



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, October 1, 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 Walton, Safai, Peskin

Meeting Days

Wednesday
1:30 PM

Wednesday
9:00 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

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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

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 5

Recommendations of the Budget and Finance Committee

Present: Supervisors Chan, Mandelman, Melgar

1. [240840](#) **[Appropriation - \$30,500,000 of Certificates of Participation Refunding Proceeds and Operating Revenue - FY2024-2025]**
Sponsors: Mayor; Mandelman and Melgar
 Ordinance appropriating \$30,500,000 consisting of \$29,000,000 of one or more series of Certificates of Participation Series 2024A proceeds and \$1,500,000 of projected parking revenues from operation of the Music Concourse Garage in the Recreation and Park Department (REC), and placing these funds on Controller’s Reserve pending the sale of the Certificates of Participation and acquisition of the Music Concourse Garage in Fiscal Year (FY) 2024-2025.

 (Fiscal Impact)

 09/24/2024; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

2. [240786](#) **[Accept and Expend Grant and Amend Annual Salary Ordinance - Retroactive - United States Department of Agriculture’s Forest Service - \$12,000,000]**
Sponsors: Mayor; Mandelman and Peskin

Ordinance retroactively authorizing the Department of Public Works to accept and expend a grant in the amount of \$12,000,000 from the Urban and Community Forest Program of the United States Department of Agriculture’s Forest Service to fund the Department of Public Works’ Justice, Jobs, and Trees Program, that will include tree planting, tree establishment, and urban forestry workforce development in disadvantaged communities for the period of July 1, 2024, through June 30, 2029; and retroactively amending Ordinance No. 167-24 (the Interim Annual Salary Ordinance for Fiscal Years 2024-2025 and 2025-2026 (File No. 240594)) and the Annual Salary Ordinance for Fiscal Years 2024-2025 and 2025-2026 (File No. 240596) to provide for the addition of one grant-funded position of Class 1312 Public Information Officer (FTE 1.0), one grant-funded position of Class 1823 Senior Administrative Analyst (FTE 1.0), and one grant-funded position of Class 3435 Urban Forestry Inspector (FTE 1.0) for the period of July 1, 2024, through June 30, 2029. (Public Works Department)

09/24/2024; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

3. [240841](#) **[Delegation of Approval Authority for Contracts with OCII for Transbay Project]**

Sponsors: Mayor; Mandelman and Melgar

Ordinance delegating Board of Supervisors approval authority under Charter, Section 9.118(a), to the Department of Public Works to enter into and amend contracts with the Office of Community Investment and Infrastructure (“OCII”) for the Transbay Project; and authorizing the Department of Public Works to execute certain access agreements necessary to further the development of the Transbay Project.

09/24/2024; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Land Use and Transportation Committee

Present: Supervisors Melgar, Preston, Peskin

4. [240801](#) [Public Works Code - Commemorative Plaque - Activists of Woodland Avenue; Fee Waiver]

Sponsors: Mandelman; Chan, Preston, Peskin and Melgar

Ordinance designating a portion of the sidewalk near the corner of Woodland Avenue at Parnassus Avenue as the site of a future commemorative plaque in honor of the former activists of Woodland Avenue (Jane Morrison, Jack Morrison, Diana Roosevelt Jaicks, Agar Jaicks); granting the Public Works Director authority to approve the installation of said plaque to be installed at said location following the Director’s review of all permit application materials and the approval of the plaque design by the Design Review Committee of the Arts Commission; waiving permit and inspection fees under the Public Works Code for the installation of the plaque; directing official acts in furtherance of this Ordinance, as defined herein; and affirming the Planning Department’s determination under the California Environmental Quality Act.

09/24/2024; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

5. [240804](#) [Various Codes - Greater Downtown Community Benefit District Master Permitting for Entertainment Activation Program]

Sponsor: Peskin

Ordinance amending the Administrative Code to establish the Greater Downtown Community Benefit District Master Permitting for Entertainment Activation Program (“Greater Downtown Activation Program”) to coordinate and streamline permitting for Community Benefit District-sponsored public events taking place at certain locations in the Greater Downtown Area, and to designate Greater Downtown Activation Program locations as Entertainment Zones to allow the off-site consumption of alcoholic beverages purchased at businesses within the Entertainment Zone during events; amending the Public Works Code to establish the requirements for the Greater Downtown Activation Program; amending the Fire Code to establish a new permit type for the Greater Downtown Activation Program; affirming the Planning Department’s determination under the California Environmental Quality Act; and directing the Clerk of the Board of Supervisors to forward this Ordinance to the California Building Standards Commission upon final passage.

09/24/2024; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Public Safety and Neighborhood Services Committee

Present: Supervisors Stefani, Engardio, Dorsey

- 6. [240844](#) **[Police Code - Vehicle Sideshows]**
Sponsors: Mayor; Dorsey, Stefani, Engardio and Mandelman
 Ordinance amending the Police Code to 1) prohibit persons from promoting a Vehicle Sideshow or preparations for such a sideshow; 2) prohibit persons from assembling together to obstruct the streets, sidewalks, highways, other public right-of-ways, off-street parking facilities, or private property in connection with a Vehicle Sideshow or preparations for such a sideshow; 3) prohibit persons from knowingly being present at a Vehicle Sideshow or preparations for such a sideshow for purposes of participating in the Vehicle Sideshow; 4) prohibit persons present at a Vehicle Sideshow or preparations for such a sideshow from interfering with official performance of law enforcement duties; 5) seize and impound vehicles used in a Vehicle Sideshow or preparations for such a sideshow, and under certain conditions sell the vehicles; and 6) make violations of these provisions a misdemeanor, subject to imprisonment and/or fine.

09/24/2024; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

NEW BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Chan, Mandelman

- 7. [240842](#) **[Accept and Expend Grant - Retroactive - California Jobs First Catalyst Program - \$14,000,000]**
Sponsor: Mayor
 Ordinance retroactively authorizing the Office of Economic and Workforce Development to accept and expend a grant in the amount of \$14,000,000 from the California Economic Development Department for the California Jobs First Catalyst Program, for the grant period of May 1, 2024, through September 30, 2026; and exempting the California Jobs First Catalyst Program subgrants from the grantmaking requirements under Administrative Code, Chapter 21G, and all other provisions in the Administrative, Environment, and Labor and Employment Codes imposing obligations or restrictions on subgrantees related to the program. (Department of Economic and Workforce Development)

Question: Shall this Ordinance be PASSED ON FIRST READING?

8. [240788](#) **[Accept and Expend Grant - Retroactive - National Institutes of Health - Florida State University - Adolescent Medicine Trials Network for HIV/AIDS Interventions (ATN) Scientific Leadership Center - \$173,063]**
Sponsors: Mayor; Mandelman, Dorsey and Engardio
Resolution retroactively authorizing the Department of Public Health to accept and expend a grant increase in the amount of \$138,434 for a total amount of \$173,063 from the National Institutes of Health through Florida State University for participation in a program, entitled "Adolescent Medicine Trials Network for HIV/AIDS Interventions (ATN) Scientific Leadership Center," for the period of December 1, 2023, through November 30, 2024. (Public Health Department)
- Question: Shall this Resolution be ADOPTED?**
9. [240789](#) **[Accept and Expend Grant - Retroactive - Department of Health and Human Services - MyPrEP Plus: Development and Pilot Testing of Novel Pre-Exposure Prophylaxis Support Tools for Transgender Women - \$177,860]**
Sponsors: Mayor; Mandelman, Dorsey and Engardio
Resolution retroactively authorizing the Department of Public Health to accept and expend a grant in the amount of \$177,860 from the Department of Health and Human Services through Heluna Health for participation in a program, entitled "MyPrEP Plus: Development and Pilot Testing of Novel Pre-Exposure Prophylaxis Support Tools for Transgender Women," for the period of September 7, 2023, through September 6, 2025. (Public Health Department)
- Question: Shall this Resolution be ADOPTED?**
10. [240850](#) **[Accept and Expend Grant - Retroactive - National Institutes of Health - Heluna Health - The Bridge Clinic: Optimizing Injectable PrEP Delivery for Transgender and Non-Binary People - \$160,074]**
Sponsors: Mayor; Mandelman, Dorsey and Engardio
Resolution retroactively authorizing the Department of Public Health to accept and expend a grant increase from the National Institutes of Health through Heluna Health for participation in a program, entitled "The Bridge Clinic: Optimizing Injectable PrEP Delivery for Transgender and Non-Binary People," in the amount of \$88,930 for the period of February 22, 2024, through January 31, 2025, for a total amount of \$160,074 for the total period of April 1, 2023, through January 31, 2025. (Public Health Department)
- Question: Shall this Resolution be ADOPTED?**

11. [240829](#) **[Agreement Amendment - Hunters Point Family - Pit Stop Workforce Development Grant Program - Not to Exceed \$16,238,478.52]**
Resolution approving Amendment No. 6 to Contract No. 1000029167 between the City, acting by and through the Department of Public Works, and Hunters Point Family, to create employment opportunities, job training and workforce development programs, and ensure the availability of safe and clean public restrooms for the Pit Stop Workforce Development Grant Program, extending the term by nine months for a total term of July 1, 2023, through June 30, 2025, increasing the contract amount by \$6,972,047.52 for a new total not to exceed amount from of \$16,238,478.52; and to authorize the Director of Public Works to make necessary, non-material changes to the Amendment before its execution. (Public Works Department)

(Fiscal Impact)

Question: Shall this Resolution be ADOPTED?

12. [240836](#) **[Accept and Expend In-Kind Gift - Deloitte Tax LLP - Climate Tax Advisory Services - Estimated up to \$112,089]**
Sponsor: Mandelman
Resolution authorizing the Environment Department to accept and expend an in-kind gift of pro bono tax services, with an estimated value of \$112,089 for a term of engagement effective upon approval of this Resolution through May 31, 2025, provided by Deloitte Tax LLP, to help the City identify opportunities to obtain federal tax credits for qualifying sustainability activities, and authorizing the Director of the Environment Department or the Director's designee, to enter into and execute the agreement, and amendments thereto, consistent with the proposal and necessary to carry out the purpose of the agreement or this Resolution, as defined herein. (Environment)

Question: Shall this Resolution be ADOPTED?

13. [240849](#) **[Commercial Ground Lease - Broadway Davis Retail Associates LLC - 725 Davis Street - First Amendment to Residential Ground Lease - 735 Davis Senior, L.P. - 735 Davis - Annual Base Rent of \$1]**
Sponsor: Mayor
Resolution 1) approving and authorizing the Director of Property and the Mayor's Office of Housing and Community Development ("MOHCD") to enter into a Commercial Ground Lease for Real Property owned by the City and located at 725 Davis Street (the "Commercial Property") with Broadway Davis Retail Associates LLC, for a lease term of 70 years and one 24-year option to extend and an annual base rent of \$1 ("Commercial Ground Lease"), in order to develop ground floor commercial space for community-serving uses ("Commercial Project"); 2) approving and authorizing the Director of Property and the Director of MOHCD to enter into a First Amendment to the Residential Ground Lease to remove the Commercial Property from the leased premises under the Ground Lease between the City and 735 Davis Senior, L.P., related to a 52-unit affordable housing development for low-income seniors, including 15 units for homeless seniors; 3) adopting findings that the Project and proposed transactions are consistent with the General Plan, and the eight priority policies of Planning Code, Section 101.1; 4) determining that the less than market rent payable under the Commercial Ground Lease will serve a public purpose by providing commercial spaces for community-serving spaces, in accordance with Administrative Code, Section 23.3; and 5) authorizing the Director of Property and/or the Director of MOHCD to execute the Commercial Ground Lease and the First Amendment to the Residential Ground Lease and make certain modifications to such agreements, as defined herein, and take certain actions in furtherance of this Resolution, as defined herein.

Question: Shall this Resolution be ADOPTED?

14. [240882](#) **[Ground Lease - Five Keys Schools and Programs - 42 Otis Street - 100% Permanent Supportive Housing - Rent Not to Exceed \$1]**
Sponsors: Mayor; Mandelman
Resolution 1) approving and authorizing the Director of Property and the Executive Director of the Department of Homelessness and Supportive Housing ("HSH") to enter into a Ground Lease with Five Keys Schools and Programs for the real property owned by the City, located at 42 Otis Street (the "Property"), for an initial lease term of five years with 10 automatic extensions of the lease term for an additional period of five years each and a total rent not to exceed \$1 in order to operate the Property as permanent supportive housing; 2) determining in accordance with Administrative Code, Section 23.33 that the below market rent payable under the Ground Lease will serve a public purpose by providing permanent supportive housing for formerly homeless and low-income households; 3) adopting findings declaring that the Property is "exempt surplus land" under the California Surplus Land Act; 4) affirming the Planning Department's determination under the California Environmental Quality Act, and adopting the Planning Department's findings of consistency with the General Plan, and the eight priority policies of the Planning Code, Section 101.1; and 5) authorizing the Director of Property and/or the HSH Executive Director to execute and make certain modifications to the Ground Lease, as defined herein, and take certain actions in furtherance of this Resolution, as defined herein.

(Fiscal Impact)

Question: Shall this Resolution be ADOPTED?

15. [240884](#) **[Acquisition of Real Property - 3300 Mission Partners L.P. - 3300, 3306, and 3308 Mission Street - 100% Affordable Housing - \$4,151,000 - Ground Lease with Annual Base Rent of \$1 - Loan NTE \$12,440,242 - Limited Payment Guaranty Not to Exceed \$1,000,000]**

Sponsors: Mayor; Ronen and Mandelman

Resolution 1) approving and authorizing the Director of Property, on behalf of the San Francisco Mayor's Office of Housing and Community Development ("MOHCD"), to acquire real property located at 3300, 3306, and 3308 Mission Street ("Property") from 3300 Mission Partners L.P. ("Borrower") for \$4,151,000 under an Agreement for Purchase and Sale ("Purchase Agreement"); 2) placing the Property under the jurisdiction of MOHCD for use in constructing affordable housing; 3) approving and authorizing the Director of Property and the Director of MOHCD to enter into a Ground Lease to lease the Property back to the Borrower for a term of 75 years and one 24-year option to extend and an annual base rent of \$1 ("Ground Lease") in order to construct a 100% affordable, 35-unit multifamily rental housing development affordable to low-income households, including one manager unit, and ground floor commercial space (the "Project"); 4) approving and authorizing an Amended and Restated Loan Agreement in an amount not to exceed (NTE) \$12,440,242 for a minimum loan term of 57 years ("Loan Agreement") to finance the development and construction of the Project; 5) approving and authorizing a limited payment guaranty in an amount not to exceed \$1,000,000 from MOHCD for the benefit of Wincopin Circle LLLP ("Limited Payment Guaranty"); 6) adopting findings declaring that the Property is "exempt surplus land" pursuant to the California Surplus Lands Act; 7) 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 Section 23.30 of the Administrative Code; 8) 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; and 9) authorizing the Director of Property and/or the Director of MOHCD to make certain modifications to the Purchase Agreement, Ground Lease, Loan Agreement, and Limited Payment Guaranty, as defined herein, and take certain actions in furtherance of this Resolution, as defined herein. (Mayor's Office of Housing and Community Development)

(Fiscal Impact)

Question: Shall this Resolution be ADOPTED?

Recommendations of the Government Audit and Oversight Committee

Present: Supervisors Preston, Stefani, Chan

16. [240668](#) **[Board Response - Civil Grand Jury Report - Come Hell or Highwater: Flood Management in a Changing Climate]**

Resolution responding to the Presiding Judge of the Superior Court on the findings and recommendations contained in the 2023-2024 Civil Grand Jury Report, entitled "Come Hell or Highwater: Flood Management in a Changing Climate;" and urging the Mayor to cause the implementation of accepted findings and recommendations through her department heads and through the development of the annual budget. (Government Audit and Oversight Committee)

Question: Shall this Resolution be ADOPTED?

17. [240709](#) **[Board Response - Civil Grand Jury Report - Commission Impossible? Getting the Most from San Francisco's Commissions]**
Resolution responding to the Presiding Judge of the Superior Court on the findings and recommendations contained in the 2023-2024 Civil Grand Jury Report, entitled "Commission Impossible? Getting the Most from San Francisco's Commissions"; and urging the Mayor to cause the implementation of accepted findings and recommendations through her department heads and through the development of the annual budget. (Government Audit and Oversight Committee)
Question: Shall this Resolution be ADOPTED?
18. [240711](#) **[Board Response - Civil Grand Jury Report - Building San Francisco: Designing, Constructing, and Maintaining City Infrastructure]**
Resolution responding to the Presiding Judge of the Superior Court on the findings and recommendations contained in the 2023-2024 Civil Grand Jury Report, entitled "Building San Francisco Designing, Constructing, and Maintaining City Infrastructure"; and urging the Mayor to cause the implementation of accepted findings and recommendations through her department heads and through the development of the annual budget. (Government Audit and Oversight Committee)
Question: Shall this Resolution be ADOPTED?
19. [240720](#) **[Board Response - Civil Grand Jury Report - Lifting the Fog: On Budgets, Innovation, Silos, and More]**
Resolution responding to the Presiding Judge of the Superior Court on the findings and recommendations contained in the 2023-2024 Civil Grand Jury Report, entitled "Lifting the Fog: On Budgets, Innovation, Silos, and More"; and urging the Mayor to cause the implementation of accepted findings and recommendations through her department heads and through the development of the annual budget. (Government Audit and Oversight Committee)
Question: Shall this Resolution be ADOPTED?

Recommendation of the Land Use and Transportation Committee

Present: Supervisors Melgar, Preston, Peskin

20. [240438](#) **[Planning Code, Zoning Map - Establishing the 555 9th Street Special Sign District]**
Sponsor: Dorsey
Ordinance amending the Planning Code and Zoning Map to establish the 555 9th Street Special Sign District encompassing the real property consisting of Assessor's Parcel Block No. 3781, Lot No. 003, and to modify sign controls for the existing shopping center; affirming the Planning Department's determination under the California Environmental Quality Act; making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and making findings of public necessity, convenience, and welfare under Planning Code, Section 302.
Question: Shall this Ordinance be PASSED ON FIRST READING?

Recommendations of the Rules Committee

Present: Supervisors Walton, Peskin

- 21. [240808](#) **[Administrative Code - SFPUC Social Impact Partnership Program]**
Sponsor: Walton
Ordinance amending the Administrative Code to expand the San Francisco Public Utilities Commission’s (SFPUC) Social Impact Partnership Program by requiring that all covered contracts that include a Social Impact commitment, including those contracts that were solicited before April 22, 2023, increase such commitment upon amendment or modification of the contract and by removing the minimum threshold for applicable amendments or modifications.
Question: Shall this Ordinance be PASSED ON FIRST READING?

- 22. [240835](#) **[Appointment, Child Care Planning and Advisory Council - Claudia Quinonez]**
Motion appointing Claudia Quinonez (residency requirement waived), term ending March 19, 2027, to the Child Care Planning and Advisory Council (District 4). (Clerk of the Board)
Question: Shall this Motion be APPROVED?

- 23. [240866](#) **[Appointment, Sugary Drinks Distributor Tax Advisory Committee - Melinda Burrus]**
Motion appointing Melinda Burrus, term ending December 31, 2024, to the Sugary Drinks Distributor Tax Advisory Committee. (Rules Committee)
Question: Shall this Motion be APPROVED?

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

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

Scheduled pending approval of the Motion contained in Item No. 33 (File No. 240942) to be considered on October 1, 2024, finding that this hearing matter is of an urgent nature and directing it to be scheduled the same day.

24. [240943](#) **[Hearing - Committee of the Whole - Unaccounted \$20,000,000 Special Education Funding - Unfilled Positions of Support Work at SFUSD - Review of \$8,400,000 Student Success Fund for Newly Created School Stabilization Team - October 1, 2024, at 3:00 p.m.]**

Sponsors: Safai; Peskin

Hearing of the Board of Supervisors sitting as a Committee of the Whole on Tuesday, October 1, 2024, at 3:00 p.m., to hold a public hearing to examine the unaccounted for \$20,000,000 in the San Francisco Unified School District's (SFUSD) budget for Special Education and the unfilled positions that support SFUSD's Special Education work, and the \$8,400,000 from the Student Success Fund the Mayor allocated to the newly announced School Stabilization Team; and requesting the SFUSD Superintendent, Department of Children Youth and Their Families, Recreation and Park Department, Mayor's Office, Controller's Office, Human Services Agency, Department of Human Resources, and Treasurer & Tax Collector to report; scheduled pending approval of the Motion contained in File No. 240942, to be considered on October 1, 2024.

Question: Shall this Hearing be HEARD AND FILED?

Committee of the Whole Adjourn and Report

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

Scheduled pending approval of the Motion contained in Item No. 34 (File No. 240945) to be considered on October 1, 2024, invoking Board Rule 3.34(b) and finding that this hearing matter is of an urgent nature, that the public shall not be significantly disadvantaged by the text of the Ordinance being available for less than seven days, and directing this hearing to be scheduled the same day.

25. [240946](#) **[Hearing - Committee of the Whole - Grant Agreement - Planned Parenthood Northern California - Security Services - Not to Exceed \$571,000 - October 1, 2024, at 3:00 p.m.]**

Hearing of the Board of Supervisors sitting as a Committee of the Whole on October 1, 2024, at 3:00 p.m., to hold a public hearing to consider an Ordinance authorizing the Department of Public Health to amend an existing grant to Planned Parenthood Northern California by increasing the not to exceed amount by \$171,000 for a total not to exceed amount of \$571,000 to fund security personnel to support access to family planning and other sexual and reproductive healthcare services, with no changes to the grant term of April 1, 2023, through March 31, 2025; and waiving the competitive solicitation requirements in the Administrative Code; scheduled pending approval of the Motion contained in File No. 240945, to be considered on October 1, 2024. (Clerk of the Board)

Question: Shall this Hearing be HEARD AND FILED?

Committee of the Whole Adjourn and Report

Referred to the Board of Supervisors

26. [240930](#) **[Grant Agreement Amendment - Planned Parenthood Northern California - Security Services - Not to Exceed \$571,000]**

Sponsor: Stefani

Ordinance authorizing the Department of Public Health to amend an existing grant to Planned Parenthood Northern California by increasing the not to exceed amount by \$171,000 for a total not to exceed amount of \$571,000 to fund security personnel to support access to family planning and other sexual and reproductive healthcare services, with no changes to the grant term of April 1, 2023, through March 31, 2025; and waiving the competitive solicitation requirements in the Administrative Code. (Public Health Department)

Question: Shall this Ordinance be PASSED ON FIRST READING?

COMMITTEE REPORTS

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

The following item will be considered by the Land Use and Transportation Committee at a Regular Meeting on Monday, September 30, 2024, at 1:30 p.m. The Chair intends to request the Committee to send the following item as a Committee Report on Tuesday, October 1, 2024.

27. [240798](#) **[Building Code - Change of Use Designation]**

Sponsor: Mayor

Ordinance amending the Building Code to excuse the requirement for professionally prepared architectural drawings for building permits to change certain use designations that do not increase occupant load or occupancy class, or include alterations; and affirming the Planning Department's determination under the California Environmental Quality Act.

Question: Shall this Ordinance be PASSED ON FIRST READING?

28. **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.

29. **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 30 through 34 will be taken during Item 29 - General Public Comment.)

Items 30 through 34

30. [240938](#) **[Urging San Francisco Unified School District Superintendent to Reevaluate School Closure Plans]**
Sponsors: Chan; Walton
Resolution urging San Francisco Unified School District Superintendent, Dr. Matt Wayne, to reevaluate his plan for citywide school closures and/or mergers and work with the California Department of Education on fiscal solvency, including an audit of existing budget systems, developing an in-depth benefit and cost saving analysis, exploring options before considering school closures or mergers, and supporting upcoming revenue measures.
- 09/24/2024; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**
31. [240939](#) **[San Francisco Stairway Month - October 2024]**
Sponsors: Mandelman; Melgar, Peskin, Stefani, Engardio, Dorsey, Chan and Ronen
Resolution proclaiming October 2024 as the first "San Francisco Stairway Month" in the City and County of San Francisco and supporting community beautification projects, encourage neighborhood exploration, and inspire San Francisco's inhabitants, elected officials, and city workers to find their nearest, or furthest, staircase and partake in San Francisco Stairway Month events and activities.
- 09/24/2024; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**

32. [240941](#) **[Supporting United States House of Representatives Bill H.R. 9662 (Senator Smith and Representative Ocasio-Cortez) - Homes Act]**

Sponsors: Preston; Ronen, Walton and Safai

Resolution supporting United States House of Representatives Bill H.R. 9662, the Homes Act, introduced by United States Senator Tina Smith and Representative Alexandria Ocasio-Cortez, to address the affordable housing crisis by establishing a national Housing Development Authority to create permanently affordable, climate-resilient housing and provide an alternative to market-rate housing.

09/24/2024; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

33. [240942](#) **[Committee of the Whole - Unaccounted \$20,000,000 of Special Education Funding - Unfilled Positions that Support Work at SFUSD - Review of \$8,400,000 of Student Success Fund for Newly Created School Stabilization Team - October 1, 2024, at 3:00 p.m.]**

Sponsors: Safai; Peskin

Motion scheduling the Board of Supervisors to sit as a Committee of the Whole, on October 1, 2024, at 3:00 p.m., to hold a public hearing to examine the unaccounted for \$20,000,000 in the San Francisco Unified School District's (SFUSD) budget for Special Education and the unfilled positions that support SFUSD's Special Education work, and the \$8,400,000 from the Student Success Fund the Mayor allocated to the newly announced School Stabilization Team.

09/24/2024; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

34. [240945](#) **[Committee of the Whole - Grant Agreement - Planned Parenthood Northern California - Security Services - Not to Exceed \$571,000 - October 1, 2024, at 3:00 p.m.]**

Sponsor: Stefani

Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on October 1, 2024, at 3:00 p.m., to hold a public hearing to consider an Ordinance authorizing the Department of Public Health to amend an existing grant to Planned Parenthood Northern California by increasing the not to exceed amount by \$171,000 for a total not to exceed amount of \$571,000 to fund security personnel to support access to family planning and other sexual and reproductive healthcare services, with no changes to the grant term of April 1, 2023, through March 31, 2025; and waiving the competitive solicitation requirements in the Administrative Code.

09/24/2024; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

35. 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 RESOLUTIONS**240919 [Authorizing Access to State and Federal Background Checks for Massage Permits]**

Resolution authorizing the Department of Public Health to access state and federal level summary criminal history for the licensing, permitting, and/or certification of massage business applicants. (Public Health Department)

09/17/2024; RECEIVED FROM DEPARTMENT.

10/01/2024; RECEIVED AND ASSIGNED to the Public Safety and Neighborhood Services Committee.

240920 [Contract Amendment - San Francisco Public Health Foundation - Community Health Engagement - Not to Exceed \$21,329,720]

Resolution approving Amendment No. 4 to the agreement between City, acting by and through, the Department of Public Health (DPH), and San Francisco Public Health Foundation for community health engagement, to extend the term by one year and six months from January 1, 2025, for a total term of January 1, 2020, through June 30, 2026, and to increase the amount by \$1,302,153 for a total not to exceed amount of \$21,329,720; and to authorize DPH to enter into amendments or modifications to the agreement that do not materially increase the obligations or liabilities to the City and are necessary to effectuate the purposes of the agreement or this Resolution. (Public Health Department)

09/19/2024; RECEIVED FROM DEPARTMENT.

10/01/2024; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

240921 [Agreement - Gillig LLC - Electric Transit Buses - Not to Exceed \$68,772,334]

Resolution approving Agreement between City, acting by and through the Office of Contract Administration, and Gillig LLC for the purchase of electric transit buses for San Francisco International Airport, for a term of four years from December 1, 2024, through November 30, 2028, and for a total not to exceed amount of \$68,772,334; and to authorize the Office of Contract Administration to make necessary, non-material changes to the Agreement prior to its final execution by all parties that do not materially increase the obligations or liabilities to the City and are necessary or advisable to effectuate the purposes of the Agreement. (Office of Contract Administration)

09/17/2024; RECEIVED FROM DEPARTMENT.

10/01/2024; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

240922

[Contract Agreement - Retroactive - Auction Exchange Inc., dba Bar None Auction - Auction Services - \$3,900,000 Anticipated Revenue]

Resolution retroactively authorizing the Office of Contract Administration (OCA) to execute Contract 1000024326 between the City and County of San Francisco and Auction Exchange Inc., dba Bar None Auction for as-needed citywide auction services for disposal of City owned vehicles and heavy equipment for an estimated anticipated revenue amount of \$3,900,000 for a term of five years commencing on October 1, 2024, through September 30, 2029; and authorizes OCA to enter into any amendments or modifications to the Agreement that OCA determines, in consultation with the City Attorney, are necessary to correct clerical and/or administrative errors, as long as those changes are consistent with this Resolution. (Office of Contract Administration)

09/20/2024; RECEIVED FROM DEPARTMENT.

10/01/2024; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

240923

[Lease Termination Agreement - Minute Suites Travelers Retreat SFO, LLC - Harvey Milk Terminal 1 Retail Concession Lease 8 - Termination Fee \$75,000]

Resolution approving Lease Termination Agreement for the Harvey Milk Terminal 1 Retail Concession Lease 8 at San Francisco International Airport, Lease No. 20-0045, between Minute Suites Travelers Retreat SFO, LLC, as tenant, and the City and County of San Francisco, acting by and through its Airport Commission. (Airport Commission)

09/20/2024; RECEIVED FROM DEPARTMENT.

10/01/2024; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

240924 [Petitions and Communications]

Petitions and Communications received from September 19, 2024, through September 26, 2024, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on October 1, 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 Mayor's Office on Disability (MOD), regarding the Hearing on the 2023-2024 Civil Grand Jury Report, entitled "Commission Impossible? Getting the Most from San Francisco's Commissions." File No. 240708. Copy: Each Supervisor. (1)

From the Food Security Task Force (FSTF), regarding the Hearing on the 2023-2024 Civil Grand Jury Report, entitled "Commission Impossible? Getting the Most from San Francisco's Commissions." File No. 240708. Copy: Each Supervisor. (2)

From the Office of the Treasurer & Tax Collector (TTX), submitting the Monthly Pooled Investment Report for the month of August 2024. Copy: Each Supervisor. (3)

From the Office of the City Administrator (ADM), submitting the Hold Harmless Agreements Quarterly Report for Fiscal Year (FY) 2024 Quarter 4 (Q4) from April 2024 to June 2024, in accordance with Administrative Code, Section 1.24. Copy: Each Supervisor. (4)

From the Department of Public Health, submitting the 2024 Vision Zero Traffic Fatality Monthly Report through August 2024. Copy: Each Supervisor. (5)

From the San Francisco Public Utilities Commission (SFPUC), pursuant to Ordinance No. 126-24, File No. 240454, submitting a certificate regarding the Proposed Sale of Power Revenue Bonds and Other Forms of Indebtedness in an amount not to exceed \$292,825,8601 for Capital Projects budgeted in Fiscal Year (FY) 2024-2025 and FY 2025-2026. Copy: Each Supervisor. (6)

From the San Francisco Public Utilities Commission (SFPUC), pursuant to Ordinance No. 125-24, File No. 240453, submitting a certificate regarding Proposed Sale of Wastewater Revenue Bonds, Including Notes, Commercial Paper, and Other Forms of Indebtedness, with a combined not to exceed issuance amount of \$1,715,671,0861 for Capital Projects budgeted in Fiscal Year (FY) 2024-2025 and FY 2025-2026. Copy: Each Supervisor. (7)

From the San Francisco Public Utilities Commission (SFPUC), pursuant to Ordinance No. 131-24, File No. 240455, submitting a certificate regarding Proposed Sale of Water Revenue Bonds and Other Forms of Indebtedness in an amount not to exceed \$1,040,007,350 for Capital Projects budgeted in Fiscal Year (FY) 2024-2025 and FY 2025-2026. Copy: Each Supervisor. (8)

From various departments, pursuant to Administrative Code, Section 12B.5-1(d)(1), submitting approved Chapter 12B Waiver Request Forms. 9 Forms. Copy: Each Supervisor. (9)

From members of the public, regarding the proposed Ordinance amending the Planning Code to revise the definition of Laboratory to include Biotechnology, and to make Laboratory uses, as defined, a not permitted use in the Urban Mixed Use zoning district. File No. 240641. 14 Letters. Copy: Each Supervisor. (10)

From the Council of Community Housing Organizations, regarding the proposed Ordinance amending the Planning Code to eliminate the public art requirement for 100% affordable housing projects and provide for the relocation or removal of existing artwork at such projects subject to certain conditions. File No. 231268. Copy: Each Supervisor. (11)

From Sharky Laguana, regarding the proposed Ordinance amending the Building Code to excuse the requirement for professionally prepared architectural drawings for building permits to change certain use designations that do not increase occupant load or occupancy class, or include alterations. File No. 240798. Copy: Each Supervisor. (12)

From members of the public, regarding the Commission on the Environment meeting of September 23, 2024. 5 Letters. Copy: Each Supervisor. (13)

From members of the public, regarding Health Commission Resolution No. 20-10, "Health Equity Resolution Declaring Anti-Black Racism a Human Rights and Public Health Crisis in San Francisco" and the Dream keeper Initiative. 42 Letters. Copy: Each Supervisor. (14)

From Anna Argoni, regarding rental housing. Copy: Each Supervisor. (15)

From Chris Ward Kline, regarding the Department of Public Health (DPH) use of technology. Copy: Each Supervisor. (16)

From Cathi Pavloff, regarding drug dealing prosecution. Copy: Each Supervisor. (17)

From Hayes Valley for all, regarding the construction of affordable housing on Parcel K in Hayes Valley. Copy: Each Supervisor. (18)

From a member of the public, regarding the proposed Ordinance rescinding the sunset provision of Ordinance No. 205-22 and approving the Police Department's continued use of Non-City Entity surveillance cameras consistent with the Department's Surveillance Technology Policy. File No. 240058. Copy: Each Supervisor. (19)

From members of the public, regarding the Motion approving the Mayor's nomination for the appointment of Mike Chen to the Municipal Transportation Agency Board of Directors, for a term ending March 1, 2025. File No. 240589; Motion No. M24-086. 4 Letters. Copy: Each Supervisor. (20)

From JVS Bay Area, regarding the Proposed Interim 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. File No. 240593; Ordinance No. 166-24. Copy: Each Supervisor. (21)

From members of the public, regarding the Hearing of persons interested in or objecting to the determination of exemption from environmental review under the California Environmental Quality Act issued as a General Plan Evaluation by the Planning Department on April 5, 2024, for the proposed project at 700 Indiana Street. File No. 240777. 2 Letters. Copy: Each Supervisor. (22)

From the Civic Center Community Benefit District, regarding a proposed Resolution 1) approving and authorizing the Director of Property and the Executive Director of the Department of Homelessness and Supportive Housing ("HSH") to enter into a Ground Lease with Five Keys Schools and Programs for the real property owned by the City, located at 42 Otis Street (the "Property"), for an initial lease term of five years with 10 automatic extensions of the lease term for an additional period of five years each and a total rent not to exceed \$1 in order to operate the Property as permanent supportive housing; 2) determining in accordance with Administrative Code, Section 23.33 that the

below market rent payable under the Ground Lease will serve a public purpose by providing permanent supportive housing for formerly homeless and low-income households; 3) adopting findings declaring that the Property is "exempt surplus land" under the California Surplus Land Act; 4) affirming the Planning Department's determination under the California Environmental Quality Act, and adopting the Planning Department's findings of consistency with the General Plan, and the eight priority policies of the Planning Code, Section 101.1; and 5) authorizing the Director of Property and/or the HSH Executive Director to execute and make certain modifications to the Ground Lease. File No. 240882. Copy: Each Supervisor. (23)

From members of the public, regarding the Closed Session for the Board of Supervisors to convene on September 24, 2024, at 2:30 p.m., pursuant to California Government Code, Section 54956.9, and San Francisco Administrative Code, Section 67.10(d)(1), for the purpose of conferring with, or receiving advice from, the City Attorney regarding existing litigation in which the City is a party: City and County of San Francisco v. United States Environmental Protection Agency (United States Supreme Court) Case No. 23-753; scheduled pursuant to Motion No. M24-085 (File No. 240889), approved on September 17, 2024. File No. 240890. 110 Letters. Copy: Each Supervisor. (24)

From Charles Warren Esler, regarding the Ordinance amending the Public Works Code to streamline the enforcement of vending requirements and restrictions, clarify vending permit application and compliance requirements, require certain vending permittees to register with the Tax Collector and pay related fees, prohibit stationary sidewalk vendors from vending in residential districts as defined in the Planning Code, limit permissible vending times, and streamline approval of vending regulations; and affirming the Planning Department's determination under the California Environmental Quality Act. File No. 240439; Ordinance No. 171-24. Copy: Each Supervisor. (25)

From members of the public, regarding the Great Highway. 2 Letters. Copy: Each Supervisor. (26)

From members of the public, regarding window replacement standards for homes. 2 Letters. Copy: Each Supervisor. (27)

From members of the public, regarding an e-bike purchase/lease incentive program. 3 Letters. Copy: Each Supervisor. (28)

From Amanda Wells, regarding towing fees. Copy: Each Supervisor. (29)

From Ludmilla Sokoloff, regarding John F. Kennedy Drive. Copy: Each Supervisor. (30)

From Julien DeFrance, regarding business closures. Copy: Each Supervisor. (31)

From members of the public, regarding the Resolution urging the Municipal Transportation Agency (MTA) to develop and implement a plan for No Turn On Red (NTOR) at every signalized intersection in San Francisco and approve a citywide NTOR policy. File No. 231016; Resolution 481-23. 3 Letters. Copy: Each Supervisor. (32)

ADJOURNMENT