

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

Watch SF Cable Channel 26, 28, 78, or 99 (depending on your provider)

Watch www.sfgovtv.org

PUBLIC COMMENT CALL-IN

[1 \(415\) 655-0001/ Meeting ID: 2499 162 0695 # #](tel:14156550001)

Tuesday, September 27, 2022 - 2:00 PM

Regular Meeting

SHAMANN WALTON, PRESIDENT

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

Angela Calvillo, Clerk of the Board

Agendas of the Board of Supervisors are available on the internet at www.sfbos.org

BOARD COMMITTEES

Committee Membership

Meeting Days

Budget and Appropriations Committee

Supervisors Ronen, Safai, Chan, Mar, Walton

Wednesday

1:00 PM

Budget and Finance Committee

Supervisors Ronen, Safai, Chan

Wednesday

12:30 PM

Government Audit and Oversight Committee

Supervisors Preston, Chan, Mandelman

1st and 3rd Thursday

10:00 AM

Land Use and Transportation Committee

Supervisors Melgar, Preston, Peskin

Monday

1:30 PM

Public Safety and Neighborhood Services Committee

Supervisors Mar, Stefani, Melgar

2nd and 4th Thursday

10:00 AM

Rules Committee

Supervisors Peskin, Mandelman, Chan

Monday

10:00 AM

Youth, Young Adult, and Families Committee

Supervisors Ronen, Safai, Dorsey

2nd Friday

10:00 AM

Agenda Item Information

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

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

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

Meeting Procedures

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

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

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

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

COPYRIGHT: All system content that is broadcasted live during public proceedings is secured by High-bandwidth Digital Content Protection (HDCP), which prevents copyrighted or encrypted content from being displayed or transmitted through unauthorized devices. Members of the public who wish to utilize chamber digital, audio and visual technology may not display copyrighted or encrypted content during public proceedings.

AGENDA PACKET: Available on the internet at <https://www.sfbos.org/meetings>. Meetings are cablecast on SFGovTV, the Government Channel, at www.sfgovtv.org or Cable Channels 26, 78 or 99 (depending on your provider). For DVD copies call (415) 554-4188.

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.

傳譯服務: 所有常規及特別市參事會會議和常務委員會會議將提供西班牙文, 中文以及菲律賓文的傳譯服務, 但必須在會議前最少48小時作出請求, 以確保能獲取到傳譯服務. 將因應請求提供交替傳譯服務, 以便公眾向有關政府機構 發表意見. 如需更多資訊或請求有關服務, 請致電 (415) 554-5184聯絡我們.

AVISO EN ESPAÑOL: Los servicios de idiomas están disponibles en español, chino, y filipino en todas las reuniones regulares y reuniones especiales de la Junta, de los Comités, si se solicita por lo menos 48 horas antes de la reunión para ayudar a garantizar su disponibilidad. Para más información o solicitar servicios, por favor contactar a (415) 554-5184.

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

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

Americans with Disabilities Act (ADA)

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

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

Meetings are real-time captioned and are cablecast open-captioned on SFGovTV, the Government Channel, at www.sfgovtv.org or Cable Channels 26, 78 or 99 (depending on your provider). Board and Committee meeting agendas and minutes are available on the Board's website (www.sfbos.org) and adhere to web development guidelines based upon the Federal Access Board's Section 508 Guidelines. To request sign language interpreters, readers, large print agendas or other accommodations, please contact (415) 554-5184 or (415) 554-5227 (TTY). Requests made at least 48 hours in advance of the meeting will help to ensure availability. If further assistance is needed, please contact Wilson Ng at (415) 554-5184 (wilson.l.ng@sfgov.org).

Know Your Rights Under The Sunshine Ordinance

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

Ethics Requirements

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

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

Remote Access to Information and Participation

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

Members of the public may provide public comment in-person at the noticed location or remotely via teleconference (detailed instructions available at: <https://sfbos.org/remote-meeting-call>). Individuals who wish to share documents during a hearing must provide them to the Clerk 48 hours in advance (bos@sfgov.org); 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; all comments received will be made a part of the official record.

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

PUBLIC COMMENT CALL-IN

[1 \(415\) 655-0001](tel:4156550001) / Meeting ID: 2499 162 0695 # #

(Press *3 to enter the speaker line)

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

ROLL CALL AND PLEDGE OF ALLEGIANCE

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

COMMUNICATIONS

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 11

Recommendation of the Budget and Finance Committee

Present: Supervisors Ronen, Safai, Mar

1. [220199](#) **[Administrative, Police Codes - Ban on Gas-Powered Landscaping Equipment]**

Sponsors: Melgar; Mar, Stefani, Ronen, Safai and Mandelman

Ordinance amending the Administrative Code and Police Code to 1) prohibit the City from using gas-powered landscaping equipment to perform a City function starting July 1, 2024, with temporary waivers for City departments that document to the satisfaction of the Director of the Department of the Environment (“Department”) the unavailability of needed technology to replace such equipment; 2) prohibit the City from contracting for the use of gas-powered landscaping equipment to perform a City function starting July 1, 2024, with waivers for City departments that document to the satisfaction of the Purchaser the necessity of such waiver; 3) prohibit the use of gas-powered landscaping equipment in the City starting January 1, 2026, except such equipment for which the Department determines replacement technology is unavailable, and penalize property owners and business owners and managers that violate that prohibition; 4) establish a buy-back and/or incentive program (“Buy-Back Program”) to assist owners of such equipment in transitioning away from its use; 5) require that the Department conduct a public education campaign regarding the gas-powered landscaping equipment ban and the Buy-Back Program; 6) establish a fund to receive penalties collected for violation of the ban and other monies, to use for purchases of equipment for City departments to replace gas-powered landscaping equipment, for the Buy-Back Program, for safe disposal of gas-powered landscaping equipment, and/or to fund the Department’s public education campaign; 7) designate the Department to administer and enforce the ordinance; and 8) require the Department, starting in 2026 and ending on December 31, 2036, to report to the Board of Supervisors by March 31 of each year on progress over the prior calendar year in enforcing the restrictions on gas-powered landscaping equipment, conducting the public education campaign, administering the Buy-Back Program, and using the monies in the fund.

(Fiscal Impact)

09/20/2022; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Government Audit and Oversight Committee

Present: Supervisors Preston, Chan, Mandelman

(Item No. 2 (File No. 220506) was adopted by the Board of Supervisors on September 20, 2022; however, the complete committee report was not provided in a timely manner. This matter is being reagendaized to notice the appropriate amendments for final action.)

2. **220506** **[Board Response - Civil Grand Jury Report - Shovel Ready: Best Practices and Collaboration to Improve San Francisco's Capital Construction Program]**

Resolution responding to the Presiding Judge of the Superior Court on the findings and recommendations contained in the 2021-2022 Civil Grand Jury Report, entitled "Shovel Ready: Best Practices and Collaboration to Improve San Francisco's Capital Construction Program;" and urging the Mayor to cause the implementation of accepted findings and recommendations through her department heads and through the development of the annual budget. (Clerk of the Board)

09/20/2022; ADOPTED.

Question: Shall this Resolution be ADOPTED?

Present: Supervisors Preston, Chan, Walton

3. **220786** **[Settlement of Lawsuit - Khalid Barrow - \$42,500]**

Ordinance authorizing settlement of the lawsuit filed by Khalid Barrow against the City and County of San Francisco for \$42,500; the lawsuit was filed on June 19, 2020, in United States District Court, Case No. 20-cv-04099; entitled Khalid Barrow v. City and County of San Francisco, et al.; the lawsuit involves an alleged civil rights violation. (City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

4. **220809** **[Settlement of Lawsuit - Eric Taylor - \$37,500]**

Ordinance authorizing settlement of the lawsuit filed by Eric Taylor against the City and County of San Francisco for \$37,500; the lawsuit was filed on November 24, 2020, in San Francisco Superior Court, Case No. CGC-20-587959; entitled Eric Taylor v. City and County of San Francisco; the lawsuit involves an employment dispute. (City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

5. **220840** **[Settlement of Lawsuit - Linda Howdyshell - \$750,000]**

Ordinance authorizing settlement of the lawsuit filed by Linda Howdyshell against the City and County of San Francisco for \$750,000; the lawsuit was filed on October 28, 2020, in San Francisco Superior Court, Case No. CGC-20-587334; entitled Linda Howdyshell v. City and County of San Francisco; the lawsuit involves alleged personal injury due to a fall from a retaining wall on a raised planter adjacent to a City sidewalk. (City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

6. [220842](#) **[Settlement of Lawsuit - Theresa Moorehouse - \$150,000]**
Ordinance authorizing settlement of the lawsuit filed by Theresa Moorehouse against the City and County of San Francisco for \$150,000; the lawsuit was filed on October 7, 2020, in San Francisco Superior, Case No. CGC-20-587190; entitled Theresa Moorehouse v. City and County of San Francisco, et al.; the lawsuit involves an alleged trip and fall on a City sidewalk. (City Attorney)
Question: Shall this Ordinance be PASSED ON FIRST READING?
7. [220797](#) **[Settlement of Unlitigated Claim - Benefit Cosmetics LLC - \$228,182.93]**
Resolution approving the settlement of the unlitigated claim filed by Benefit Cosmetics LLC against the City and County of San Francisco for \$228,182.93; the claim was filed on November 9, 2021; the claim involves a refund of gross receipts and homelessness gross receipts taxes. (City Attorney)
Question: Shall this Resolution be ADOPTED?
8. [220846](#) **[Settlement of Unlitigated Claims - Webcor Construction, L.P. - City to Receive \$361,412]**
Resolution approving the settlement of unlitigated claims through the payment of \$361,412 by Webcor Construction, L.P. to the City and County of San Francisco; the claims arise from Webcor's work on Public Works Contract No. 6694A, the San Francisco General Hospital Rebuild Program, and involve claimed defects to or problems with flooring and doors at the hospital; additional material terms of the settlement are that the City will release Webcor from responsibility for any and all demands, damages, obligations, causes of action, suits, and costs related to the subject claims. (City Attorney)
Question: Shall this Resolution be ADOPTED?

Recommendation of the Land Use and Transportation Committee

Present: Supervisors Melgar, Preston, Peskin

9. [220643](#) **[Planning Code - Tenderloin Neon Special Sign District]**
Sponsors: Preston; Peskin and Melgar
Ordinance amending the Planning Code to create the Tenderloin Neon Special Sign District within the North of Market Residential Special Use District; enacting zoning controls for neon signs within the Special Sign District; amending Sheet SS01 of the Zoning Map to show the Tenderloin Neon Special Sign 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 public necessity, convenience, and welfare findings pursuant to Planning Code, Section 302.

09/20/2022; PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Rules Committee

Present: Supervisors Peskin, Mandelman, Chan

10. [220427](#) **[Administrative Code - County Veterans Service Officer Role and Duties]**
Sponsor: Safai
Ordinance amending the Administrative Code to place the County Veterans Service Officer (“Officer”) under the Department of Disability and Aging Services (DAS) rather than the Department of Administrative Services; give the Director of the DAS authority to nominate the Officer; update annual reporting requirements of the Officer to the Board of Supervisors and Mayor; and provide administrative support to the Veterans’ Affairs Commission.

09/20/2022; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

11. [220877](#) **[Administrative Code - Repeal of Legacy Business Registry Fee]**
Sponsors: Peskin; Ronen, Chan, Mandelman, Mar, Preston, Stefani and Safai
Ordinance amending the Administrative Code to remove the requirement to charge a Legacy Business Registry administrative fee.

09/20/2022; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Land Use and Transportation Committee

Present: Supervisors Melgar, Preston, Peskin

12. [220654](#) **[Planning Code - Landmark Designation - City Cemetery]**
Sponsors: Chan; Melgar, Peskin and Mar
Ordinance amending the Planning Code to designate City Cemetery, the majority of Assessor's Parcel Block No. 1313, Lot No. 029, located in Lincoln Park on the north side of Clement Street, to the east of the San Francisco Veteran Affairs Medical Center (formerly the Fort Miley Military Reservation), to the east and south of the Golden Gate National Recreation Area, and to the west of Assessor's Parcel Block Nos. 1312, 1392, and 1401, 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)
- 09/20/2022; AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.
- 09/20/2022; PASSED ON FIRST READING AS AMENDED.
- Question: Shall this Ordinance be FINALLY PASSED?**

Referred Without Recommendation from the Land Use and Transportation Committee

Present: Supervisors Melgar, Preston, Peskin

13. [220736](#) **[Street and Public Service Easement Vacation Order - Parkmerced Development Project]**

Sponsor: Mayor

Ordinance ordering the conditional vacation of portions of Higuera Avenue, Vidal Drive, Arballo Drive, and Garces Drive (the "Street Vacation Area"), and certain San Francisco Public Utilities Commission public service easements (the "Easement Vacation Area"), all within the Parkmerced Development Project area, an approximately 152-acre site located in the Lake Merced District in the southwest corner of San Francisco and generally bounded by Vidal Drive, Font Boulevard, Pinto Avenue, and Serrano Drive to the north, 19th Avenue and Junipero Serra Boulevard to the east, Brotherhood Way to the south, and Lake Merced Boulevard to the west; reserving various easement rights in favor of the City and third-party utilities, subject to specified conditions; adopting findings under the California Environmental Quality Act; adopting findings that the vacations are consistent with the Parkmerced Development Agreement, the General Plan, and the eight priority policies of Planning Code, Section 101.1; and authorizing actions by City officials in furtherance of this Ordinance, as specified herein.

09/20/2022; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Rules Committee

Present: Supervisors Peskin, Mandelman, Chan

14. 220539 [Campaign and Governmental Conduct Code - Behested Payments Exceptions]

Sponsors: Peskin; Safai, Chan, Walton, Preston and Mar

Ordinance amending the Campaign and Governmental Conduct Code to modify the rules concerning behested payment solicitations, by 1) excepting solicitations made under certain types of City programs to solicit, request, and contractually obligate charitable donations through competitively procured contracts; 2) narrowing the prohibition against soliciting from persons involved in administrative enforcement, licenses, permits, or other entitlements for use; 3) narrowing the prohibition against soliciting from persons who have attempted to influence legislative or administrative actions; 4) excepting solicitations made in connection with certain types of City contracts; 5) shortening the time periods for the prohibition as to solicitations from City contractors; 6) excepting payments less than \$1,000; 7) authorizing the Board of Supervisors to grant waivers by resolution; 8) expanding the prohibition against soliciting from registered lobbyists; and 9) making other clarifying changes.

(Pursuant to Campaign and Governmental Conduct Code, Section 3.204, this matter requires two-thirds vote of the full membership of the Board of Supervisors (8 votes) for passage.)

09/20/2022; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

15. 220606 [Administrative Code - Surveillance Technology Policy for Police Department Use of Non-City Entity Surveillance Cameras]

Sponsors: Mayor; Safai and Mandelman

Ordinance approving Surveillance Technology Policy for Police Department use of non-City entity surveillance cameras and establishing a sunset date fifteen months after the effective date of the ordinance.

(Supervisor Chan dissented in Committee.)

09/20/2022; NOT AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.

09/20/2022; AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.

09/20/2022; PASSED ON FIRST READING AS AMENDED.

Question: Shall this Ordinance be FINALLY PASSED?

16. [220879](#) **[Administrative Code - Workforce Development - Re-Establishing the Committee on City Workforce Alignment]**
Sponsors: Walton; Mar
Ordinance amending the Administrative Code to re-establish the Committee on City Workforce Alignment; to give the Committee responsibility for planning and coordinating the City's Workforce Development programs; and to make other changes to the procedures governing the planning and implementation of Workforce Development programs.
- 09/20/2022; AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.
- 09/20/2022; 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, Chan

17. [220791](#) **[Planning and Engineering Services Agreement - Brown and Caldwell - Southeast Plant Biosolids Digester Facilities - Not to Exceed \$208,500,000]**
Resolution authorizing the General Manager of the San Francisco Public Utilities Commission to execute Amendment No. 2 to Wastewater Enterprise Contract No. CS-235, Planning and Engineering Services, Southeast Plant (SEP) Biosolids Digester Facilities, with Brown and Caldwell, to increase the contract amount by \$55,000,000 for a total not to exceed amount of \$208,500,000 and increase the contract duration by three years and six months, for a total duration of 16 years from July 29, 2013, through July 28, 2029, pursuant to Charter, Section 9.118. (Public Utilities Commission)
- (Fiscal Impact)
- Question: Shall this Resolution be ADOPTED?**
18. [220844](#) **[Real Property Lease - Aardvark Storage Unlimited, Inc. - 600 Amador Street, Seawall Lot 344 - Initial Monthly Rent of \$99,961.20]**
Resolution approving Port Commission Lease No. L-16846 with Aardvark Storage Unlimited, Inc., a California corporation, dba American Storage, located at 600 Amador Street within Seawall Lot 344 for approximately 279,740 square feet of paved land for an initial monthly rent of \$99,961.20 and a term of five years with one one-year option to extend the term, to commence upon Board of Supervisors approval; and to authorize the Executive Director of Port to enter into any additions, amendments, or other modifications to the Lease that do not materially increase the obligations or liabilities to the City and are necessary to effectuate the purposes of this Resolution. (Port)
- Question: Shall this Resolution be ADOPTED?**

19. [220845](#) **[Lease Amendment No. 4 - World Duty Free Group North America, LLP - Terminal 2 Newsstands, Coffee and Specialty Store Lease No. 10-0232 - Reduction of Premises]**
Resolution approving Amendment No. 4 to the Terminal 2 Newsstands, Coffee and Specialty Store Lease No. 10-0232, between World Duty Free Group North America, LLP, as tenant, and the City and County of San Francisco, acting by and through its Airport Commission, for a reduction in the total leasehold square footage of the demised premises by approximately 20% which results in a reduction in the Minimum Annual Guarantee of \$302,625 with no change to the term of May 1, 2011, through June 30, 2023, effective upon approval by the Board of Supervisors. (Airport Commission)
- Question: Shall this Resolution be ADOPTED?**
20. [220884](#) **[Support for Application of Infill Infrastructure Grant Program Funds - Tenderloin Neighborhood Development Corporation, 730 Stanyan Associates L.P., Mercy Housing - 2550 Irving Street, 730 Stanyan Street, 2530-18th Street] Sponsors: Mayor; Ronen, Chan and Safai**
Resolution supporting Tenderloin Neighborhood Development Corporation, 730 Stanyan Associates L.P., and Mercy Housing (each an "Applicant") submission of applications under the Infill Infrastructure Grant Program ("IIG Program") to the California Department of Housing and Community Development to receive IIG Program funds in order to construct 100% affordable, multifamily rental housing developments affordable to low-income households located at 2550 Irving Street, 730 Stanyan Street, and 2530-18th Street, respectively (each a "Project").
- Question: Shall this Resolution be ADOPTED?**
21. [220921](#) **[Emergency Contract - Retroactive - Tryfacta, Inc. - Temporary Staffing Services - Not to Exceed \$1,000,000]**
Resolution retroactively authorizing the Department of Public Health to award an emergency contract to Tryfacta, Inc., as authorized under Section 21.15 of the Administrative Code, for the purpose of providing temporary staffing services, in an amount not to exceed \$1,000,000 for a term of six months, from June 17, 2022, through December 17, 2022; and to authorize the Department of Public Health to enter into any amendments or modifications to the contract that do not otherwise materially increase the obligations or liabilities to the City and are necessary or advisable to effectuate the purposes of the contract or this Resolution. (Public Health Department)
- (Fiscal Impact)
- Question: Shall this Resolution be ADOPTED?**

22. [220922](#) **[Contract Amendment - Retroactive - Health Services Advisory Group, Inc. - Specialized Consulting Services - Not to Exceed \$6,989,564]**
Resolution retroactively approving Amendment No. 1 to the agreement between Health Services Advisory Group, Inc., and the Department of Public Health, as authorized under Section 21.15 of the Administrative Code, for the purpose of providing specialized consulting services, to increase the agreement by \$5,211,317 for an amount not to exceed \$6,989,564 for a total agreement term of seven and one-half months, with no changes to the term of May 9, 2022, through December 31, 2022; and to authorize the Department of Public Health to enter into any amendments or modifications to the contract that do not otherwise materially increase the obligations or liabilities to the City and are necessary or advisable to effectuate the purposes of the contract or this Resolution. (Public Health Department)
- (Fiscal Impact)
- Question: Shall this Resolution be ADOPTED?**
23. [220923](#) **[Contract Amendment - Denali Water Solutions LLC - Biosolids and Grit Hauling Services Oceanside and Southeast Wastewater Treatment Plants - Not to Exceed \$18,800,000]**
Resolution authorizing the Office of Contract Administration to amend PeopleSoft Contract ID 1000015461 between the City and County of San Francisco and Denali Water Solutions LLC for the hauling of biosolids and grit from Public Utilities Commission's Oceanside and Southeast wastewater treatment plants, increasing the contract amount by \$10,200,000 for a total not to exceed amount of \$18,800,000 and extending the contract end date by four years, with a contract duration of seven years for a total term of October 1, 2019, through September 30, 2026. (Office of Contract Administration)
- (Fiscal Impact)
- Question: Shall this Resolution be ADOPTED?**
24. [220929](#) **[Contract Amendment - Bar None Auction - Auction Services - \$2,100,000 Anticipated Revenue]**
Resolution authorizing the Office of Contract Administration to execute Amendment 2 to Contract 1000024326 with Bar None Auction for auction services on an as-needed basis; extending the duration by one year for a total contract duration of four years from October 1, 2019, through September 30, 2023, with an increase in anticipated revenue of \$800,000 for a total anticipated revenue amount of \$2,100,000. (Office of Contract Administration)
- Question: Shall this Resolution be ADOPTED?**
25. [220948](#) **[Apply for Grant - United States Department of Housing and Urban Development - Continuum of Care Program - Not to Exceed \$54,655,600]**
Sponsors: Mayor; Dorsey
Resolution approving the 2022 grant application for the United States Department of Housing and Urban Development Continuum of Care Program in an amount not to exceed \$54,655,600; and fulfilling the Board of Supervisors review and approval process for all annual or otherwise recurring grants of \$5,000,000 or more.
- Question: Shall this Resolution be ADOPTED?**

26. [220959](#) **[Setting Property Tax Rate and Establishing Pass-Through Rate for Residential Tenants - FY2022-2023]**
Sponsor: Ronen
Resolution levying property taxes at a combined rate of \$1.17973782 on each \$100 valuation of taxable property for the City and County of San Francisco, San Francisco Unified School District, San Francisco County Office of Education, San Francisco Community College District, Bay Area Rapid Transit District, and Bay Area Air Quality Management District; and establishing a pass-through rate of \$0.0713 per \$100 of assessed value for residential tenants pursuant to Administrative Code, Chapter 37, for the Fiscal Year (FY) ending June 30, 2023.

Question: Shall this Resolution be ADOPTED?

Recommendation of the Government Audit and Oversight Committee

Present: Supervisors Preston, Chan, Walton

27. [220788](#) **[Settlement of Unlitigated Claims - Gap, Inc. - \$9,190,511.54]**
Resolution approving the settlement of the unlitigated claims filed by Gap, Inc. against the City and County of San Francisco for \$9,190,511.54; the claims were filed on March 9, 2021; the claims involve a refund of gross receipts, homelessness gross receipts, payroll expense, and commercial rents taxes for the 2019 tax year. (City Attorney)

Question: Shall this Resolution be ADOPTED?

Recommendations of the Land Use and Transportation Committee

Present: Supervisors Melgar, Preston, Peskin

28. [220041](#) **[Planning Code, Zoning Map - Production, Distribution, and Repair Uses]**
Sponsor: Walton
Ordinance amending the Planning Code and Zoning Map to eliminate the Industrial Protection Zone Special Use District, and allow Social Service or Philanthropic Facilities Uses greater than 5,000 gross square feet subject to a conditional use authorization in PDR-2 districts; allowing Self Storage in PDR-2 Districts, subject to certain conditions; 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 pursuant to Planning Code, Section 302.

Question: Shall this Ordinance be PASSED ON FIRST READING?

29. [220813](#) **[Landmark Tree Designation - Cork Oak - 20th Street at Noe Street]**
Sponsor: Mandelman
Ordinance designating the cork oak (*Quercus suber*) tree located at the public right-of-way on 20th Street at Noe Street as a landmark tree pursuant to the Public Works Code; making findings supporting the designation; and directing official acts in furtherance of the designation.

Question: Shall this Ordinance be PASSED ON FIRST READING?

30. [220514](#) **[Authorizing Flexible Pricing in the Golden Gate Park Concourse Garage and Kezar Parking Lot]**

Sponsor: Mayor

Resolution authorizing the San Francisco Municipal Transportation Agency to begin setting rates for parking at the Golden Gate Park Concourse Garage and Kezar Parking Lot, pursuant to Park Code, Section 6.14; and authorizing the Recreation and Park Department to amend its lease agreement with the Music Concourse Community Partnership to allow the Recreation and Park Department to pay for three hours of free parking on behalf of participants using the Museums for All and Discover and Go programs at the California Academy of Sciences and the de Young Museum. (Municipal Transportation Agency)

Question: Shall this Resolution be ADOPTED?

Recommendations of the Rules Committee

Present: Supervisors Peskin, Mandelman, Chan

31. [220728](#) **[Presidential Appointment, Board of Appeals - Jefferson Robert Eppler]**

Motion approving the President of the Board of Supervisors Shamann Walton's nomination of Jefferson Robert Eppler for appointment to the Board of Appeals, for a term ending July 1, 2026. (Clerk of the Board)

(Charter, Section 4.106, 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 of the date the nomination is transmitted to the Clerk then the nominee shall be deemed approved. Transmittal date: September 9, 2022.)

Question: Shall this Motion be APPROVED?

32. [220871](#) **[Appointments, Inclusionary Housing Technical Advisory Committee - Peter Cohen, Fernando Marti, Whitney Jones, and Shannon Way]**

Motion appointing Peter Cohen (residency requirement waived), Fernando Marti, Whitney Jones, and Shannon Way (residency requirement waived) to the Inclusionary Housing Technical Advisory Committee, for terms expiring three months after the date the City Controller produces the Economic Feasibility Analysis of the inclusionary affordable housing obligations required by Planning Code, Section 415.10. (Rules Committee)

Question: Shall this Motion be APPROVED?

33. [220905](#) **[Mayoral Reappointment, Planning Commission - Rachael Tanner]**

Motion approving the mayoral nomination for the reappointment of Rachael Tanner to the Planning Commission, for a term ending June 30, 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: July 29, 2022.)

Question: Shall this Motion be APPROVED?

- 34. [220906](#) [Mayoral Appointment, Planning Commission - Derek Braun]**
Motion approving the Mayor's nomination for the appointment of Derek Braun to the Planning Commission, for a term ending June 30, 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: July 29, 2022.)

Question: Shall this Motion be APPROVED?

- 35. [220936](#) [Mayoral Reappointment, Public Utilities Commission - Sophie Maxwell]**
Motion approving the Mayor's nomination for the reappointment of Sophie Maxwell to the Public Utilities Commission, for a term ending August 1, 2026. (Clerk of the Board)

(Charter, Section 4.112, provides that the Board of Supervisors shall confirm the Mayor's appointment by a majority of the Board of Supervisors. Transmittal date: August 26, 2022.)

Question: Shall this Motion be APPROVED?

- 36. [220937](#) [Mayoral Appointment, Public Utilities Commission - Newsha Ajami]**
Motion approving the Mayor's nomination for the appointment of Newsha Ajami to the Public Utilities Commission, for a term ending August 1, 2024. (Clerk of the Board)

(Charter, Section 4.112, provides that the Board of Supervisors shall confirm the Mayor's appointment by a majority of the Board of Supervisors. Transmittal date: August 26, 2022.)

Question: Shall this Motion be APPROVED?

- 37. [220939](#) [Mayoral Appointment, Public Utilities Commission - Tony Rivera]**
Motion approving the Mayor's nomination for the appointment of Tony Rivera to the Public Utilities Commission, for a term ending August 1, 2024. (Clerk of the Board)

(Charter, Section 4.112, provides that the Board of Supervisors shall confirm the Mayor's appointment by a majority of the Board of Supervisors. Transmittal date: August 26, 2022.)

Question: Shall this Motion be APPROVED?

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

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, January 25, 2022, March 22, 2022, May 24, 2022, and July 12, 2022.)

PUBLIC COMMENT WILL BE TAKEN

[1 \(415\) 655-0001 / Meeting ID: 2499 162 0695 # #](tel:4156550001)

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

38. [200777](#) **[Hearing - Committee of the Whole - Update on Findings and Recommendations Regarding Law Enforcement Practices - September 27, 2022, at 3:00 p.m.]**

Hearing of the Board of Supervisors sitting as a Committee of the Whole on September 27, 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.

03/22/2022; CONTINUED.

05/24/2022; CONTINUED.

07/12/2022; CONTINUED.

Question: Shall this Hearing be HEARD AND FILED?

Committee of the Whole Adjourn and Report

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

Scheduled pursuant to Motion No. M22-146 (File No. 220976), approved on September 20, 2022.

PUBLIC COMMENT WILL BE TAKEN

[1 \(415\) 655-0001 / Meeting ID: 2499 162 0695 # #](tel:4156550001)

(Press *3 to enter the speaker line)

39. [220977](#) [Hearing - Committee of the Whole - Kaiser Permanente Mental Health Care Workers' Strike and its Effects on City Workers, the Majority of Whom Are Kaiser Patients, and Other San Franciscans - September 27, 2022, at 3:00 p.m.]

Sponsor: Ronen

Hearing of the Board of Supervisors sitting as a Committee of the Whole on Tuesday, September 27, 2022, at 3:00 p.m., to hold a public hearing on Kaiser Permanente Mental Health Care Workers' Strike which is entering its fifth week and its effects on city workers, the majority of whom are Kaiser patients, and other San Franciscans; and requesting the Health Service System, Department of Public Health, Chief Executive Officer of Kaiser Foundation Health Plan, Inc., and Chief Executive Officer of the Permanente Medical Group to report; scheduled pursuant to Motion No. M22-146 (File No. 220976), approved on September 20, 2022.

Question: Shall this Hearing be HEARD AND FILED?

Committee of the Whole Adjourn and Report

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

Scheduled pending approval of the Motion contained in Item No. 47, File No. 221009, to be considered by the Board on September 27, 2022.

PUBLIC COMMENT WILL BE TAKEN

[1 \(415\) 655-0001 / Meeting ID: 2499 162 0695 # #](tel:14156550001)

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

40. [221010](#) **[Hearing - Committee of the Whole - Food and Beverage Worker Wages and Benefits at SFO and Operational Impact of an Imminent Strike - September 27, 2022, at 3:00 p.m.]**

Sponsors: Mandelman; Walton

Hearing of the Board of Supervisors sitting as a Committee of the Whole on Tuesday, September 27, 2022, at 3:00 p.m., to hold a public hearing on food and beverage worker wages and benefits at the San Francisco International Airport (SFO) and the operational impact of an imminent strike on the traveling public, employees at SFO, and the City's revenue from concessions at the airport; and requesting the SFO Airport Director, the multi-employer group "SFO Restaurants," and representatives from Unite HERE! Local 2 to report; scheduled pending approval of the Motion contained in File No. 221009, to be considered by the Board on September 27, 2022.

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 items will be considered by the Public Safety and Neighborhood Services Committee at a Regular Meeting on Thursday, September 22, 2022, at 10:00 a.m. The Chair intends to request the Committee to send the following items as Committee Reports on Tuesday, September 27, 2022.

41. [220753](#) **[Liquor License Transfer - 556 Hayes Street - True Sake]**
Resolution determining that the transfer of a Type-20 off-sale beer and wine liquor license, with the additional issuance of a Type-86 instructional tasting license, to True Sake, LLC, located at 556 Hayes Street (District 5), 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?

42. [220754](#) **[Liquor License Transfer - 221 Sansome Street - 7-Eleven]**
Resolution determining that the transfer of a Type-20 off-sale beer and wine liquor license to Mal & S Corporation and 7-Eleven, Inc., doing business as 7-Eleven, located at 221 Sansome Street (District 3), 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?

43. [220793](#) **[Liquor License Double Transfer - 735 Montgomery Street - Chief S.F.]**
Resolution determining that the premise-to-premise/person-to-person transfer, also known as a "Double Transfer," for a Type-57 special on-sale general beer, wine, and distilled spirits liquor license, converted from a Type-47 on-sale general for bona find eating place liquor license, to Project 1972, Inc., to do business as Chief S.F. located at 735 Montgomery Street (District 3), 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. (Clerk of the Board)

Question: Shall this Resolution be ADOPTED?

44. 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.

45. 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.

Person attending the meeting in-person who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting. Members of the public providing testimony remotely via telephone who want a document displayed should provide in advance of the meeting to the Clerk of the Board (bos@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: 2499 162 0695 # #](tel:4156550001)

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

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

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

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

(PUBLIC COMMENT for Items 46 through 51 will be taken during Item 45 - General Public Comment.)

Items 46 through 51

46. [221007](#) **[Clean Air Day - October 5, 2022]**
Sponsors: Safai; Mandelman and Walton
Resolution supporting efforts to improve air quality in the City's neighborhoods and declaring October 5, 2022, as "Clean Air Day" in the City and County of San Francisco.
- 09/21/2022; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**
47. [221009](#) **[Committee of the Whole - Food and Beverage Worker Wages and Benefits at SFO and Operational Impact of an Imminent Strike - September 27, 2022, at 3:00 p.m.]**
Sponsors: Mandelman; Walton
Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on September 27, 2022, at 3:00 p.m., to hold a public hearing on food and beverage worker wages and benefits at the San Francisco International Airport (SFO) and the operational impact of an imminent strike on the traveling public, employees at SFO, and the City's revenue from concessions at the airport; and requesting the SFO Airport Director, the multi-employer group "SFO Restaurants," and representatives from Unite HERE! Local 2 to attend.
- 09/20/2022; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Motion be APPROVED?**
48. [221012](#) **[Findings to Allow Teleconferenced Meetings During Declared Emergency]**
Motion making findings to allow teleconferenced meetings under California Government Code, Section 54953(e). (Clerk of the Board)
- 09/20/2022; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Motion be APPROVED?**

49. [221013](#) [Concurring in the Continuation of the Declaration of a Local Health Emergency - MPX Virus Outbreak]

Motion concurring in the continuance of the San Francisco Health Officer’s August 1, 2022, Declaration of Local Health Emergency regarding the outbreak of the MPX virus. (Clerk of the Board)

09/21/2022; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

50. [221017](#) [Appointment, Bay Area Air Quality Management District - Supervisor Myrna Melgar]

Motion appointing Supervisor Myrna Melgar, term ending February 1, 2025, to the Bay Area Air Quality Management District. (Clerk of the Board)

09/21/2022; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

51. [220993](#) [Parcel Map No. 10711 - Treasure Island]

Motion approving Parcel Map No. 10711, portions of Treasure Island, the merger and resubdivision of Lots 11, F, J and P of Final Map No. 9235; and First Amendment to the Treasure Island Public Improvement Agreement, Treasure Island - Subphase 1B, 1C and 1E Improvements; and acknowledging findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

09/15/2022; RECEIVED FROM DEPARTMENT.

09/21/2022; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

52. IMPERATIVE AGENDA

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

[Serious Injury Finding]

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

[Purely Commendatory Finding]

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

[Brown Act Finding]

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

(PUBLIC COMMENT WILL BE TAKEN on any Imperative Agenda item introduced.)
[1 \(415\) 655-0001 / Meeting ID: 2499 162 0695 # #](tel:14156550001)
(Press *3 to enter the speaker line)

LEGISLATION INTRODUCED AT ROLL CALL**Introduced by a Supervisor or the Mayor**

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

Legislation Introduced will appear on the Final Minutes for this meeting. Once the Legislation Introduced is approved, it will be available on http://www.sfbos.org/legislation_introduced.

Introduced at the Request of a Department

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

PROPOSED ORDINANCES**220729 [Settlement of Lawsuit - Phi Associates (Drisco Hotel) Swords to Plowshares to Receive Loan Payoff of \$2,000,000]**

Ordinance authorizing settlement of the lawsuit filed by Phi Associates L.P., against the City and County of San Francisco for a payment by Phi Associates of \$2,000,000 to provide construction loan repayment and thereby support affordable housing for veterans at the Veterans Academy located at 1030 Girard Road, San Francisco, operated by Swords To Plowshares ("Veterans Academy"), in exchange for the release of 16 Residential Hotel rooms from regulation under the Hotel Conversion Ordinance; the lawsuit was filed on March 17, 2021, in San Francisco Superior Court, Case No. CPF-21-517409, entitled Phi Assoc., L.P. v. City and County of San Francisco; the lawsuit involves petitioner's challenge to the City's enforcement of the Hotel Conversion Ordinance at the Drisco Hotel, located at 2901 Pacific Avenue, San Francisco. (City Attorney)

09/16/2022; RECEIVED FROM DEPARTMENT.

09/27/2022; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

220730 [Settlement of Lawsuit - Theodore Belizaire - \$186,642.33]

Ordinance authorizing settlement of the lawsuit filed by Theodore Belizaire against the City and County of San Francisco for \$186,642.33; the lawsuit was filed on July 20, 2020, in San Francisco Superior Court, Case No. CGC-20-585672, entitled Theodore Belizaire v. City and County of San Francisco; the lawsuit involves alleged personal injuries in a collision with a City vehicle; other material terms of the settlement include payment of \$99,142.33 to Zuckerberg San Francisco General Hospital for a medical lien. (City Attorney)

09/16/2022; RECEIVED FROM DEPARTMENT.

09/27/2022; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

220731 [Settlement of Lawsuit - Donna James - \$125,000]

Ordinance authorizing settlement of the lawsuit filed by Donna James against the City and County of San Francisco for \$125,000; the lawsuit was filed on April 20, 2021, in United States District Court, Case No. 3:21-cv-02939-RS; entitled Donna James v. City and County of San Francisco; the lawsuit involves an employment dispute. (City Attorney)

09/16/2022; RECEIVED FROM DEPARTMENT.

09/27/2022; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

220732**[Settlement of Lawsuit - Susan Bell - \$160,000]**

Ordinance authorizing settlement of the lawsuit filed by Susan Bell against the City and County of San Francisco, et al. for \$160,000; the lawsuit was filed on December 6, 2018, in San Francisco Superior Court, Case No. CGC-18-571878; entitled Susan Bell v. City and County of San Francisco, et al.; the lawsuit involves claims of alleged civil rights violations and use of excessive force. (City Attorney)

09/16/2022; RECEIVED FROM DEPARTMENT.

09/27/2022; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

PROPOSED RESOLUTIONS**220987****[Settlement of Unlitigated Claim - Yuna Chuquilin - \$82,500]**

Resolution approving the settlement of the unlitigated claim filed by Yuna Chuquilin against the City and County of San Francisco for \$82,500; the claim was filed on August 29, 2020; the claim involves an employment dispute. (City Attorney)

09/16/2022; RECEIVED FROM DEPARTMENT.

09/27/2022; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

220988**[Settlement of Unlitigated Claim - Old Republic Title Company - \$25,125 Plus Statutory Interest]**

Resolution approving the settlement of the unlitigated claim filed by Old Republic Title Company against the City and County of San Francisco for \$25,125 plus statutory interest; the claim was filed on April 13, 2022; the claim involves an alleged overpayment of real property transfer taxes. (City Attorney)

09/16/2022; RECEIVED FROM DEPARTMENT.

09/27/2022; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

220989**[Airport Professional Services Agreement - SFO Hotel Shuttle, Inc. - Airport Shuttle Bus Services - Not to Exceed \$72,612,418]**

Resolution approving a Professional Services Agreement for Airport Contract No. 50303 to provide shuttle bus services at the San Francisco International Airport (Airport), between SFO Hotel Shuttle, Inc., and the City and County of San Francisco, acting by and through its Airport Commission, in an amount not to exceed \$72,612,418 for a period of five years to commence upon Board of Supervisors approval, pursuant to Charter, Section 9.118(b). (Airport Commission)

09/12/2022; RECEIVED FROM DEPARTMENT.

09/27/2022; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

220990 [Authorizing the Department of Public Health to Enter into Hazardous Waste Remedial Action Agreements]

Resolution authorizing the County Health Officer, the Department of Public Health's Director of Environmental Health Branch, or their respective designees, to enter into remedial action agreements and oversee remedial investigations and remedial actions at hazardous waste release sites, pursuant to California Health and Safety Code, Section 101480. (Public Health Department)

09/13/2022; RECEIVED FROM DEPARTMENT.

09/27/2022; RECEIVED AND ASSIGNED to the Land Use and Transportation Committee.

220991 [Contract Agreement - Retroactive - California Department of Health Care Services - Substance Use Disorder Services - Not to Exceed \$248,687,500]

Resolution retroactively approving Agreement No. 22-20154, between the Department of Public Health, Behavioral Health Services and the California Department of Health Care Services, to provide substance use disorder services, for an amount not to exceed \$248,687,500 for the seven year term of July 1, 2022, through June 30, 2027; and to authorize the Department of Public Health to enter into amendments or modifications to the agreement prior to its final execution by all parties that do not materially increase the obligations or liabilities to the City and are necessary to effectuate the purposes of the agreement or this Resolution. (Public Health Department)

09/16/2022; RECEIVED FROM DEPARTMENT.

09/27/2022; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

220992 [Avigation Easements - San Mateo County - San Francisco International Airport's Noise Insulation Program]

Resolution approving the acquisition of 65 Avigation Easements from various property owners in San Mateo County required for the San Francisco International Airport's Noise Insulation Program (Project); adopting findings that the Project is categorically exempt from environmental review under the California Environmental Quality Act, Class 1: Existing Facilities; adopting findings that the acquisition is consistent with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and authorizing the Director of Property to execute documents, make certain modifications, and take certain actions in furtherance of this Resolution, as defined herein. (Airport Commission)

09/19/2022; RECEIVED FROM DEPARTMENT.

09/27/2022; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

221016 [Petitions and Communications]

Petitions and Communications received from September 15, 2022, through September 22, 2022, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on September 27, 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, making the following appointment to the following body. Copy: Each Supervisor. (1)

Appointment pursuant to Charter, Section 3.100(18):

Arts Commission

- o Jeanne Anyanwu-McCoy - term ending August 31, 2026

From the Office of the City Attorney, submitting update to Order of the Health Officer No. C19-07. Copy: Each Supervisor. (2)

From the Office of the Treasurer & Tax Collector, pursuant to California State Government Code, Section 53646, submitting the Pooled Investment Report for the month of August 2022. Copy: Each Supervisor. (3)

From the Police Commission, regarding the election of a new Commission President and Vice-President. Copy: Each Supervisor. (4)

From the Behavioral Health Commission, pursuant to California Welfare and Institutions Code, Section 5604.2, submitting Fiscal Year 2020-2021 Annual Report. Copy: Each Supervisor. (5)

From the Golf Course Superintendents Association of Northern California, regarding the proposed Ordinance establishing a Ban on Gas-Powered Landscaping Equipment. File No. 220199. Copy: Each Supervisor. (6)

From concerned citizens, regarding the proposed Ordinance regarding a Street and Public Service Easement Vacation Order - Parkmerced Development Project. File Nos. 220735 and 220736. 2 Letters. Copy: Each Supervisor. (7)

From concerned organizations, regarding Southeast Plant Biosolids Digester Facilities Resolution. File No. 220791. 2 Letters. Copy: Each Supervisor. (8)

From concerned citizens, regarding the proposed Resolution urging the San Francisco Municipal Transportation Agency (SFMTA) Board of Directors to remove Third Party Dispatch from its Taxi Upfront Fare Pilot Program. File No. 220886. 8 Letters. Copy: Each Supervisor. (9)

From concerned citizens, regarding algal blooms in the San Francisco Bay. 69 Letters. Copy: Each Supervisor. (10)

From concerned citizen, regarding the Great Highway. Copy: Each Supervisor. (11)

From concerned citizens, regarding John F. Kennedy (JFK) Drive. 2 Letters. Copy: Each Supervisor. (12)

From concerned citizens, regarding public comment at Board meetings. 3 Letters. Copy: Each Supervisor. (13)

From concerned citizens, regarding Slow Streets and Lake Street. 29 Letters. Copy: Each Supervisor. (14)

From concerned citizen, regarding safety improvements to address traffic death on Lombard Street. Copy: Each Supervisor. (15)

From Irina Torrey, regarding nomination of Kate Stacy to the San Francisco Public Utilities Commission. File No. 220938. Copy: Each Supervisor. (16)

From Corbett Heights Neighbors, regarding San Francisco Police Department Draft General Order 9.01 Traffic Enforcement and Curtailing the Use of Pretext Stops. Copy: Each Supervisor. (17)

From the California Fish and Game Commission, submitting a notice of proposed changes in regulations concerning pink shrimp. Copy: Each Supervisor. (18)

From Aaron Goodman, regarding San Francisco State University student housing. Copy: Each Supervisor. (19)

From Julie Chun, regarding Change of Use notice for 100 Broadway. Copy: Each Supervisor. (20)

From Dana Glenn, regarding City College tennis courts. Copy: Each Supervisor. (21)

From concerned citizens, regarding the 2013 Development Agreement for the Sutter Health/CPMC Mission Bernal Campus. 8 Letters. Copy: Each Supervisor. (22)

From various Departments, submitting Chapter, Section 12B, Waiver Request Forms, pursuant to Administrative Code, Section 12B.5-1. 6 Contracts. Copy: Each Supervisor. (23)

From Supervisor Safai, regarding a request to draft legislation to create the Concrete Building Safety Program. Copy: Each Supervisor. (24)

ADJOURNMENT