Resolution be ADOPTED?**

## **Recommendations of the Rules Committee**

*Present: Supervisors Peskin, Mandelman, Walton*

22. [220192](#) **[Presidential Appointment, Planning Commission - Gabriella Ruiz]**  
Motion approving the President of the Board of Supervisors Shamann Walton's nomination of Gabriella Ruiz to the Planning Commission, for the unexpired portion of the term ending July 1, 2022, and additionally the next term beginning July 2, 2022 and ending July 1, 2026. (Clerk of the Board)
- (Charter, Section 4.105, provides that this nomination is subject to approval by the Board of Supervisors and shall be the subject of a public hearing and vote within 60 days from the date the nomination is transmitted to the Clerk of the Board. If the Board fails to act on the nomination within 60 days from the date the nomination is transmitted to the Clerk, then the nominee shall be deemed approved. Transmittal date: February 28, 2022.)
- Question: Shall this Motion be APPROVED?**
23. [220225](#) **[Mayoral Reappointment, Municipal Transportation Agency Board of Directors - Stephanie Cajina]**  
Motion approving the Mayor's nomination for the reappointment of Stephanie Cajina to the Municipal Transportation Agency Board of Directors, for a term ending March 1, 2026. (Clerk of the Board)
- (Charter, Section 8A.102(a), provides that the Board of Supervisors shall confirm the Mayor's appointment by a majority (six votes) of the Board of Supervisors, with no timeframe to confirm specified. Transmittal Date: March 1, 2022.)
- Question: Shall this Motion be APPROVED?**
24. [220226](#) **[Mayoral Reappointment, Municipal Transportation Agency Board of Directors - Gwyneth Borden]**  
Motion approving the Mayor's nomination for the reappointment of Gwyneth Borden to the Municipal Transportation Agency Board of Directors, for a term ending March 1, 2026. (Clerk of the Board)
- (Charter, Section 8A.102(a), provides that the Board of Supervisors shall confirm the Mayor's appointment by a majority (six votes) of the Board of Supervisors, with no timeframe to confirm specified. Transmittal Date: March 1, 2022.)
- Question: Shall this Motion be APPROVED?**
25. [220254](#) **[Appointments, Citizen's Committee on Community Development - Azalea Renfield and Clinton Loftman]**  
Motion appointing Azalea Renfield and Clinton Loftman, terms ending February 23, 2023, to the Citizen's Committee on Community Development. (Rules Committee)
- Question: Shall this Motion be APPROVED?**

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

## SPECIAL ORDER 3:00 P.M.

### APPEAL PROCEDURES

Board Rule 4.18 provides that public hearings on appeals shall be scheduled for 3:00 p.m. If more than one public hearing is scheduled, then the Clerk, in consultation with the President, may determine the order in which the appeals will be scheduled. Second and later appeals may be scheduled at specified times later than 3:00 p.m. An appeal shall not be heard prior to its scheduled time on the calendar, and it may not be called until the Board's consideration of appeals scheduled earlier on the calendar is completed. It is the policy of the Clerk of the Board to schedule multiple appeals in the following order at 3:00 p.m.:

1. Appeals where all parties have agreed to request a continuance or a tabling of the appeal.
2. Continued appeals from previous Board meetings (continued appeals will be listed in order of those closest to deadlines for Board decision).
3. Appeals appearing on the calendar for the first time, in chronological order of receipt by the Clerk.
4. Multiple appeals appearing on the calendar may be staggered at times specific, beginning at 3:00 p.m.
5. Appeals involving participants who have ADA considerations may be set for specific times beginning at 3:00 p.m.

### **PUBLIC COMMENT WILL BE TAKEN**

[1 \(415\) 655-0001 / Meeting ID: 2490 393 6307 # #](tel:4156550001)

(Press \*3 to enter the speaker line)

26. [220232](#) **[Hearing - Appeal of Tentative Map Approval - 0 Palo Alto Avenue]**  
Hearing of persons interested in or objecting to the decision of Public Works, dated February 25, 2022, approving a Tentative Map for a two lot Subdivision project at 0 Palo Alto Avenue, Assessor's Parcel Block No. 2724, Lot No. 002. (District 7) (Appellant: Katherine Bleich) (Filed March 4, 2022) (Clerk of the Board)

#### **Question: Shall this Hearing be HEARD AND FILED?**

*Pursuant to Government Code Section 65009, notice is hereby given: If you challenge the above matter in court, you may be limited to raising only those issues you or someone else raised at the public hearing described above, or in written correspondence delivered to the Board of Supervisors, (1 Dr. Carlton B. Goodlett Place, Room 244; San Francisco, CA 94102-4689) at, or prior to, the public hearing.*

### **(Only one of the following two Motions should be approved.)**

27. [220233](#) **[Approving Decision of Public Works and Approving Tentative Map - 0 Palo Alto Avenue]**  
Motion approving the decision of Public Works and approving the Tentative Map for a two lot Subdivision project at 0 Palo Alto Avenue, Assessor's Parcel Block No. 2724, Lot No. 002; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Clerk of the Board)

#### **Question: Shall this Motion be APPROVED?**

28. [220234](#) **[Conditionally Disapproving Decision of Public Works and Disapproving Tentative Map - 0 Palo Alto Avenue]**  
Motion conditionally disapproving the decision of Public Works and disapproving the Tentative Map for a two lot Subdivision project at 0 Palo Alto Avenue, Assessor's Parcel Block No. 2724, Lot No. 002, subject to the Board of Supervisors' adoption of written findings in support of the disapproval. (Clerk of the Board)

**Question: Shall this Motion be APPROVED?**

29. [220235](#) **[Preparation of Findings Related to the Tentative Map - 0 Palo Alto Avenue]**  
Motion directing the Clerk of the Board to prepare findings relating to the Board of Supervisors' decision to disapprove the Tentative Map for a two lot Subdivision project at 0 Palo Alto Avenue, Assessor's Parcel Block No. 2724, Lot No. 002. (Clerk of the Board)

**Question: Shall this Motion be APPROVED?**

## **SPECIAL ORDER 3:00 P.M.**

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

*Rescheduled from September 22, 2020, pursuant to Motion No. M20-125 (File No. 201021), approved on September 15, 2020; continued from October 20, 2020, January 26, 2021, May 25, 2021, and January 25, 2022.*

***PUBLIC COMMENT WILL BE TAKEN***

[1 \(415\) 655-0001 / Meeting ID: 2490 393 6307 # #](#)

*(Press \*3 to enter the speaker line)*

30. [200777](#) **[Hearing - Committee of the Whole - Update on Findings and Recommendations Regarding Law Enforcement Practices - March 22, 2022, at 3:00 p.m.]**

Hearing of the Board of Supervisors sitting as a Committee of the Whole on March 22, 2022, at 3:00 p.m., for the Members of the Board of Supervisors to hear and receive updates on the progress and implementation status of the United States Department of Justice recommendations regarding reforms within the Police Department; scheduled pursuant to Motion No. M20-125, approved on September 15, 2020. (Clerk of the Board)

10/20/2020; CONTINUED.

01/26/2021; CONTINUED.

05/25/2021; CONTINUED.

01/25/2022; CONTINUED.

**Question: Shall this Hearing be HEARD AND FILED?**

## **Committee of the Whole Adjourn and Report**

## COMMITTEE REPORTS

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

*The following item will be considered by the Government Audit and Oversight Committee at a Regular Meeting on Thursday, March 17, 2022, at 10:00 a.m. The Chair intends to request the Committee to send the following item as a Committee Report on Tuesday, March 22, 2022.*

31. [220200](#) **[Accept and Expend Grant - Retroactive - California Department of Public Health Substance and Addiction Prevention Branch - Overdose Prevention Initiative - \$312,966]**

**Sponsor: Peskin**

Ordinance retroactively authorizing the Office of the Chief Medical Examiner to accept and expend a grant in the amount of \$312,966 from the California Department of Public Health, Substance and Addiction Prevention Branch; and authorizing the addition of one grant-funded temporary Class 2456 Forensic Toxicologist, for the period beginning February 1, 2022, through August 31, 2023. (Medical Examiner/Coroner)

**Question: Shall this Ordinance be PASSED ON FIRST READING?**

*The following item will be considered by the Land Use and Transportation Committee at a Regular Meeting on Monday, March 21, 2022, at 1:30 p.m. The Chair intends to request the Committee to send the following item as a Committee Report on Tuesday, March 22, 2022.*

32. [220159](#) **[Interim Zoning Controls - Conditional Use Authorization for Parcel Delivery Service Uses]**

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

Resolution imposing interim zoning controls for 18 months to require a Conditional Use authorization and specified findings for proposed Parcel Delivery Service uses; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, the eight priority policies of Planning Code, Section 101.1, and Planning Code, Section 306.7.

**Question: Shall this Resolution be ADOPTED?**

## 33. 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.*



### 34. 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 visual displayed should provide in advance of the meeting to the Clerk of the Board ([bos.legislation@sfgov.org](mailto: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.

**PUBLIC COMMENT CALL-IN**

[1 \(415\) 655-0001 / Meeting ID: 2490 393 6307 # #](tel:14156550001)

(Press \*3 to enter the speaker line)

### CLOSED SESSION

### CONFERENCE WITH LABOR NEGOTIATORS

(Pending approval of the Motion contained in File No. 220277, Item No. 41)

### 35. [220278](#)

**[Closed Session - Labor Negotiations - March 22, 2022]**

Closed Session for the Board of Supervisors to convene on March 22, 2022, to confer with the Mayor's Office and the Department of Human Resources under California Government Code, Section 54957.6, and San Francisco Administrative Code, Section 67.10(e), regarding negotiations with labor unions representing City employees; scheduled pursuant to Motion in File No. 220277, to be considered on March 22, 2022. (Clerk of the Board)

**Closed Session: The Board of Supervisors shall confer with labor negotiators.**

*[Elect To Disclose]*

Motion that the Board finds it is in the best interest of the public that the Board elect at this time to disclose its closed session deliberations.

*[Elect Not to Disclose]*

Motion that the Board finds that it is in the best interest of the public that the Board elect at this time not to disclose its closed session deliberations.

After a closed session, if one occurs, pending approval of above action to disclose, the President shall (1) request the Deputy City Attorney to identify the subjects discussed in the closed session, and (2) direct the Clerk of the Board to report the vote taken on any motion in the closed session.

## 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 36 through 41 will be taken during Item 34 - General Public Comment.)*

### Items 36 through 41

36. [220272](#) **[Denouncing Anti-Asian American and Pacific Islander Rhetoric]**  
**Sponsors: Chan; Mar, Walton, Stefani, Peskin, Safai, Melgar, Haney, Preston, Ronen and Mandelman**  
Resolution denouncing anti-Asian rhetoric and the use of racial campaign antics.  
  
03/15/2022; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.  
  
**Question: Shall this Resolution be ADOPTED?**
37. [220273](#) **[Supporting California State Assembly Bill No. 2053 (Lee) - Social Housing Act]**  
**Sponsor: Haney**  
Resolution supporting California State Assembly Bill No. 2053, the Social Housing Act, introduced by Assembly Member Alex Lee, which establishes the California Housing Authority to produce and acquire social housing developments.  
  
03/15/2022; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.  
  
**Question: Shall this Resolution be ADOPTED?**
38. [220274](#) **[Urging Expedited Processing of Eligible Special Immigrant Juvenile Visas and Ensure the Provision of Employment Documents for All Abused, Neglected, or Abandoned Children and Youth]**  
**Sponsors: Melgar; Chan, Ronen and Walton**  
Resolution urging the Biden Administration to expedite the processing of all eligible Special Immigrant Juvenile visas and to ensure the provision of employment documents for all abused, neglected, or abandoned children and youth.  
  
03/15/2022; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.  
  
**Question: Shall this Resolution be ADOPTED?**

- 39.**[220279](#)    **[Burma Human Rights (Ko Phone Maw) Day - March 13th]**  
**Sponsor: Melgar**  
Resolution declaring March 13th as Burma Human Rights (Ko Phone Maw) Day in the City and County of San Francisco.  
  
03/15/2022; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.  
  
**Question: Shall this Resolution be ADOPTED?**
  
- 40.**[220276](#)    **[Concurring in Actions to Meet Local Emergency - Drug Overdoses in the Tenderloin - Third Supplement]**  
**Sponsor: Haney**  
Motion concurring in actions taken by the Mayor in the Third Supplement to the Proclamation of Emergency to meet the ongoing local emergency related to the sudden increase in drug overdoses in the Tenderloin by authorizing the Human Resources Director to continue the assignment of employees currently serving as disaster service workers at the Linkage Center until such time as regularly assigned employees can maintain the current level of services, but no longer than June 30, 2022.  
  
03/15/2022; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.  
  
**Question: Shall this Motion be APPROVED?**
  
- 41.**[220277](#)    **[Closed Session - Labor Negotiations - March 22, 2022]**  
**Sponsor: Walton**  
Motion that the Board of Supervisors convene in closed session on March 22, 2022, to confer with the Mayor’s Office and the Department of Human Resources, pursuant to California Government Code, Section 54957.6 and San Francisco Administrative Code, Section 67.10(e), regarding negotiations with labor unions representing City employees.  
  
03/15/2022; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.  
  
**Question: Shall this Motion be APPROVED?**

## 42. 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: 2490 393 6307 # #](tel:4156550001)  
(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](http://www.sfbos.org/legislation_introduced).

**Introduced at the Request of a Department**

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

**PROPOSED ORDINANCES**

**220257 [Settlement of Lawsuit - Penny Mims - \$150,000]**

Ordinance authorizing settlement of the lawsuit filed by Penny Mims against the City and County of San Francisco and individual defendant Dorian Carr for \$150,000; the lawsuit was filed on March 3, 2020, in San Francisco Superior Court, Case No. CGC-20-583388; entitled Penny Mims v. City and County of San Francisco, et al.; the lawsuit involves an employment dispute. (City Attorney)

03/10/2022; RECEIVED FROM DEPARTMENT.

03/22/2022; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

**220258 [Settlement of Lawsuit - I.H., a Minor - \$100,000]**

Ordinance authorizing settlement of the lawsuit filed by I. H. against the City and County of San Francisco for \$100,000; the lawsuit was filed on September 4, 2020, in United States District Court, Case No. 20-cv-06155-AGT; entitled I.H. v. City and County of San Francisco, et al.; the lawsuit involves alleged civil rights violations at the Juvenile Justice Center. (City Attorney)

03/14/2022; RECEIVED FROM DEPARTMENT.

03/22/2022; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

**PROPOSED RESOLUTIONS**

**220251 [Annual Fundraising Drive - 2022]**

Resolution designating those agencies qualified to participate in the 2022 Annual Joint Fundraising Drive for officers and employees of the City and County of San Francisco. (City Administrator)

03/14/2022; RECEIVED FROM DEPARTMENT.

03/22/2022; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

**220259**

**[Contract Amendment - Project Open Hand - Food and Nutrition Services Low-Income People Living with HIV/AIDS - Not to Exceed \$18,800,344]**

Resolution approving Amendment No. 3 to the agreement between Project Open Hand and the Department of Public Health (DPH), to secure food and nutrition services for low-income people living with HIV/AIDS who reside in San Francisco, to increase the agreement by \$9,442,639 for an amount not to exceed \$18,800,344; to extend the term by four years and nine months, from June 30, 2022, for a total agreement term of April 1, 2017, through March 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. (Public Health Department)

03/09/2022; RECEIVED FROM DEPARTMENT.

03/22/2022; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

**220260****[Petitions and Communications]**

Petitions and Communications received from March 10, 2022, through March 17, 2022, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on March 22, 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 the Mayor, submitting the Third Supplement to the Mayoral Proclamation declaring the existence of a Local Emergency regarding Drug Overdoses in the Tenderloin. (1)

From the Office of the Mayor, submitting a Press Release regarding introduced legislation implementing a car-free John F. Kennedy Drive. Copy: Each Supervisor. (2)

From the Office of the Controller, submitting an Emergency Appropriations Report for Fiscal Year 2021-2022. Copy: Each Supervisor. (3)

From San Francisco Pretrial, submitting their 2021 Annual Impact Report. Copy: Each Supervisor. (4)

From the San Francisco Municipal Transportation Agency, regarding a plan to promote unobstructed pedestrian access for boarding public transit. Copy: Each Supervisor. (5)

From concerned citizens, regarding the Great Highway. 25 Letters. Copy: Each Supervisor. (6)

From concerned citizens, regarding John F. Kennedy Drive. 558 Letters. Copy: Each Supervisor. (7)

From concerned citizens, regarding a proposed cannabis dispensary at 800 Taraval Street. 4 Letters. Copy: Each supervisor. (8)

From the Mayor's Office of Housing and Community Development, submitting the Q2 and Q3 Affordable Housing Quarterly Reports as required by Board of Supervisors Ordinance No. 216-18. Copy: Each Supervisor. (9)

From concerned citizens, regarding a proposed Resolution imposing interim zoning controls for 18 months to require a Conditional Use authorization and specified findings for proposed Parcel Delivery Service uses. File No. 220159. 13 letters. Copy: Each Supervisor. (10)

From Lori Tyler, regarding the California State Water Resources Control Board litigation and water recycling. Copy: Each Supervisor. (11)

From Ron Buono, regarding a Treasure Island Toll Proposal. Copy: Each Supervisor. (12)

From concerned citizens, regarding a Hearing on the approval of a Tentative Map for a two lot Subdivision project at 0 Palo Alto Avenue. File No. 220232. 2 letters. Copy: Each Supervisor. (13)

From Maria Eliza, regarding a proposed Ordinance amending the Administrative and Public Works Codes to urge departments to review permits within 30 days, and limit until April 1, 2023, the issuance of fines for violations of shared spaces requirements. File No. 211301. Copy: Each Supervisor. (14)

From concerned citizens, regarding a Hearing on the approval of a Conditional Use authorization for a proposed project at 3832-18th Street. 5 letters. Copy: Each Supervisor. (15)

From Eli Harrison, regarding the San Francisco Department of Public Health. Copy: Each Supervisor. (16)

From Anonymous, regarding the Sunshine Ordinance Task Force. Copy: Each Supervisor. (17)

From concerned citizens, regarding posting of notices at 801 Corbett. Copy: Each Supervisor. (18)

From the Office of the Mayor, submitting a Press Release regarding the Tenderloin Emergency Operations on public health and safety. Copy: Each Supervisor. (19)

From the San Francisco Recreation and Park Department, submitting a Press Release regarding the new phase of the India Basin project. Copy: Each Supervisor. (20)

From the Office of the Treasurer and Tax Collector, submitting the CCSF Pooled Investment Report for the month of February 2022. Copy: Each Supervisor. (21)

From Mira Martin-Parker, regarding the Redistricting Task Force Meeting of March 16, 2022. Copy: Each Supervisor. (22)

From the San Francisco Public Utilities Commission, submitting a Quarterly Report on the status of applications to Pacific Gas and Electric Company for electric services per Board of Supervisors Resolution No. 227-18. Copy: Each Supervisor. (23)

From a concerned citizen, regarding a Hearing on the implementation of San Francisco's Municipal Transportation Agency's Racial Equity Action Plan. File No. 211321. Copy: Each Supervisor. (24)

From the San Francisco Film Commission, submitting their Annual Report for Fiscal Year 2020-2021. Copy: Each Supervisor. (25)

## **ADJOURNMENT**