



BOARD OF SUPERVISORS

CITY AND COUNTY OF SAN FRANCISCO

AGENDA

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tuesday, July 23, 2024 - 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

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BOARD COMMITTEES

Committee Membership

Budget and Appropriations Committee
Supervisors Chan, Mandelman, Melgar, Walton, Peskin

Budget and Finance Committee
Supervisors Chan, Mandelman, Melgar

Government Audit and Oversight Committee
Supervisors Preston, Stefani, Chan

Land Use and Transportation Committee
Supervisors Melgar, Preston, Peskin

Public Safety and Neighborhood Services Committee
Supervisors Stefani, Engardio, Dorsey

Rules Committee
Supervisors Safai, Walton

Meeting Days

Wednesday
1:30 PM

Wednesday
10:00 AM

1st and 3rd Thursday
10:00 AM

Monday
1:30 PM

2nd and 4th Thursday
10:00 AM

Monday
10:00 AM

The Levine Act

Pursuant to California Government Code, Section 84308, Members of the Board who have received campaign contributions totaling more than \$250 may be required to disclose that fact on the record of the proceeding. Parties and their paid agents may also be required to disclose on the record any campaign contributions made to a Member of the Board that meets the following qualifications for disclosure. A Member of the Board of Supervisors is disqualified and must recuse themselves on any agenda item involving business, professional, trade, and land use licenses or permits and all other entitlements for use, if they received more than \$250 in campaign contributions from the applicant or contractor, an agent of the applicant or contractor, or any financially interested participant within the 12 months prior to the final decision; and for 12 months following the date of the final decision, a Member of the Board shall not accept, solicit, or direct a campaign contribution of \$250 or more from the applicant or contractor, an agent of the applicant or contractor, or any financially interested participant. The foregoing statements do not constitute legal advice. Parties, participants, and their agents are urged to consult their own legal counsel regarding the requirements of the law. For more information about these disclosures, visit www.sfethics.org.

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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 (Campaign & Governmental Conduct Code, Section 2.100) to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the Ethics Commission at 25 Van Ness Avenue, Suite 220, San Francisco, CA 94102; (415) 252-3100; fax (415) 252-3112; website 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 www.sfethics.org.

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 June 18, 2024, Board Meeting Minutes.

AGENDA CHANGES

CONSENT AGENDA

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

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

Items 1 through 7

Recommendations of the Budget and Finance Committee

Present: Supervisors Chan, Mandelman, Melgar

1. [240406](#) **[Health, Business and Tax Regulations Codes - Annual Retail Food Special Event Permit]**
Sponsors: Mayor; Engardio, Mandelman and Melgar
 Ordinance amending the Health and Business and Tax Regulations Codes to create a new annual retail food permit for food operators participating in special events and set the fees for the new permit.

07/16/2024; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

2. [240555](#) **[Authorizing Grant Agreements - Terms of 20 Years after Project Completion - Public Utilities Commission Green Infrastructure Grant Program]**

Sponsor: Mandelman

Ordinance extending for an additional two years from July 1, 2024, through July 1, 2026, the delegation of authority under Charter, Section 9.118, to the General Manager of the San Francisco Public Utilities Commission ("SFUC"), previously authorized by Ordinance No. 26-19 and extended and modified by Ordinance No. 101-20 and Ordinance No. 159-22, to enter into grant agreements under the SFUC's Green Infrastructure Grant Program with terms of up to 20 years after the Project Completion Date, as defined by the Grant Agreements.

07/16/2024; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

3. [240633](#) **[Agreement Amendment - Sayana Corporation - Adante Hotel - Waiver of Certain Administrative, Labor and Employment, and Environment Code Requirements - Not to Exceed \$20,870,507]**

Sponsor: Mayor

Ordinance authorizing the Department of Homelessness and Supportive Housing ("HSH") to amend the booking agreement with the Sayana Corporation, operator of the Adante Hotel, to increase the not to exceed amount by \$2,371,068 for a total amount not to exceed \$20,870,507; to extend the term of the agreement by seven months from August 31, 2024, for a new term of May 14, 2020, through March 31, 2025; waiving for certain requirements of the Administrative, Labor and Employment, and Environment Codes for said agreement; and authorizing HSH to enter into amendments that do not increase the City's obligations or liabilities and are necessary to effectuate the purposes of the agreement. (Department of Homelessness and Supportive Housing)

(Fiscal Impact)

07/16/2024; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

4. [240634](#) **[Agreement Amendment - Lombard Hotel Group - Monarch Hotel - Waiver of Certain Administrative, Labor and Employment, and Environment Code Requirements - Not to Exceed \$21,661,300]**

Sponsor: Mayor

Ordinance authorizing the Department of Homelessness and Supportive Housing ("HSH") to amend the booking agreement with the Lombard Hotel Group, operator of the Monarch Hotel, to increase the not to exceed amount by \$2,533,540 for a total amount not to exceed \$21,661,300; to extend the term of the agreement by seven months from August 31, 2024, for a new term of August 4, 2020, through March 31, 2025; waiving certain requirements of the Administrative, Labor and Employment, and Environment Codes for said agreement; and authorizing HSH to enter into amendments that do not increase the City's obligations or liabilities and are necessary to effectuate the purpose of the agreement. (Department of Homelessness and Supportive Housing)

(Fiscal Impact)

07/16/2024; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

5. [240726](#) **[Administrative Code - Workforce Housing and Affordable Middle-Income Revenue Bonds]**
Sponsors: Peskin; Chan and Preston
Ordinance amending the Administrative Code to permit the issuance of bonds to finance the acquisition, development, rehabilitation, or construction of middle-income and workforce housing, and to establish ownership, tenancy, affordability, and program requirements.
- 07/16/2024; PASSED ON FIRST READING.
- Question: Shall this Ordinance be FINALLY PASSED?**

Recommendation of the Land Use and Transportation Committee

Present: Supervisors Melgar, Preston, Peskin

6. [240635](#) **[Mission Bay South - Parks P22 and P19 Acceptance]**
Sponsors: Mayor; Dorsey
Ordinance conditionally accepting a grant deed for property associated with Mission Bay South Park P22; delegating for a three-year period to the San Francisco Port Commission the authority to dedicate Mission Bay South Parks P22 and P19 (bordering Terry François Boulevard) to public use, accept an irrevocable offer for the acquisition facilities that comprise the park improvements, designate said facilities for public park and open space purposes only, and accept these Parks for Port of San Francisco maintenance and liability purposes, subject to specified limitations; delegating for a three-year period to the Public Works Director similar authority for certain Public Utilities Commission assets in Parks P22 and P19; adopting findings under the California Environmental Quality Act; making findings of consistency with the General Plan, the eight priority policies of Planning Code, Section 101.1, and the Mission Bay South Redevelopment Plan; adopting a Public Works Order that recommends delegation of Parks P22 and P19 acceptance and related actions; and authorizing official acts, as defined, in connection with this Ordinance.
- 07/16/2024; PASSED ON FIRST READING.
- Question: Shall this Ordinance be FINALLY PASSED?**

Recommendation of the Public Safety and Neighborhood Services Committee

Present: Supervisors Engardio, Dorsey

7. [240502](#) **[Health Code - Requiring Retail Pharmacies to Stock Buprenorphine]**
Sponsors: Dorsey; Mandelman, Ronen, Preston and Peskin
Ordinance amending the Health Code to require each retail pharmacy in San Francisco that stocks controlled substance prescription drugs to stock sufficient buprenorphine to provide for at least two new prescriptions, provide for an affirmative defense for retail pharmacies that ordered replacement prescriptions, and establish penalties for violating the requirement to stock sufficient buprenorphine.
- 07/16/2024; PASSED ON FIRST READING.
- Question: Shall this Ordinance be FINALLY PASSED?**

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Chan, Mandelman, Melgar

8. [240632](#) **[Agreement Amendment - Shin International, Inc. - Cova Hotel - Waiver of Certain Administrative, Labor and Employment, and Environment Code Requirements - Not to Exceed \$16,032,443]**
Sponsor: Mayor
Ordinance authorizing the Department of Homelessness and Supportive Housing ("HSH") to amend the booking agreement with Shin International, Inc., the operator of the Cova Hotel, to increase the not to exceed amount by \$1,728,190 for a total amount not to exceed \$16,032,443 and to extend the term of the agreement by seven months from August 31, 2024, for a new term of May 26, 2020, through March 31, 2025; waiving certain requirements of the Administrative, Labor and Employment, and Environment Codes for said agreement; and authorizing HSH to enter into amendments that do not increase the City's obligations or liabilities and are necessary to effectuate the purposes of the agreement. (Department of Homelessness and Supportive Housing)
- (Fiscal Impact)
- (Supervisor Mandelman voted No on First Reading.)
- 07/16/2024; PASSED ON FIRST READING.
- Question: Shall this Ordinance be FINALLY PASSED?**

9. [240410](#) **[Development Agreement - Stonestown NW Parcel LLC, Stonestown Shopping Center, L.P., and Stonestown Anchor Acquisition, L.P - Stonestown Development Project - Waiver of Various Municipal Code Provisions]**

Sponsors: Mayor; Melgar and Mandelman

Ordinance approving a Development Agreement between the City and County of San Francisco and Stonestown NW Parcel LLC, a Delaware limited liability company, Stonestown Shopping Center, L.P., a Delaware limited partnership, and Stonestown Anchor Acquisition, L.P, a Delaware limited partnership, for the Stonestown Development Project at the approximately 30-acre site generally bounded by 19th Avenue to the east, Buckingham Way to the south and west, and Rolph Nicol Jr. Playground and Eucalyptus Drive to the north, in the southwest part of San Francisco, including affordable and market rate housing and approximately six acres of open space; making findings under the California Environmental Quality Act; and making findings of conformity with the General Plan, and with the eight priority policies of Planning Code, Section 101.1(b), and findings of public convenience, necessity, and welfare under Planning Code, Section 302; and confirming compliance with or waiving certain provisions of the Planning Code, Administrative Code, Subdivision Code, Campaign and Governmental Conduct Code, and Public Works Code, and ratifying actions taken and authorizing future actions to be taken in connection with the Development Agreement, as defined herein.

(Economic Impact)

(Fiscal Impact)

07/16/2024; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

10. [240638](#) **[Administrative Code - Enhanced Infrastructure Financing District Public Financing Authority No. 1]**

Sponsors: Melgar; Peskin and Mandelman

Ordinance amending the Administrative Code to provide for Enhanced Infrastructure Financing District Public Financing Authority No. 1 to act as the governing body of multiple enhanced infrastructure financing districts.

07/16/2024; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Land Use and Transportation Committee

Present: Supervisors Melgar, Preston, Peskin

11. 240575 [General Plan - Stonestown Development Project]

Ordinance amending the General Plan to revise the Urban Design Element, the Commerce and Industry Element, and the Land Use Index to reflect the Stonestown Development Project; adopting findings 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 adopting findings of public necessity, convenience, and welfare under Planning Code, Section 340. (Planning Commission)

(Pursuant to Charter, Section 4.105, the Planning Commission recommends General Plan amendments to the Board of Supervisors for approval or rejection. If the Board fails to act within 90 days of receipt, the proposed General Plan amendment shall be deemed approved. Transmittal Date: May 22, 2024)

07/16/2024; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

12. 240409 [Planning Code, Zoning Map - Stonestown Mixed Use District, Special Use District, Height and Bulk District, Special Sign District]

Sponsors: Mayor; Melgar

Ordinance amending the Planning Code and the Zoning Map to establish the Stonestown Mixed-Use District (SMD), Stonestown Special Use District (SUD), Stonestown Mixed-Use Height and Bulk District (HBD), and Stonestown Special Sign District (SSD), all generally bounded by Eucalyptus Drive and Buckingham Way to the north, 19th Avenue to the east, Buckingham Way to the south, and Buckingham Way to the west, with the SSD including the Stonestown Galleria Mall and the SMD, SUD, and HBD excluding the mall; abolishing an approximately 15-foot legislated setback on the west side of 19th Avenue between Eucalyptus Drive and Buckingham Way; making findings under the California Environmental Quality Act; making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and making findings of public necessity, convenience, and welfare under Planning Code, Section 302.

(Economic Impact)

07/16/2024; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Budget and Appropriations Committee

Present: Supervisors Chan, Mandelman, Melgar, Walton

13. [240595](#) [Budget and Appropriation Ordinance for Departments - FYs 2024-2025 and 2025-2026]

Sponsor: Mayor

Budget and Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures for Departments of the City and County of San Francisco as of June 1, 2024, for the Fiscal Years (FYs) ending June 30, 2025, and June 30, 2026.

(Fiscal Impact)

(Supervisor Preston voted No on First Reading.)

07/09/2024; AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.

07/09/2024; CONTINUED ON FIRST READING AS AMENDED.

07/16/2024; AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.

07/16/2024; PASSED ON FIRST READING AS AMENDED.

Question: Shall this Ordinance be FINALLY PASSED?

14. [240596](#) [Annual Salary Ordinance - FYs 2024-2025 and 2025-2026]

Sponsor: Mayor

Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the Fiscal Years (FYs) ending June 30, 2025, and June 30, 2026, continuing, creating, or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefore.

(Fiscal Impact)

(Supervisor Preston voted No on First Reading.)

07/09/2024; CONTINUED ON FIRST READING.

07/16/2024; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

15. [240597](#) **[Administrative Code - County Clerk’s Fees]**
Sponsor: Mayor
Ordinance amending the Administrative Code to adjust the fees imposed by the County Clerk, and authorizing the Controller to make future adjustments to the County Clerk’s fees to ensure that costs of the County Clerk’s services are recovered without producing revenue that is significantly more than such costs.

(Supervisor Preston voted No on First Reading.)

07/09/2024; CONTINUED ON FIRST READING.

07/16/2024; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

16. [240598](#) **[Police Code - Entertainment License Fee Updates]**
Sponsor: Mayor
Ordinance amending the Police Code to adjust to current amounts the license fees for Billiard Parlor, Dance Hall Keeper, Extended Hours Premises, Fixed Place Outdoor Amplified Sound, Limited Live Performance, Mechanical Amusement Device, and Place of Entertainment permits.

(Supervisor Preston voted No on First Reading.)

07/09/2024; CONTINUED ON FIRST READING.

07/16/2024; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Present: Supervisors Chan, Mandelman, Melgar, Walton, Dorsey

17. [240599](#) **[Business and Tax Regulations Code - DPH Cannabis Business Inspection Fees]**
Sponsors: Mayor; Mandelman
Ordinance amending the Business and Tax Regulations Code to eliminate fees charged to permitted cannabis businesses to cover the cost of inspections of those businesses by the Department of Public Health (DPH).

(Supervisor Preston voted No on First Reading.)

07/09/2024; CONTINUED ON FIRST READING.

07/16/2024; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Present: Chan, Mandelman, Melgar, Walton

18. [240600](#) **[Health Code - Patient Rates for Fiscal Years 2024-2025 and 2025-2026]**
Sponsor: Mayor
Ordinance amending the Health Code to set patient rates and rates for other healthcare services provided by the Department of Public Health, for Fiscal Years 2024-2025 and 2025-2026.

(Supervisor Preston voted No on First Reading.)

07/09/2024; CONTINUED ON FIRST READING.

07/16/2024; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Present: Supervisors Chan, Mandelman, Melgar, Walton, Peskin

19. [240601](#) **[Public Works Code - Fee Modification]**
Sponsor: Mayor
Ordinance amending the Public Works Code to modify certain permit fees and other charges and affirming the Planning Department's determination under the California Environmental Quality Act.

(Supervisor Preston voted No on First Reading.)

07/09/2024; CONTINUED ON FIRST READING.

07/16/2024; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Present: Supervisors Chan, Mandelman, Melgar, Walton

20. [240602](#) **[Park Code - Recreation Program Fees]**
Sponsor: Mayor
Ordinance amending the Park Code to impose an additional \$5 charge for recreation programs.

(Supervisor Preston voted No on First Reading.)

07/09/2024; CONTINUED ON FIRST READING.

07/16/2024; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

21. [240604](#) **[Business and Tax Regulations Code - Early Care and Education Commercial Rents Tax Baseline - FYs 2024-2025 and 2025-2026]**

Sponsor: Mayor

Ordinance modifying the baseline funding requirements for early care and education programs in Fiscal Years (FYs) 2024-2025 and 2025-2026, to enable the City to use the interest earned from the Early Care and Education Commercial Rents Tax for those baseline programs.

(Fiscal Impact)

(Supervisor Preston voted No on First Reading.)

07/09/2024; CONTINUED ON FIRST READING.

07/16/2024; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

22. [240605](#) **[Grant Agreement - Planned Parenthood Northern California - Security Services - Not to Exceed \$456,000 - Waiver of Competitive Solicitation Requirement]**

Sponsors: Mayor; Mandelman and Stefani

Ordinance authorizing the Department of Public Health ("Department") to award a one-time grant to Planned Parenthood Northern California ("Planned Parenthood NC") by waiving the competitive solicitation requirements of Administrative Code, Chapter 21G, for the purpose of funding security personnel to support access to family planning and other sexual and reproductive healthcare services in an amount not to exceed \$456,000 for a term not to exceed two years to commence on April 1, 2025, through March 31, 2027; and requiring the Department to provide an annual report to the Board of Supervisors on the security personnel selected by Planned Parenthood NC and security incidents experienced by Planned Parenthood NC.

(Fiscal Impact)

(Supervisor Preston voted No on First Reading.)

07/09/2024; CONTINUED ON FIRST READING.

07/16/2024; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

23. [240606](#) **[Administrative Code - Repealing Maddy Emergency Medical Services Fund]**

Sponsor: Mayor

Ordinance amending the Administrative Code to repeal Sections 8.42 and 10.100-195, known as the Maddy Emergency Services Fund, and thereby repealing certain reimbursement payments to physicians who provide emergency medical services to indigent patients.

(Supervisor Preston voted No on First Reading.)

07/09/2024; CONTINUED ON FIRST READING.

07/16/2024; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

**24. [240607](#) [Funding Reallocation - Homelessness Gross Receipts Tax - Our City, Our Home Fund - Services to Address Homelessness - Approximately \$13,676,000]
Sponsor: Mayor**

Ordinance reallocating approximately \$13,676,000 in unappropriated earned interest revenues from the Our City, Our Home Fund to allow the City to use such revenues from the Homelessness Gross Receipts Tax for certain types of services to address homelessness; temporarily suspending the limit on funding for short-term rental subsidies; directing the City to provide additional notice regarding eligibility for short-term rental subsidies; and finding that these changes are necessary to achieve the purposes of the Our City, Our Home Fund pursuant to Business and Tax Regulations Code, Section 2811.

(Fiscal Impact)

07/09/2024; AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE.

07/09/2024; CONTINUED AS AMENDED ON FIRST READING.

07/16/2024; CONTINUED ON FIRST READING.

Question: Shall this Ordinance be PASSED ON FIRST READING?

Present: Supervisors Chan, Melgar, Walton, Dorsey

25. [240608](#) [Neighborhood Beautification and Graffiti Clean-up Fund Tax Designation Ceiling]

Sponsor: Mayor

Ordinance adopting the Neighborhood Beautification and Graffiti Clean-up Fund Tax designation ceiling for tax year 2024.

(Supervisor Preston voted No on First Reading.)

07/09/2024; CONTINUED ON FIRST READING.

07/16/2024; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Present: Supervisors Chan, Mandelman, Melgar, Walton, Peskin

26. [240569](#) **[Appropriation - Assessment Appeals Fee Revenue - \$400,000 - Board of Supervisors - FY2023-2024]**

Sponsor: Peskin

Ordinance appropriating \$400,000 of assessment appeals fee revenue from filing fees, hearing fees, and finding of fact fees collected in Fiscal Year (FY) 2023-2024 to support the Assessment Appeals Boards' costs of operation, including the development of an online assessment appeals application filing system.

(Fiscal Impact)

(Supervisor Preston voted No on First Reading.)

07/09/2024; CONTINUED ON FIRST READING.

07/16/2024; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Rules Committee

Present: Supervisors Ronen, Walton, Safai

27. [240545](#) [Charter Amendment - Accountability for Funding Children and Youth Services for City Departments and the School District; Clarifying Uses of the Student Success Fund]

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

Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco to 1) create an Our Children, Our Families Initiative (“Initiative”) to coordinate efforts by City departments and the San Francisco Unified School District (“School District”) to deliver outcomes-based services for children, youth, and families; 2) require the Initiative to use an objective and measurable outcomes framework (“Outcomes Framework”) to evaluate the budget and spending of each City department with expenditures that are eligible to be included in the Children and Youth Fund baseline, the Public Education Enrichment Fund (“PEEF”), the PEEF baseline, or any discretionary funding allocated from the General Fund for children, youth, and families; 3) require the Mayor and Board of Supervisors to consider the Initiative’s findings during their consideration of the City budget each year, including by the Board of Supervisors holding a public hearing and adopting findings about the expenditures; 4) require the School District to submit a proposal once every five years describing how it will spend the City’s general fund contribution to the PEEF consistent with the San Francisco Children and Families Plan and the Outcomes Framework, and prohibit the City from providing PEEF funding to the School District until the Board of Supervisors and Mayor have approved the School District’s proposal; 5) require the School District to submit annual reports describing how it has spent the City’s general fund contribution and the PEEF funding for arts, music, sports, and library programs; 6) authorize the Board of Supervisors and Mayor to place PEEF funding to the School District on reserve if the School District’s expenditures are inconsistent with the Charter, the Outcomes Framework, or the School District’s spending plan or its internal guidelines regarding student educational outcomes; 7) provide that money set aside for the School District in the Student Success Fund cannot replace, supplant, count as, or substitute for other City funding for the School District or children and youth required under the Children and Youth Fund, the PEEF, or other provisions in the Charter; and 8) prohibit the City from providing discretionary funds to the School District unless it has entered into a data-sharing agreement with the City; at an election to be held on November 5, 2024.

07/16/2024; CONTINUED.

Question: Shall this Charter Amendment be SUBMITTED?

28. [240547](#) **[Charter Amendment - Commission Reform]**
Sponsors: Peskin; Ronen and Preston
Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco to establish the Commission Streamlining Task Force charged with making recommendations to the Mayor and the Board of Supervisors about ways to modify, eliminate, or combine the City's appointive boards and commissions to improve the administration of City government; require the City Attorney to prepare a Charter Amendment to implement the Task Force's recommendations relating to Charter commissions, for consideration by the Board of Supervisors; and authorize the Task Force to introduce an ordinance to effectuate its recommendations relating to appointive boards and commissions codified in the Municipal Code, which ordinance shall go into effect within 90 days unless rejected by a two-thirds vote of the Board of Supervisors; at an election to be held on November 5, 2024.

07/16/2024; CONTINUED.

Question: Shall this Charter Amendment be SUBMITTED?

29. [240549](#) **[Charter Amendment - Inspector General in Controller's Office; Expanding Controller's Investigative Powers]**
Sponsors: Peskin; Safai, Ronen and Preston
Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco to establish the position of Inspector General in the Controller's Office; to provide that the Inspector General be nominated by the Controller subject to approval by the Board of Supervisors and the Mayor; to authorize the Inspector General to initiate and lead investigations regarding potential violations of laws or policies involving fraud, waste, or abuse; to expand the authority of the Controller's Office to issue subpoenas; and to authorize the Controller's Office to execute search warrants to the extent permitted by State law; at an election to be held on November 5, 2024.

07/16/2024; CONTINUED.

Question: Shall this Charter Amendment be SUBMITTED?

30. [240550](#) **[Charter Amendment - Affordable Housing Opportunity Fund for Seniors, Families, and Persons with Disabilities]**
Sponsors: Peskin; Safai, Ronen, Walton, Preston, Chan, Dorsey, Mandelman, Melgar and Engardio
Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco to establish the Affordable Housing Opportunity Fund for Seniors, Families, and People with Disabilities to fund project-based rental subsidies for extremely low-income households consisting of seniors, families, and persons with disabilities, and to require the City to appropriate at least \$8.25 million to the Fund annually starting in Fiscal Year 2026-2027; at an election to be held on November 5, 2024.

07/16/2024; CONTINUED.

Question: Shall this Charter Amendment be SUBMITTED?

31. [240551](#) **[Charter Amendment - Per Diem Nurse Retirement Credit and Public Safety Communications Personnel Retirement Plan]**
Sponsors: Safai; Melgar, Preston, Walton and Chan
Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco to allow registered nurses, who are or become members of the San Francisco Employees' Retirement System and have worked an average of 32 hours or more per week for at least one year, to purchase up to three years of service credit for time previously worked as per diem nurses; and to move public safety communications personnel (911 dispatchers, supervisors, and coordinators) from the miscellaneous retirement plans to the miscellaneous safety retirement plan, for compensation earned on and after January 4, 2025; at an election to be held on November 5, 2024.

07/16/2024; CONTINUED.

Question: Shall this Charter Amendment be SUBMITTED?

NEW BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Chan, Melgar

32. [240698](#) **[Business and Tax Regulations Code - Gross Receipts Tax Rates for NAICS Code 721 (Accommodation)]**
Sponsors: Mayor; Peskin and Mandelman
Ordinance amending the Business and Tax Regulations Code to lower the gross receipts tax rates for business activities described in North American Industry Classification System (NAICS), Code 721 (Accommodation), the classification generally applicable (with some exceptions) to providing lodging or short-term accommodations for travelers, vacationers, and others, applicable to taxable gross receipts between \$2,500,000.01 and \$25,000,000 in tax years 2025 and 2026, from 0.253% to 0.201%; in tax year 2027, from 0.264% to 0.209%; and in tax year 2028 and subsequent tax years, from 0.271% to 0.215%, all conditioned on the passage of the ballot measure, entitled the "Local Small Business Tax Cut Ordinance," at the November 5, 2024, General Election.

(Fiscal Impact)

Question: Shall this Ordinance be PASSED ON FIRST READING?

Present: Supervisor Chan, Mandelman, Melgar

33. [240724](#) **[Health Service System Plans and Contribution Rates - Calendar Year 2025]**
Sponsors: Dorsey; Chan
Ordinance approving Health Service System plans and contribution rates for calendar year 2025.

(Pursuant to Charter, Section A8.422, this matter shall require a vote of three-fourths (9 votes) of all members of the Board of Supervisors to approve passage of this Ordinance.)

(Fiscal Impact)

Question: Shall this Ordinance be PASSED ON FIRST READING?

Present: Supervisors Chan, Melgar

34. [240471](#) **[Real Property Lease Amendment - RACHRIS, LLC - 2 Gough Street - Human Services Agency - Initial Base Rent of \$260,090]**

Resolution approving and authorizing the Director of Property on behalf of the Human Services Agency, to amend the lease of real property at 2 Gough Street, with RACHRIS, LLC, a California limited liability corporation, adding 7,938 square feet for a total of 21,876 square feet for the remainder of the term expiring on June 30, 2025, at an initial base rent of \$260,090 per year, with one option to extend for three years, effective upon approval of this Resolution; and authorizing the Director of Property to enter into any additions, amendments or other modifications to the lease that do not materially increase the obligation or liabilities of the City to effectuate the purposes of the Lease or this Resolution. (Real Estate Department)

(Fiscal Impact)

Question: Shall this Resolution be ADOPTED?

Present: Supervisor Chan, Mandelman, Melgar

35. [240577](#) **[Real Property Lease - Five Keys Schools and Programs - 1099 Sunnydale Avenue - \$10,870.08 Initial Yearly Base Rent]**

Resolution approving and authorizing the Director of Property to enter into a real property lease with Five Keys Schools and Programs, a California nonprofit public benefit corporation, for approximately 676 square feet of The Village Community Facility located at 1099 Sunnydale Avenue, effective upon approval of this Resolution for an initial term of five years with two five-year options to extend, at an initial rent of \$10,870.08 per year (\$905.84 per month) with 3% annual increases thereafter; a finding that competitive bidding procedures required under Administrative Code, Chapter 23, Section 23.33, are impractical or impossible; a finding that the Lease furthers a proper public purpose sufficient to meet Section 23.30 market value requirements; and authorizing the Director of Property to enter into any additions, amendments, or other modifications to the Lease that do not materially increase the obligations or liabilities of the City to effectuate the purposes of this Resolution. (Real Estate Department)

(Fiscal Impact)

Question: Shall this Resolution be ADOPTED?

36. [240578](#) **[Real Property Lease - Retroactive - APA Family Support Services - 1099 Sunnydale Avenue - \$52,533.36 Initial Yearly Base Rent]**
Resolution retroactively approving and authorizing the Director of Property to enter into a real property lease with APA Family Support Services, a California nonprofit public benefit corporation for approximately 3,267 square feet of The Village Community Facility located at 1099 Sunnydale Avenue, for an initial term of five years with two five-year options to extend, from December 1, 2023, through November 30, 2028, at an initial rent of \$52,533.36 per year (\$4,377.78 per month) with 3% annual increases thereafter; a finding that competitive bidding procedures required under San Francisco Administrative Code, Chapter 23, Section 23.33, are impractical or impossible; a finding that the Lease furthers a proper public purpose sufficient to meet Section 23.30 market value requirements; and authorizing the Director of Property to enter into any additions, amendments, or other modifications to the Lease that do not materially increase the obligations or liabilities of the City to effectuate the purposes of this Resolution. (Real Estate Department)
- (Fiscal Impact)
- Question: Shall this Resolution be ADOPTED?**
37. [240582](#) **[Professional Services Agreement Amendment - Calpine Energy Solutions LLC - Community Choice Aggregation Program - Not to Exceed \$34,745,425]**
Sponsor: Mandelman
Resolution authorizing the General Manager of the San Francisco Public Utilities Commission to execute Amendment No. 4 to Agreement No. CS-247[R], Customer and Administrative Services for Community Choice Aggregation Program with Calpine Energy Solutions LLC, for continued meter data management, billing, and customer care support for the CleanPowerSF Program, increasing the agreement amount by \$2,100,000 for a total not to exceed agreement amount of \$34,745,425 and extending the agreement duration by six months from November 1, 2024, for a total agreement duration from November 20, 2015, through April 30, 2025. (Public Utilities Commission)
- (Fiscal Impact)
- Question: Shall this Resolution be ADOPTED?**
38. [240626](#) **[Power Purchase Agreement - IP Easley II, LLC - CleanPowerSF 2022 Renewable Energy Supplies - Not to Exceed \$75,000,000]**
Sponsor: Mandelman
Resolution approving and authorizing the General Manager of the San Francisco Public Utilities Commission to execute a Renewable Power Purchase Agreement, Contract No. PRO.0263 CleanPowerSF 2022 Renewable Energy Supplies (Agreement) with IP Easley II, LLC, for an amount not to exceed \$75,000,000 with a term of 10 years, beginning by January 1, 2027, pursuant to Charter, Section 9.118. (Public Utilities Commission)
- Question: Shall this Resolution be ADOPTED?**

39. [240627](#) **[Airline and Airport 2023 Lease and Use Agreement - Air Premia, Inc.]**
Resolution approving the 2023 Lease and Use Agreement between the City and County of San Francisco, acting by and through its Airport Commission, and Air Premia, Inc. to conduct flight operations at the San Francisco International Airport, for a term commencing on the first day of the calendar month immediately following the receipt of full City approvals of the Lease through June 30, 2033; affirming the Planning Department's determination under the California Environmental Quality Act; and authorizing the Airport Director to enter into modifications to the Lease that do not materially increase the obligations or liabilities to the City and are necessary to effectuate the purposes of the Lease or this Resolution. (Airport Commission)
- Question: Shall this Resolution be ADOPTED?**
40. [240672](#) **[Section 559 Reimbursable Services Agreement - Retroactive - United States Customs and Border Protection at San Francisco International Airport]**
Resolution retroactively approving the Section 559 Reimbursable Services Agreement, Contract No. 50020, between United States Customs and Border Protection and the City and County of San Francisco, acting by and through its Airport Commission, with a commencement date of November 25, 2014, for an indefinite term, terminable upon either party by 90 days' written notice. (Airport Commission)
- (Fiscal Impact)
- Question: Shall this Resolution be ADOPTED?**
41. [240673](#) **[Lease Amendment - DFS Group, L.P. - The International Terminal Duty Free and Luxury Lease - Modify Reduced Rent Structure]**
Resolution approving Amendment No. 5 to the International Terminal Duty Free and Luxury Store Lease No. 17-0303 between DFS Group, L.P. and the City and County of San Francisco, acting by and through its Airport Commission, modifying the reduced rent structure from May 1, 2023, through December 31, 2023, contingent upon Tenant's construction of its location in Harvey Milk Terminal 1 by December 31, 2024, and its other location in Terminal 2 by March 31, 2025, with no change to the 14-year term of April 1, 2020, through March 31, 2034, to be effective upon approval of this Resolution by the Board of Supervisors. (Airport Commission)
- (Fiscal Impact)
- Question: Shall this Resolution be ADOPTED?**
42. [240674](#) **[Contract Agreement - Rexel USA, Inc. - Electrical Supplies - Not to Exceed \$26,200,000]**
Resolution authorizing the Office of Contract Administration to execute Contract 1000032452 between the City and County of San Francisco and Rexel USA, Inc. for the purchase of citywide electrical supplies for a total contract amount not to exceed \$26,200,000 and an initial term of three years commencing on August 1, 2024, through July 31, 2027, with an option to extend the term for four additional years. (Office of Contract Administration)
- (Fiscal Impact)
- Question: Shall this Resolution be ADOPTED?**

43. [240702](#) **[Accept and Expend Grant - Retroactive - San Francisco Health Plan - Specialty Services Access Grant - \$250,000]**
Sponsors: Mayor; Mandelman
Resolution retroactively authorizing the Department of Public Health to accept and expend a grant in the amount of \$250,000 from the San Francisco Health Plan for participation in a program, entitled "Specialty Services Access Grant," for the period of February 28, 2024, through December 31, 2024. (Public Health Department)
- Question: Shall this Resolution be ADOPTED?**
44. [240703](#) **[Accept and Expend Grant - Retroactive - San Francisco General Hospital Foundation - Geriatric Emergency Department Planning Grant, Pilot Project 2020 - \$376,000]**
Sponsors: Mayor; Mandelman
Resolution retroactively authorizing the Department of Public Health to accept and expend a grant in the amount of \$376,000 from the San Francisco General Hospital Foundation for participation in a program, entitled "Geriatric Emergency Department Planning Grant, Pilot Project 2020," for the period of January 1, 2020, through June 30, 2025. (Public Health Department)
- Question: Shall this Resolution be ADOPTED?**
45. [240704](#) **[Ground Lease - Casa Adelante SVN Housing, L.P. - 1515 South Van Ness Avenue, 3251-3255 26th Street, and 1214 Shotwell Street - 100% Affordable Housing - \$15,000 Annual Base Rent]**
Sponsors: Mayor; Ronen, Melgar and Mandelman
Resolution 1) approving and authorizing the Director of Property and Director of the Mayor's Office of Housing and Community Development ("MOHCD") to enter into a Ground Lease for real property owned by the City located at 1515 South Van Ness Avenue, 3251-3255 26th Street, and 1214 Shotwell Street ("Property") with Casa Adelante SVN Housing, L.P. for a lease term of 75 years and one 24-year option to extend and an annual base rent of \$15,000 ("Ground Lease") in order to construct a 168-unit (including one manager's unit) multifamily rental housing development affordable to low-income households and including community-serving commercial space (the "Project"); 2) adopting findings that the Project and proposed transactions are consistent with the General Plan, and the eight priority policies of Planning Code, Section 101.1; 3) determining that the less than market rent payable under the Ground Lease will serve a public purpose by providing affordable housing for low-income households in need, in accordance with Administrative Code, Section 23.30; and 4) authorizing the Director of Property and the Director of MOHCD to execute the Ground Lease, and make certain modifications and take certain actions in furtherance of this Resolution, as defined herein.
- (Fiscal Impact)
- Question: Shall this Resolution be ADOPTED?**

Recommendation of the Land Use and Transportation Committee

Present: Supervisors Melgar, Preston, Peskin

46. [240386](#) [Street Encroachment Permit - Public Stair and Scenic Overlook on 22nd Street]

Sponsor: Walton

Resolution granting revocable permission to RP Pennsylvania, LLC to occupy and maintain a portion of 22nd Street, between Missouri and Texas Streets, fronting 1395 22nd Street and 790 Pennsylvania Avenue (Assessor's Parcel Block No. 4167, Lot No. 013), with a public stair and scenic overlook; adopting environmental findings 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 to authorize the Director or Public Works to enter into amendments or modifications to the Permit with respect to the encroachments that do not materially increase the obligations or liabilities to the City and are necessary to effectuate the purposes of the Permit or this Resolution.

Question: Shall this Resolution be ADOPTED?

Recommendations of the Public Safety and Neighborhood Services Committee

Present: Supervisors Engardio, Dorsey

47. [240467](#) [Liquor License Transfer - 3250 Mission Street - Evergreen Market]

Resolution determining that the transfer of a Type-21 off-sale general beer, wine, and distilled spirits liquor license to Ayob's Community Market Corp., doing business as Evergreen Market, located at 3250 Mission Street (District 9), will serve the public convenience or necessity of the City and County of San Francisco, in accordance with California Business and Professions Code, Section 23958.4; and requesting that the California Department of Alcoholic Beverage Control impose conditions on the issuance of the license. (Public Safety and Neighborhood Services Committee)

Question: Shall this Resolution be ADOPTED?

48. [240631](#) [Liquor License Transfer - 340 Balboa Street - Tomorrows Wine]

Resolution determining that the person-to-person, premise-to-premise transfer of a Type-20 off-sale beer and wine liquor license to Tofino Wines Inc., to do business as Tomorrows Wine located at 340 Balboa Street (District 1), will serve the public convenience or necessity of the City and County of San Francisco, in accordance with California Business and Professions Code, Section 23958.4; and requesting that the California Department of Alcoholic Beverage Control impose conditions on the issuance of the license. (Public Safety and Neighborhood Services Committee)

Question: Shall this Resolution be ADOPTED?

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

Board of Supervisors Sitting as a Committee of the Whole

(Scheduled pursuant to the approval of a motion made, as part of the action taken for File No. 240497, at the Board of Supervisors Meeting of July 16, 2024.)

SPECIAL ORDER 3:00 P.M.

49. [240776](#) **[Hearing - Committee of the Whole - General Obligation Bond Election - Healthy, Safe, and Vibrant San Francisco - Not to Exceed \$390,000,000 - July 23, 2024, at 3:00 p.m.]**

Hearing of the Board of Supervisors sitting as a Committee of the Whole on July 23, 2024, at 3:00 p.m., during the regular Board of Supervisors meeting, to hold a public hearing to consider the Ordinance (File No. 240497) calling and providing for a special election to be held in the City and County of San Francisco on Tuesday, November 5, 2024, for the purpose of submitting to San Francisco voters a proposition to incur bonded indebtedness of not to exceed \$390,000,000 to finance the acquisition or improvement of real property, including: facilities to deliver primary healthcare services, emergency medical services, skilled nursing services, and services for persons experiencing mental health challenges or persons with substance use disorders; acquire, improve, and seismically upgrade critical medical care and mental health facilities and emergency shelter facilities; and improvements for certain transportation, pedestrian, and street safety related capital improvements, streetscape enhancements and other public space improvements, and related costs necessary or convenient for each of the foregoing purposes; authorizing landlords to pass-through 50% of the resulting property tax increase, if any, to residential tenants under Administrative Code, Chapter 37; providing for the levy and collection of taxes to pay both principal and interest on such Bonds; incorporating review of Bond expenditures under the provisions of the Administrative Code by the Citizens' General Obligation Bond Oversight Committee; setting certain procedures and requirements for the election; adopting findings under the California Environmental Quality Act; and finding that the proposed Bonds are in conformity with the General Plan, and with the eight priority policies of Planning Code, Section 101.1(b); scheduled pursuant to the approval of a motion made, as part of the action taken for File No. 240497, at the Board of Supervisors meeting of July 16, 2024. (Clerk of the Board)

Question: Shall this Hearing be HEARD AND FILED?

Committee of the Whole Adjourn and Report

Recommendation of the Budget and Finance Committee

Present: Supervisors Chan, Mandelman, Melgar

50. 240497 [General Obligation Bond Election - Healthy, Safe, and Vibrant San Francisco - Not to Exceed \$390,000,000]

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

Ordinance calling and providing for a special election to be held in the City and County of San Francisco on Tuesday, November 5, 2024, for the purpose of submitting to San Francisco voters a proposition to incur bonded indebtedness of not to exceed \$390,000,000 to finance the acquisition or improvement of real property, including: facilities to deliver primary healthcare services, emergency medical services, skilled nursing services, and services for persons experiencing mental health challenges or persons with substance use disorders; acquire, improve, and seismically upgrade critical medical care and mental health facilities and emergency shelter facilities; and improvements for certain transportation, pedestrian, and street safety related capital improvements, streetscape enhancements and other public space improvements, and related costs necessary or convenient for each of the foregoing purposes; authorizing landlords to pass-through 50% of the resulting property tax increase, if any, to residential tenants under Administrative Code, Chapter 37; providing for the levy and collection of taxes to pay both principal and interest on such Bonds; incorporating review of Bond expenditures under the provisions of the Administrative Code by the Citizens' General Obligation Bond Oversight Committee; setting certain procedures and requirements for the election; adopting findings under the California Environmental Quality Act; and finding that the proposed Bonds are in conformity with the General Plan, and with the eight priority policies of Planning Code, Section 101.1(b).

(Pursuant to California Government Code, Sections 43607 and 43608, this matter shall require a vote of two-thirds (8 votes) of all members of the Board of Supervisors to approve passage of this Ordinance.)

(Fiscal Impact)

07/16/2024; AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.

07/16/2024; PASSED ON FIRST READING AS AMENDED.

Question: Shall this Ordinance be FINALLY PASSED?

COMMITTEE REPORTS

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

The following item will be considered by the Board of Supervisors at a Special Meeting on Tuesday, July 23, 2024, at 9:05 am. The President intends to request the Board to send the following item as a Committee Report on Tuesday, July 23, 2024.

- 51. [240544](#) **[Charter Amendment - Police Staffing and Voluntary Deferred Retirement Option Program for the Police Department]**
Sponsors: Dorsey; Peskin, Stefani, Melgar, Mandelman, Safai and Chan
 Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco to define the term “Full-Duty Sworn Officer”; modify the criteria for establishing recommended staffing levels for sworn officers; change the requirement for the Chief of Police to submit a staffing report from every two years to every three years; and establish a new voluntary Deferred Retirement Option Program (“DROP”) for the period from July 2025 - July 2030, for eligible members of the Police Department (in the rank of officer, sergeant, or inspector) that allows those members to earn additional deferred compensation in the Retirement System for up to 60 months in exchange for agreeing to perform neighborhood patrol or investigative work; at an election to be held on November 5, 2024.

Question: Shall this Charter Amendment be SUBMITTED?

The following item will be considered by the Government Audit and Oversight Committee at a Regular Meeting on Thursday, July 18, 2024, at 10:00 a.m. The Chair intends to request the Committee to send the following item as a Committee Report on Tuesday, July 23, 2024.

- 52. [240722](#) **[Memorandum of Understanding - Service Employees International Union, Local 1021 - Staff and Per Diem Nurses - Amendment No. 1]**
Sponsor: Mayor
 Ordinance adopting and implementing the First Amendment to the 2024-2027 Memorandum of Understanding between the City and County of San Francisco and Service Employees International Union, Local 1021, Staff and Per Diem Nurses to address staffing and hiring of 2320 Registered Nurses and 2830 Public Health Nurses.

Question: Shall this Ordinance be PASSED ON FIRST READING?

The following items will be considered by the Land Use and Transportation Committee at a Regular Meeting on Monday, July 22, 2024, at 1:30 p.m. The Chair intends to request the Committee to send the following items as Committee Reports on Tuesday, July 23, 2024.

53. [240297](#) [Building Code - Deadlines for Disability Access Improvements for Places of Public Accommodation]

Sponsors: Mandelman; Engardio and Chan

Ordinance amending the Building Code to extend the deadlines for existing buildings with a place of public accommodation to comply with the requirement to have all primary entries and paths of travel into the building accessible to persons with disabilities or to receive a City determination of equivalent facilitation, technical infeasibility, or unreasonable hardship; to extend the period for granting extensions from those deadlines; and to extend the time for the Department of Building Inspection's Report to the Board of Supervisors regarding the disability access improvement program.

Question: Shall this Ordinance be PASSED ON FIRST READING?

54. [240499](#) [Building Code - Vacant Storefronts and Infrastructure Construction]

Sponsor: Chan

Ordinance amending the Building Code to exempt storefronts that are vacant due to public infrastructure construction from vacant storefront registration requirements; and affirming the Planning Department's determination under the California Environmental Quality Act.

Question: Shall this Ordinance be PASSED ON FIRST READING?

The following items will be considered by the Rules Committee at a Regular Meeting on Monday, July 22, 2024, at 10:00 a.m. The Chair intends to request the Committee to send the following items as Committee Reports on Tuesday, July 23, 2024.

(Pursuant to the provisions of Board of Supervisors Rule 2.22.7, at least six days must intervene between the first appearance of a proposed Charter Amendment, before the Board as a referral from Committee, and any Board order of submission to the electorate. In accordance therewith, consideration of the following proposed Charter Amendments appropriately may be continued at least one week.)

55. [240552](#) [Charter Amendment - Fire Department Service Retirement Pension]

Sponsors: Stefani, Melgar, Safai, Chan and Peskin

Charter Amendment (Third Draft) to amend the Charter of the City and County of San Francisco to change the age factor percentage for benefit calculations such that persons who have or will become members of the Fire Department on and after January 7, 2012 reach a higher age factor percentage at earlier ages and lower from 58 to 55 the retirement age at which persons who have or will become members of the Fire Department on and after January 7, 2012 reach the highest age factor percentage; at an election to be held on November 5, 2024.

Question: Shall this Charter Amendment be CONTINUED?

56. [240585](#) **[Mayoral Reappointment, Board of Appeals - Jose Lopez]**
Motion approving/rejecting the Mayoral nomination for the reappointment of Jose Lopez to the Board of Appeals, for a four-year term ending July 1, 2028. (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 from the date the nomination is transmitted to the Clerk, then the nominee shall be deemed approved. Transmittal date: May 28, 2024.)

Question: Shall this Motion be APPROVED?

57. [240761](#) **[Appointment, Ballot Simplification Committee]**
Motion appointing one member, term ending November 30, 2024, to the Ballot Simplification Committee. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

58. 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.

59. 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.

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 60 through 62 will be taken during Item 59 - General Public Comment.)

Items 60 through 62

60. [240770](#) **[Afghan American Heritage Month - August 2024]**
Sponsors: Dorsey; Ronen, Preston, Mandelman, Peskin, Engardio, Walton, Melgar, Chan, Safai and Stefani
Resolution declaring the month of August 2024 as Afghan American Heritage Month in the City and County of San Francisco to honor the significant contributions of the Afghan American community to the cultural, economic, and social fabric of the city.

07/16/2024; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?
61. [240771](#) **[Urging the Department of Children, Youth, and Their Families to Expediently Negotiate an Updated MOU for the Free City College Program]**
Sponsors: Melgar; Chan, Ronen and Peskin
Resolution urging the Department of Children, Youth, and Their Families to uphold the principles of the Free City College program by expediently negotiating an updated Memorandum of Understanding (MOU) with the San Francisco Community College District.

07/16/2024; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?
62. [240773](#) **[Supporting Workers Exploited at Subway Franchises in San Francisco]**
Sponsors: Ronen; Preston, Walton, Peskin and Safai
Resolution supporting workers at Subway franchises in San Francisco who have been denied minimum wages, overtime wages, and breaks, and urging these Subway franchises to pay all current and former workers the wages stolen from them and to immediately comply with state minimum wage laws mandating payment of at least \$20 per hour to all workers for all hours worked.

07/16/2024; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

63. 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.)

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

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

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

Introduced at the Request of a Department

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

PROPOSED ORDINANCE

240762 [Settlement of Lawsuit - Build Group, Inc. - \$350,000]

Ordinance authorizing settlement of the lawsuit filed by David M. Schmitt. against Build Group, Inc., which then filed a cross-complaint against the City and County of San Francisco, for \$350,000; the lawsuit was filed on August 30, 2022, in San Francisco Superior Court, Case No. CGC-22-601503, entitled David M. Schmitt v. Build Group, Inc. et al.; the lawsuit involves allegations of breach of contract arising from cost overruns and delay on the Zuckerberg San Francisco General Hospital Building 5 Rehabilitation Department Relocation Project; other material terms of the settlement are a complete release of claims relating to the project, including any pass through claims from David M. Schmitt or other subcontractors of Build Group, Inc. (City Attorney)

07/15/2024; RECEIVED FROM DEPARTMENT.

07/23/2024; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

PROPOSED RESOLUTION

240763 [Settlement of Unlitigated Claim - Lotus Bakeries North America, Inc. - \$160,195]

Resolution approving the settlement of the unlitigated claim filed by Lotus Bakeries North America, Inc. against the City and County of San Francisco for \$160,195; the claim was filed on February 28, 2024; the claim involves a refund of gross receipts and homelessness gross receipts taxes. (City Attorney)

07/09/2024; RECEIVED.

07/23/2024; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

240764 [Petitions and Communications]

Petitions and Communications received from July 11, 2024, through July 18, 2024, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on July 23, 2024.

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 District Attorney (DAT), pursuant to Administrative Code, Section 96E, submitting the quarterly report on cases prosecuted for the period of April 1, 2024, through June 30, 2024. Copy: Each Supervisor. (1)

From various departments, pursuant to Administrative Code, Section 12B.5-1(d)(1), submitting approved Chapter 12B Waiver Request Forms. 13 Forms. Copy: Each Supervisor. (2)

From the Department on the Status of Women (WOM), submitting a Monthly Update on the Status of Abortion Rights. Copy: Each Supervisor. (3)

From the San Francisco Police Department (POL), submitting presentation materials for a Hearing of the Board of Supervisors sitting as a Committee of the Whole on July 16, 2025, 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. File No. 200777. Copy: Each Supervisor. (4)

From various departments, submitting Fiscal Year (FY) 2023-2024 annual gift reports. Copy: Each Supervisor. (5)

From the Controller's Office (CON) and the Office of the City Administrator (ADM), pursuant to Administrative Code, Section 10.100-100, submitting the San Francisco Disaster Emergency Response and Recovery Fund Annual Report. Copy: Each Supervisor. (6)

From the San Francisco Planning Department (CPC), pursuant to Planning Code, Section 202.2(b)(5), submitting the 2024 Annual Report on Fleet Charging and Electric Vehicle Charging Locations. Copy: Each Supervisor. (7)

From the San Francisco Municipal Transportation Agency (MTA), submitting an agenda for the July 25, 2024, meeting of the Interdepartmental Staff Committee on Traffic and Transportation for Temporary Street Closures (ISCOTT). Copy: Each Supervisor. (8)

From members of the public, regarding the proposed Ordinance amending the Administrative Code to streamline contracting for Vision Zero transportation projects by authorizing, but not requiring, the Municipal Transportation Agency and the Department of Public Works to expedite contracts by waiving application of the Environment Code and select provisions in other Codes relating to competitive bidding, equal benefits, and other requirements, for construction work and professional and other services relating to Vision Zero projects, for a period of three years. File No. 240501. 2 Letters. Copy: Each Supervisor. (9)

From members of the public, regarding the proposed Ordinance approving Health Service System plans and contribution rates for Calendar Year (CY) 2025. File No. 240724. 8 Letters. Copy: Each Supervisor. (10)

From members of the public, regarding the proposed Resolution approving and authorizing the Director of Property to enter into a real property lease with Twin Peaks Petroleum, Inc., a California corporation, doing business as Twin Peaks Auto Care, successor-in-interest to Michael Gharib, for approximately 14,499 square feet located at 598 Portola Drive, for an initial term of twenty years with one five-year option to extend, at an initial base rent of \$156,600 with annual adjustments of three percent thereafter; effective upon approval of this Resolution by the Board of Supervisors and Mayor, and full execution of the Lease; to require the Tenant to complete certain improvements by December 31, 2025, with a waiver of rent up to three months; finding that competitive bidding procedures required under San Francisco Administrative Code, Chapter 23, Section 23.33 are impractical; finding that the Premises is exempt surplus land under California Code, Section 54421(f)(1)(B); and to authorize the Director of Property to enter into amendments or modifications to the lease that do not materially increase the obligations or liabilities to the City and are necessary to effectuate the purposes of the lease or this Resolution. File No. 240731. 3 Letters. Copy: Each Supervisor. (11)

From members of the public, regarding the Hearing to consider the Mayor's May proposed budget for the Airport Commission, Board of Appeals, Department of Building Inspection, Child Support Services, Department of the Environment, Law Library, Municipal Transportation Agency, Port, Public Library, San Francisco Public Utilities Commission, the Residential Rent Stabilization and Arbitration Board, and Retirement System for Fiscal Years (FYs) 2024-2025 and 2025-2026. File No. 240449. 2 Letters. Copy: Each Supervisor. (12)

From members of the public, regarding the Hearing to consider the proposed Initiative Ordinance submitted by four or more Supervisors to the voters for the November 5, 2024, Election, entitled "Ordinance amending the Park Code to establish new recreation and open space by restricting private vehicles at all times on the Upper Great Highway between Lincoln Way and Sloat Boulevard, subject to the City obtaining certain required approvals; making associated findings under the California Vehicle Code; and reaffirming the existing restriction of private vehicles on the Great Highway Extension." 17 Letters. Copy: Each Supervisor. (13)

From members of the public, regarding the proposed Charter Amendments establishing the Commission Streamlining Task Force. File Nos. 240547 and 240548. 3 Letters Copy: Each Supervisor. (14)

From Pedrum Mohageri, regarding an e-bike purchase/lease incentive program. Copy: Each Supervisor. (15)

From members of the public, regarding pedestrian safety at the intersection of Fulton Street and Arguello Boulevard. 14 Letters. Copy: Each Supervisor. (16)

From Amina Rubio, regarding the proposed Ordinance amending the Administrative Code to prohibit the sale or use of algorithmic devices to set rents or manage occupancy levels for residential dwelling units located in San Francisco. File No. 240766. Copy: Each Supervisor. (17)

From Joe A. Kunzler, regarding various subjects. 2 Letters. Copy: Each Supervisor. (18)

From Jordan Davis, regarding various subjects. Copy: Each Supervisor. (19)

From Monica D, regarding various subjects. 4 Letters. Copy: Each Supervisor. (20)

From Aaron Goodman, regarding housing. Copy: Each Supervisor. (21)

From Antonio Vaz, regarding various subjects. Copy: Each Supervisor. (22)

From Julien DeFrance, regarding homelessness. Copy: Each Supervisor. (23)

From Shane Michael Sleeper, regarding various subjects. Copy: Each Supervisor. (24)

From members of the public, regarding the San Francisco Municipal Transportation Agency (MTA) West Portal Station Safety and Community Space Improvements Project at West Portal Avenue and Ulloa Street. 102 Letters. Copy: Each Supervisor. (25)

From members of the public, regarding window replacement standards for homes. 32 Letters. Copy: Each Supervisor. (26)

ADJOURNMENT