

# BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO AGENDA

## IN-PERSON MEETING

Legislative Chamber, Room 250

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

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## PUBLIC COMMENT CALL-IN

[1 \(415\) 655-0001/ Meeting ID: 2495 933 3747 # #](tel:14156550001)

Tuesday, January 24, 2023 - 2:00 PM

## Regular Meeting

AARON PESKIN, PRESIDENT

CONNIE CHAN, MATT DORSEY, JOEL ENGARDIO, RAFAEL MANDELMAN,  
MYRNA MELGAR, DEAN PRESTON, HILLARY RONEN, AHSHA SAFAI,  
CATHERINE STEFANI, SHAMANN WALTON

Angela Calvillo, Clerk of the Board

Agendas of the Board of Supervisors are available on the internet at [www.sfbos.org](http://www.sfbos.org)

## BOARD COMMITTEES

### Committee Membership

**Budget and Appropriations Committee**  
Supervisors Ronen, Safai, Chan, Walton

**Budget and Finance Committee**  
Supervisors Ronen, Safai, Chan

**Government Audit and Oversight Committee**  
Supervisors Preston, Chan, Mandelman

**Land Use and Transportation Committee**  
Supervisors Melgar, Preston, Peskin

**Public Safety and Neighborhood Services Committee**  
Supervisors Stefani, Melgar

**Rules Committee**  
Supervisors Peskin, Mandelman, Chan

**Youth, Young Adult, and Families Committee**  
Supervisors Ronen, Safai, Dorsey

### Meeting Days

Wednesday  
1:00 PM

Wednesday  
12:30 PM

1st and 3rd Thursday  
10:00 AM

Monday  
1:30 PM

2nd and 4th Thursday  
10:00 AM

Monday  
10:00 AM

2nd Friday  
10:00 AM

## Agenda Item Information

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

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

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

## Meeting Procedures

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

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

Each member of the public will be allotted the same maximum number of minutes to speak as set by the President or Chair at the beginning of each item or public comment, excluding City representatives; except that public speakers using interpretation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous interpretation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting interpretation assistance. Members of the public who want a document displayed should provide in advance of the meeting to the Clerk of the Board ([bos.legislation@sfgov.org](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.

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

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

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](http://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](http://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](mailto: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](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>.

## 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](http://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](mailto:bos@sfgov.org)). Persons attending the meeting in-person who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting. Members of the public may also submit their comments by email to: [bos@sfgov.org](mailto: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](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**

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(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 [December 13, 2022](#), Board Meeting Minutes.

## AGENDA CHANGES

## REGULAR AGENDA

### UNFINISHED BUSINESS

#### From the Board

1. [221216](#) **[Redevelopment Plan Amendment - Transbay Redevelopment Project Area - Zone One, Block 2]**

**Sponsor: Dorsey**

Ordinance approving an amendment to the Redevelopment Plan for the Transbay Redevelopment Project Area to increase bulk limits on Block 2 of Zone One of the Transbay Redevelopment Project Area (Assessor's Parcel Block No. 3739, Lot No. 014, located on the north side of Folsom Street between Beale and Main Streets), by increasing certain maximum floor plate sizes; making findings under the California Community Redevelopment Law; making findings under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

01/10/2023; PASSED ON FIRST READING.

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

### NEW BUSINESS

#### Recommendations of the Budget and Finance Committee

*Present: Supervisors Ronen, Safai, Melgar*

2. [221267](#) **[Accept and Expend Grant and Amendment of Annual Salary Ordinance - Retroactive - California Employment Development Department - Community Economic Resilience Fund Planning Grant - \$5,000,000]**

**Sponsor: Mayor**

Ordinance retroactively authorizing the Office of Economic and Workforce Development to accept and expend a grant in the amount of \$5,000,000 from the California Economic Development Department for the Community Economic Resilience Fund Planning Grant for the grant period of October 1, 2022, through September 30, 2024; and amending Ordinance No. 162-22 (Annual Salary Ordinance, File No. 220670 for Fiscal Years 2022-2023 and 2023-2024) to provide for the creation of one grant-funded full-time position, in Class 1823 Senior Administrative Analyst (1.0 FTE). (Department of Economic and Workforce Development)

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

- 3. [221166](#) **[Accept and Expend In-Kind Gift - Retroactive - Union Square Alliance - Two Utility Vehicles for High Visibility Patrol - Estimated Market Value \$38,644.58]  
Sponsor: Mayor**

Resolution retroactively authorizing the Police Department to accept and expend an in-kind gift of two utility vehicles with an estimated market value of \$38,644.58 from the Union Square Alliance to support officers working in the Union Square Alliance area for high visibility patrol; the utility vehicles will be an outright gift to the Police Department effective September 1, 2022. (Police Department)

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

- 4. [221167](#) **[Accept and Expend Grant - Retroactive - California Governor's Office of Emergency Services - Paul Coverdell Forensic Science Improvement Program - \$69,818]  
Sponsor: Mayor**

Resolution retroactively authorizing the Police Department to accept and expend a grant in the amount of \$69,818 from the California Governor's Office of Emergency Services for the Paul Coverdell Forensic Science Improvement Program to train and procure equipment for the Criminology Laboratory with the project period beginning on April 1, 2022, through June 30, 2023. (Police Department)

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

- 5. [221186](#) **[Prevailing Wage Rates - Various Workers Pursuant to Administrative Code, Section 6.22(e) and Sections 21C.1 through 21C.11]  
Sponsor: Safai**

Resolution fixing prevailing wage rates for 1) workers performing work under City contracts for public works and improvements; 2) workers performing work under City contracts for janitorial services; 3) workers performing work in public off-street parking lots, garages, or storage facilities for automobiles on property owned or leased by the City; 4) workers engaged in theatrical or technical services for shows on property owned by the City; 5) workers engaged in the hauling of solid waste generated by the City in the course of City operations, pursuant to a contract with the City; 6) workers performing moving services under City contracts at facilities owned or leased by the City; 7) workers engaged in exhibit, display, or trade show work at special events on property owned by the City; 8) workers engaged in broadcast services on property owned by the City; 9) workers engaged in loading or unloading into or from a commercial vehicle on City property of materials, goods, or products in connection with a show or special event, or engaged in driving a commercial vehicle into which or from which materials, goods, or products are loaded or unloaded on City property in connection with a show or special event; 10) workers engaged in security guard services under City contracts or at facilities or on property owned or leased by the City; and 11) motor bus service contracts. (Civil Service Commission)

(Fiscal Impact)

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

6. [221204](#) **[Residential Mortgage Revenue Bonds or Notes - Reimbursement Declarations and TEFRA Approvals]**  
**Sponsor: Mayor**  
Resolution delegating limited authority to execute and deliver certificates declaring the City's official intent to reimburse original expenditures for the costs of multifamily rental housing projects in the City with proceeds of residential mortgage revenue bonds or notes of the City, for purposes of Section 1.150-2 of Title 26 of the Code of Federal Regulations; delegating limited authority to execute and deliver certificates granting public approval of residential mortgage revenue bonds to finance multifamily rental housing projects in the City; and approving certain related matters, as defined herein.
- Question: Shall this Resolution be ADOPTED?**
7. [221205](#) **[Apply for Grant and Accept Funds Allocation - California Department of Housing and Community Development - Transitional Housing Program for an Amount up to \$4,084,482 - Housing Navigation and Maintenance Program for an Amount up to \$607,376]**  
**Sponsor: Mayor**  
Resolution authorizing the Human Services Agency, on behalf of the City and County of San Francisco, to apply for and accept the county allocation award from the California Department of Housing and Community Development under the Transitional Housing Program for an amount up to \$4,084,482 and Housing Navigation and Maintenance Program for an amount up to \$607,376 to help young adults secure and maintain housing. (Human Services Agency)
- Question: Shall this Resolution be ADOPTED?**
8. [221279](#) **[Execute Standard Agreement and Accept and Expend Grant - California Department of Housing and Community Development - 2021 Homekey Grant - 5630 Mission Street - Not to Exceed \$16,823,000]**  
**Sponsors: Mayor; Safai and Ronen**  
Resolution authorizing the Department of Homelessness and Supportive Housing ("HSH") to execute a Standard Agreement with the California Department of Housing and Community Development for a total amount not to exceed \$16,823,000 of Project Homekey grant funds; to accept and expend those funds for the acquisition of the property located at 5630 Mission Street for Permanent Supportive Housing for transitional aged youth ("TAY") and to support its operations upon execution of the Standard Agreement through June 30, 2026; approving and authorizing HSH to commit approximately \$13,043,500 in required matching funds for acquisition and rehabilitation of the property and a minimum of five years of operating subsidy; affirming the Planning Department's determination under the California Environmental Quality Act; adopting the Planning Department's findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and authorizing HSH to enter into any additions, amendments, or other modifications to the Standard Agreement and the Homekey Documents that do not materially increase the obligations or liabilities of the City or materially decrease the benefits to the City.
- (Fiscal Impact)
- Question: Shall this Resolution be ADOPTED?**

9. [221255](#) **[Amending the Budget and Legislative Analyst Services Contract - Harvey M. Rose Associates, LLC]**

Motion authorizing the Clerk of the Board of Supervisors to take all administrative steps to amend the Budget and Legislative Analyst Services contract with Harvey M. Rose Associates, LLC for additional work under the existing scope of services, to the extent that funds are appropriated for that purpose. (Clerk of the Board)

**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.

Continued open from December 13, 2022.

### PUBLIC COMMENT WILL BE TAKEN

[1 \(415\) 655-0001 / Meeting ID: 2495 933 3747 # #](tel:4156550001)

(Press \*3 to enter the speaker line)

## 10. [221141](#) [Hearing - Appeal of Conditional Use Authorization Approval - 4835 Mission Street]

Hearing of persons interested in or objecting to the approval of a Conditional Use Authorization pursuant to Sections 202.2, 303, and 720 of the Planning Code, for a proposed project at 4835 Mission Street, Assessor's Parcel Block No. 6272, Lot No. 021, identified in Planning Case No. 2021-011352CUA, issued by the Planning Commission by Motion No. 21178, dated September 29, 2022, to establish an approximately 1,300 square-foot Cannabis Retail use within the ground floor commercial space of the existing two-story mixed-use building, with no on-site smoking or vaporizing of cannabis products within the Excelsior Outer Mission Street NCD (Neighborhood Commercial District) Zoning District and 40-X Height and Bulk District. (District 11) (Appellant: Olinda Meza Vega) (Filed October 31, 2022) (Clerk of the Board)

12/13/2022; CONTINUED OPEN.

### 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.)**

11. [221142](#) **[Approving Conditional Use Authorization - 4835 Mission Street]**  
Motion approving the decision of the Planning Commission by its Motion No. 21178, approving a Conditional Use Authorization, identified as Planning Case No. 2021-011352CUA, for a proposed project located at 4835 Mission Street; 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)

12/13/2022; CONTINUED.

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

12. [221143](#) **[Conditionally Disapproving the Conditional Use Authorization - 4835 Mission Street]**  
Motion conditionally disapproving the decision of the Planning Commission by its Motion No. 21178, approving a Conditional Use Authorization, identified as Planning Case No. 2021-011352CUA, for a proposed project at 4835 Mission Street, subject to the adoption of written findings by the Board in support of this determination. (Clerk of the Board)

(Charter, Section 4.105, and Planning Code, Section 308.1(d), provides that the Board of Supervisors may disapprove the decision of the Planning Commission by a vote of not less than two-thirds (8 votes) of the members of the Board.)

12/13/2022; CONTINUED.

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

13. [221144](#) **[Preparation of Findings Related to Conditional Use Authorization - 4835 Mission Street]**  
Motion directing the Clerk of the Board to prepare findings in support of the Board of Supervisors' disapproval of the proposed Conditional Use Authorization, identified as Planning Case No. 2021-011352CUA for a proposed project at 4835 Mission Street. (Clerk of the Board)

12/13/2022; CONTINUED.

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

## COMMITTEE REPORTS

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

*The following items will be considered by the Land Use and Transportation Committee at a Regular Meeting on Monday, January 23, 2023, at 1:30 p.m. The Chair intends to request the Committee to send the following items as Committee Reports on Tuesday, January 24, 2023.*

14. [221023](#) **[Planning Code - Grocery Stores in Polk Street Neighborhood Commercial District]**  
**Sponsor: Peskin**  
 Ordinance amending the Planning Code to authorize replacement of a Legacy General Grocery use with a subsequent General Grocery use in excess of 4,000 square feet in the Polk Street Neighborhood Commercial 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.  
**Question: Shall this Ordinance be PASSED ON FIRST READING?**
15. [230001](#) **[General Plan Amendments - Housing Element 2022 Update]**  
 Ordinance amending the San Francisco General Plan by adopting the Housing Element 2022 Update as the Housing Element of the General Plan, and making conforming amendments to the Air Quality, Commerce & Industry, Environmental Protection, and Urban Design Elements of the General Plan; and making environmental findings, findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1, and findings of public convenience, necessity, and general welfare under Planning Code, Section 340. (Planning Commission)  
**Question: Shall this Ordinance be PASSED ON FIRST READING?**
16. [221176](#) **[Supporting Affordable Housing on State-Owned Property at 1377 Fell Street - DMV Field Office Site]**  
**Sponsors: Preston; Walton**  
 Resolution supporting the development of permanently affordable housing at the San Francisco Department of Motor Vehicles (DMV) field office site at 1377 Fell Street and urging the State of California to prioritize affordable housing on the site, in place of or in addition to a DMV field office.  
**Question: Shall this Resolution be ADOPTED?**
17. **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.*

## 18. PUBLIC COMMENT

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

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

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

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(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 19 through 24 will be taken during Item 18 - General Public Comment.)

### **Items 19 through 24**

19. [221251](#) **[Commending Nancy Pelosi, Speaker of the United States House of Representatives]**  
**Sponsors: Stefani; Walton, Chan, Mandelman, Ronen, Peskin, Safai and Dorsey**  
Resolution commending Nancy Patricia Pelosi for her eight years as Speaker of the United States House of Representatives, serving nearly 20 years as Leader of the House Democratic Caucus, and 35 years of dedicated service to the City and County of San Francisco and to the United States of America.

12/06/2022; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

12/13/2022; CONTINUED.

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

20. [221283](#) **[Urging Congress to Enact H.R. 3339 (Davis) - National Infrastructure Bank Act]**  
**Sponsors: Preston; Walton, Chan and Mandelman**  
Resolution urging Congress to enact the National Infrastructure Bank Act (H.R. 3339) introduced by Representative Danny Davis (D-IL); and the San Francisco Board of Supervisors declares its support for a National Infrastructure Bank to address the infrastructure needs of San Francisco and the Nation.
- 12/13/2022; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 01/10/2023; AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE.
- 01/10/2023; CONTINUED AS AMENDED.
- Question: Shall this Resolution be ADOPTED?**
21. [230030](#) **[Lunar New Year 2023]**  
**Sponsors: Chan; Peskin and Walton**  
Resolution celebrating 2023 as Year of the Rabbit and recognizing January 22, 2023, as the start of Lunar New Year 4721 in the City and County of San Francisco.
- 01/10/2023; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**
22. [230031](#) **[Urging SFMTA to Provide Free Parking and Muni for Lunar New Year 2023]**  
**Sponsors: Chan; Peskin, Preston, Melgar, Safai, Mandelman and Walton**  
Resolution urging the San Francisco Municipal Transportation Agency (SFMTA) to provide free parking for the first two hours at Portsmouth Square Garage for the months of January and February 2023 and free Muni service for the weekend of the Chinese New Year Parade, February 4 through 5, 2023, in celebration of Lunar New Year 2023.
- 01/10/2023; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**
23. [230032](#) **[Supporting the Memorandum of Understanding Between LAFCo and SFPUC]**  
**Sponsors: Chan; Preston and Walton**  
Resolution supporting the Memorandum of Understanding between the San Francisco Local Agency Formation Commission (LAFCo) and the San Francisco Public Utilities Commission (SFPUC) for Fiscal Years 2023-2026.
- 01/10/2023; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**

**24. [230034](#) [Committee of the Whole - Laguna Honda Hospital’s Strategy for Recertification and the Submission of a Closure and Patient Transfer and Relocation Plan - January 31, 2023, at 3:00 p.m.]**

**Sponsor: Melgar**

Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on Tuesday, January 31, 2023, at 3:00 p.m., to hold a public hearing on Laguna Honda Hospital’s Strategy for Recertification and the Submission of a Closure and Patient Transfer and Relocation Plan; and requesting the Department of Public Health to present.

01/10/2023; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

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

**25. 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: 2495 933 3747 # #](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 RESOLUTIONS

### 230039

#### **[Contract Amendment - Granite Rock Company - Purchase of Petroleum, Emulsions, Sealants, and Concrete Base - Not to Exceed \$23,889,728]**

Resolution authorizing the Office of Contract Administration to execute a second amendment to Contract 1000016483 with Granite Rock Company for the purchase of petroleum, emulsions, sealants, and concrete base by City departments, increasing the contract amount by \$13,989,728 for a total not to exceed amount of \$23,889,728 and extending the term by two years for a total contract duration of seven years from November 1, 2019, through to October 31, 2026. (Office of Contract Administration)

01/09/2023; RECEIVED FROM DEPARTMENT.

01/24/2023; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

### 230040

#### **[Settlement of Unlitigated Claims - WeWork Companies Inc. - \$13,346,256.40]**

Resolution approving the settlement of the unlitigated claims filed by WeWork Companies Inc. against the City and County of San Francisco for \$13,346,256.40; the claims were filed on April 12, 2022, May 2, 2022, and November 22, 2022; the claims involve a refund of Early Care and Education Commercial Rents Tax. (City Attorney's Office)

01/11/2023; RECEIVED FROM DEPARTMENT.

01/24/2023; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

**230041 [Grant Agreement Amendment - Mid-Market Foundation - Mid-Market/Tenderloin Community-Based Safety Program - Not to Exceed \$23,590,570]**

Resolution approving Amendment No. 2 to a grant agreement between the Office of Economic and Workforce Development and Mid-Market Foundation, for management of the Mid-Market /Tenderloin Community-Based Safety Program; to increase the grant amount by \$3,100,150 for a total not to exceed amount of \$23,590,570 with no change to the grant period of July 1, 2022, through June 30, 2023, effective upon approval of this Resolution; and to authorize the Director of the Office of Economic and Workforce Development 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. (Department of Economic and Workforce Development)

01/13/2023; RECEIVED FROM DEPARTMENT.

01/24/2023; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

**230042 [Design Professional Services Agreement - Mark Cavagnero Associates - Water Enterprise City Distribution Division Facilities - 2000 Marin Street - Not to Exceed \$27,800,000]**

Resolution approving the Design Professional Services Agreement, Contract No. PRO.0264, with Mark Cavagnero Associates to provide architectural, engineering, and consulting services to design the new San Francisco Public Utilities Commission Water Enterprise City Distribution Division facilities at 2000 Marin Street for a total cost not to exceed \$27,800,000 with a term of five years from March 1, 2023, through February 28, 2028, subject to Board of Supervisors' approval under San Francisco Charter, Section 9.118. (Public Utilities Commission)

01/13/2023; RECEIVED FROM DEPARTMENT.

01/24/2023; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

**230043 [Grant Agreement Amendment - San Francisco Tourism Improvement District Management Corporation - Downtown Welcome Ambassador Program - Not to Exceed \$13,227,000]**

Resolution approving Amendment No. 4 to a grant agreement between the Office of Economic and Workforce Development and the San Francisco Tourism Improvement District Management Corporation, for management of the Downtown Welcome Ambassador Program; to increase the grant amount by \$3,300,000 for a total not to exceed amount of \$13,227,000 with no change to the grant period of July 1, 2022, through June 30, 2023, effective upon approval of this Resolution; and to authorize the Director of the Office of Economic and Workforce Development 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. (Department of Economic and Workforce Development)

01/13/2023; RECEIVED FROM DEPARTMENT.

01/24/2023; RECEIVED AND ASSIGNED to the Budget and Finance Committee.



**230023** **[Petitions and Communications]**

Petitions and Communications received from January 4, 2023, through January 19, 2023, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on January 24, 2023.

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 a memo designating Supervisor Dorsey as Acting-Mayor effective Monday, January 16, 2023, at 8:25 a.m. until 11:59 p.m. on Tuesday, January 17, 2023; and designating Supervisor Stefani as Acting-Mayor effective Wednesday, January 18, 2023, at 12:00 a.m. until 9:01 p.m. on Thursday, January 19, 2023. Copy: Each Supervisor. (1)

From the Office of the Mayor, making the following reappointments to the following bodies. Copy: Each Supervisor. (2)

Reappointments pursuant to Charter, Section 3.100.18

- The Retirement Board
  - o Leona Bridges - term ending February 20, 2028
- The Arts Commission
  - o J. Ricardo Benavides - term ending January 20, 2024
  - o Jessica Rothschild - term ending January 15, 2027
  - o Suzie Ferras - term ending January 15, 2027
- The Commission on the Status of Women
  - o Sophia Andary - term ending January 15, 2027

From the Mayor's Office of Housing and Community Development, pursuant to Administrative Code, Section 2.70, submitting the 2019 Affordable Housing General Obligation Bond Accountability Report. Copy: Each Supervisor. (3)

From the Department of Public Health, submitting a response to a Letter of Inquiry regarding Jail Health Services submitted by Supervisor Stefani at the December 13, 2022, Board of Supervisors meeting. Copy: Each Supervisor. (4)

From the Board of Appeals, regarding taxi permit appeals. Copy: Each Supervisor. (5)

From the Office of the Controller, submitting the monthly Status of the Reopening of the San Francisco Economy report for the month of December 2022. Copy: Each Supervisor. (6)

From the Department of Public Health (DPH), submitting a response to a Letter of Inquiry regarding DPH's contract with Research Triangle Institute submitted by Supervisor Stefani at the December 13, 2022, Board of Supervisors meeting. Copy: Each Supervisor. (7)

From LendingClub Bank, N.A., submitting a California WARN Act Notice in accordance with California Labor Code, Section 1401-1408 LC. Copy: Each Supervisor. (8)

From Flexport, submitting a California WARN Act Notice in accordance with California Labor Code, Section 1401-1408 LC. Copy: Each Supervisor. (9)

From the Public Utilities Commission, submitting a Quarterly Report on the Status of Applications to Pacific Gas and Electric (PG&E) for Electric Service, pursuant to Resolution No. 227-18. Copy: Each Supervisor. (10)

From the San Francisco Public Utilities Commission (SFPUC), submitting the Commission's January 10, 2023, SFPUC Resolution No. 23-0015 adopting the CleanPowerSF Community Choice Aggregation Program Electric Home (E-ELEC) Rate for Fiscal Year 2022-2023, pursuant to Charter, Section 8B.125. Copy: Each Supervisor. (11)

From the Office of Small Business, submitting the Annual Report for Fiscal Year 2021-2022, pursuant to Administrative Code, Section 2A.241. Copy: Each Supervisor. (12)

From the Youth Commission, submitting Youth Commission Resolution 2223-AL-05 advocating for the Board of Supervisors and the Mayor to support the Coalition to End Biased Stops in San Francisco. Copy: Each Supervisor. (13)

From the Municipal Transportation Agency, submitting a response to a Letter of Inquiry submitted by Supervisor Safai at the December 13, 2022, Board of Supervisors meeting. Copy: Each Supervisor. (14)

From the Police Department, submitting a response to a Letter of Inquiry submitted by Supervisor Safai at the December 13, 2022, Board of Supervisors meeting. Copy: Each Supervisor. (15)

From the Office of the Treasurer & Tax Collector, pursuant to California State Government Code, Section 53646, submitting the City and County of San Francisco Pooled Investment Report for December 2022. Copy: Each Supervisor. (16)

From the Office of the Controller, pursuant to Charter, Section 9.119, and Administrative Code, Section 3.6b, submitting a Five Year Financial Plan for Fiscal Year (FY) 2023-2024 through FY2027-2028. Copy: Each Supervisor. (17)

From the Office of the Controller, pursuant to Charter, Section 3.105 and Appendix F, and Administrative Code, Chapter 10.6-2, submitting two audit reports on All Nippon Airways Corporation, Limited, and Kalitta Air, LLC. Copy: Each Supervisor. (18)

From the Youth Commission, submitting the Commission's 2022-2023 Bylaws. Copy: Each Supervisor. (19)

From the Department of Child Support Services, submitting a six-month Budget Status Report for Fiscal Year 2022-2023. Copy: Each Supervisor. (20)

From the Department of Police Accountability, regarding an Ordinance amending the Administrative Code to require Board of Supervisors approval of a policy governing the funding, acquisition, and use of certain law enforcement equipment. File No. 220641. Copy: Each Supervisor. (21)

From the Office of the District Attorney, submitting the San Francisco Sentencing Commission 2022 Annual Report. Copy: Each Supervisor. (22)

From various departments, pursuant to Administrative Code, Section 12B.5-1.3, submitting Chapter 12B Waiver Request Forms. 6 Contracts. Copy: Each Supervisor. (23)

From the California Fish and Game Commission, regarding a notice of revised language concerning the issuance of permits for contests offering prizes for the taking of game fish. Copy: Each Supervisor. (24)

From members of the public, regarding San Francisco Police Department General Order 9.07 which would limit the use of pretext traffic stops. 33 Letters. Copy: Each Supervisor. (25)

From Richie Greenberg, regarding the election of the President of the Board of Supervisors. Copy: Each Supervisor. (26)

From members of the public, regarding a Motion confirming the reappointment of Cindy Elias to the Police Commission, term ending April 30, 2027. File No. 221264. 110 Letters. Copy: Each Supervisor. (27)

From Meredith Blau, regarding graffiti. Copy: Each Supervisor. (28)

From Sharon Wilenksy, regarding a proposed Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on Tuesday, January 31, 2023, to hold a public hearing on Laguna Honda Hospital's Strategy for Recertification and the Submission of a Closure and Patient Transfer and Relocation Plan. Copy: Each Supervisor. (29)

From Matt Wagner, regarding comments made by Supervisor Peskin concerning Collier Gwin. Copy: Each Supervisor. (30)

From Patricia Arack, regarding electric vehicles and climate change. Copy: Each Supervisor. (31)

From Felicia Madriz, regarding Police Code, Section 2909. Copy: Each Supervisor. (32)

From Joan Vivaldo, regarding scooters and Muni. Copy: Each Supervisor. (33)

From the Plaza East Tenant Association, regarding Plaza East. Copy: Each Supervisor. (34)

From Anonymoose, regarding the Sunshine Ordinance and the Sunshine Ordinance Task Force. Copy: Each Supervisor. (35)

From Amy Squeglia, regarding Slow Streets signage. Copy: Each Supervisor. (36)

From a member of the public, regarding quality-of-life issues in the City. Copy: Each Supervisor. (37)

From San Francisco Firefighters Local 798, regarding a new Executive Board. Copy: Each Supervisor. (38)

From Chris Wong, regarding various concerns. Copy: Each Supervisor. (39)

From Lauren Pierik, regarding safe consumption sites. Copy: Each Supervisor. (40)

From members of the public, regarding a proposed Resolution supporting the Memorandum of Understanding between the Local Agency Formation Commission and the San Francisco Public Utilities Commission. File No. 230032. 3 Letters. Copy: Each Supervisor. (41)

From members of the public, regarding Conditional Use Authorization Approval for a project located at 4835 Mission Street. File Nos. 221142, 221143, and 221144. 6 Letters. Copy: Each Supervisor. (42)

From members of the public, regarding algal bloom in the San Francisco Bay. 5 Letters. Copy: Each Supervisor. (43)

From members of the public regarding John F. Kennedy Drive. 3 Letters. Copy: Each Supervisor. (44)

From members of the public, regarding Slow Page Street. 241 Letters. Copy: Each Supervisor. (45)

From Lynne, regarding Recology. Copy: Each Supervisor. (46)

From members of the public, regarding a proposal by the African American Reparations Advisory Committee. 3 Letters. Copy: Each Supervisor. (47)

From members of the public, regarding Slow Lake Street. 5 Letters. Copy: Each Supervisor. (48)

From the African American Reparations Advisory Committee, submitting a Draft San Francisco Reparations Plan. Copy: Each Supervisor. (49)

## **ADJOURNMENT**