



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

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PUBLIC COMMENT CALL-IN
[1 \(415\) 655-0001/ Meeting ID: 2483 154 1056 # #](tel:4156550001)

Tuesday, November 30, 2021 - 2:00 PM

Regular Meeting

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

Angela Calvillo, Clerk of the Board

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

BOARD COMMITTEES

Committee Membership

Budget and Appropriations Committee
Supervisors Haney, Safai, Mar, Ronen, Walton

Budget and Finance Committee
Supervisors Haney, Safai, Mar

Government Audit and Oversight Committee
Supervisors Preston, Chan, Mandelman

Land Use and Transportation Committee
Supervisors Melgar, Preston, Peskin

Public Safety and Neighborhood Services Committee
Supervisors Mar, Stefani, Haney

Rules Committee
Supervisors Peskin, Mandelman, Chan

Youth, Young Adult, and Families Committee
Supervisors Ronen, Safai, Melgar

Meeting Days

Wednesday
1:00 PM

Wednesday
10:30 AM

1st and 3rd Thursday
10:00 AM

Monday
1:30 PM

2nd and 4th Thursday
10:00 AM

Monday
10:00 AM

2nd Friday
10:00 AM

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

Agenda Item Information

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

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

These items will be available for review at City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, Reception Desk.

Meeting Procedures

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

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

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

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

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AGENDA PACKET: Available on the internet at <http://www.sfbos.org/meetings>. Meetings are cablecast on SFGovTV, the Government Channel 26. For DVD copies and scheduling call (415) 554-4188.

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

所有常規及特別市參事委員會會議 (Board meetings) 除委員會會議 (Committee meetings) 將予以提供西班牙文, 菲律賓文, 及中文的語言服務, 但須在會議前最少48小時作出請求, 旨在確保服務屆時可予以提供。更多資訊或請求有關服務, 請致電 (415) 554-7719聯絡Linda Wong.

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

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

Americans with Disabilities Act (ADA)

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

Ordinance 90-10 added Section 2A.22.3 to the Administrative Code, which adopted a Citywide Americans with Disabilities Act Reasonable Modification Policy that requires City departments to: (1) provide notice to the public of the right to request reasonable modification; (2) respond promptly to such requests; (3) provide appropriate auxiliary aids and services to people with disabilities to ensure effective communication; and (4) train staff to respond to requests from the public for reasonable modification, and that requires the Mayor's Office on Disability to provide technical assistance to City departments responding to requests from the public for reasonable modifications.

The Board of Supervisors and Office of the Clerk of the Board support the Mayor's Office on Disability to help make San Francisco a city where all people enjoy equal rights, equal opportunity, and freedom from illegal discrimination under disability rights laws.

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

Know Your Rights Under The Sunshine Ordinance

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

Ethics Requirements

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

Remote Access to Information and Participation

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

On March 17, 2020, the Board of Supervisors (Board) authorized their Board and Committee meetings to convene remotely and will allow remote public comment via teleconference. Effective June 29, 2021, the Board and staff began to reconvene for in-person Board proceedings. Committee meetings will continue to convene remotely until further notice. Visit the SFGovTV website at (www.sfgovtv.org) to stream the live meetings, or to watch meetings on demand.

Members of the public are encouraged to participate remotely via detailed instructions on participating via teleconference available at: <https://sfbos.org/remote-meeting-call>. Members of the public may participate by phone or may submit their comments by email to: bos@sfgov.org; all comments received will be made a part of the official record. Board of Supervisors Regular Meetings begin at 2:00 p.m. on Tuesdays. Board Agendas and their associated documents are available at <https://sfbos.org/meetings/42>.

PUBLIC COMMENT CALL-IN

[1 \(415\) 655-0001](tel:4156550001) / Meeting ID: 2483 154 1056 # #

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 [October 19, 2021](#), 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 Government Audit and Oversight Committee

Present: Supervisors Preston, Chan, Mar

1. [211023](#) **[Settlement of Lawsuit - David Joslyn - \$3,250,000]**
Ordinance authorizing settlement of the lawsuit filed by David Joslyn against the City and County of San Francisco for \$3,250,000; the lawsuit was filed on October 2, 2019, in San Francisco Superior Court, Case No. CGC-19-579230; entitled David Joslyn, et al. v. City and County of San Francisco, et al.; the lawsuit involves alleged personal injury from medical negligence; other material terms of the settlement are that Iris Solano, Frederick Stewart Joslyn and Iris Lorraine Solano waive any potential future claims for wrongful death. (City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

2. [211024](#) **[Settlement of Lawsuit - Huan Zheng Fang and Zhourong Fang - \$2,000,000]**
Ordinance authorizing settlement of the lawsuit filed by Huan Zheng Fang and Zhourong Fang against the City and County of San Francisco for \$2,000,000; the lawsuit was filed on May 18, 2020, in San Francisco Superior Court, Case No. CGC-20-584474; entitled Huan Zheng Fang, et al. v. City and County of San Francisco, et al.; the lawsuit involves the wrongful death of plaintiffs' husband and son. (City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

3. [211068](#) **[Settlement of Lawsuit - Tamsyn Waterhouse - \$45,000]**
Ordinance authorizing settlement of the lawsuit filed by Tamsyn Waterhouse against the City and County of San Francisco for \$45,000; the lawsuit was filed on March 6, 2020, in San Francisco Superior Court, Case No. CGC-20-583543; entitled Tamsyn Waterhouse v. City and County of San Francisco; the lawsuit involves a flooding event inside the plaintiff's home. (City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

4. [211069](#) **[Settlement of Lawsuit - Christina Yiu and Jeremy Yiu - \$135,000]**
Ordinance authorizing settlement of the lawsuit filed by Christina Yiu and Jeremy Yiu against the City and County of San Francisco for \$135,000; the lawsuit was filed on December 4, 2019, in San Francisco Superior Court, Case No. CGC-19-581298; entitled Christina Yiu, et al. v. City and County of San Francisco, et al.; the lawsuit involves alleged personal injury arising from a motor vehicle accident. (City Attorney)
- Question: Shall this Ordinance be PASSED ON FIRST READING?**
5. [211070](#) **[Settlement of Lawsuit - Victor Picazo - \$46,000]**
Ordinance authorizing settlement of the lawsuit filed by Victor Picazo against the City and County of San Francisco for \$46,000; the lawsuit was filed on April 3, 2019, in San Francisco Superior Court, Case No. CGC-19-575009; entitled Victor Picazo v. George Gascon, et al.; the lawsuit involves alleged civil rights violations. (City Attorney)
- Question: Shall this Ordinance be PASSED ON FIRST READING?**
6. [211026](#) **[Settlement of Unlitigated Claim - Covidien Sales LLC - Medtronic to Pay City \$800,000]**
Resolution approving the settlement of the unlitigated claim filed by the City against Covidien Sales LLC, a Medtronic Company (Medtronic) for \$800,000 including the return of a ventilator fleet at Medtronic's expense. (City Attorney)
- Question: Shall this Resolution be ADOPTED?**
7. [211066](#) **[Settlement of Unlitigated Claim - Shimmick Construction Company, Inc. and F.D. Thomas, Inc. - City to Receive \$750,000]**
Resolution approving settlement of the unlitigated claim filed by the City and County of San Francisco against Shimmick Construction Company, Inc. ("Shimmick") and F.D. Thomas, Inc. ("F.D. Thomas") for \$750,000; the claim involves compensation for construction defects allegedly caused by Shimmick Construction Company and F.D. Thomas, Inc. (City Attorney)
- Question: Shall this Resolution be ADOPTED?**

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Haney, Safai, Mar

8. [211022](#) **[Park Code - Parking Fees and Fines, Park Patrol Enforcement]**
Sponsor: Mayor
Ordinance authorizing the Municipal Transportation Agency (SFMTA) to set parking rates at the Kezar Stadium Parking Lot, and Golden Gate Park Underground Parking Facility in accordance with Park Code provisions that authorize SFMTA rate-setting on park property and subject to Board of Supervisors approval, and making conforming edits to the Park Code; increasing parking rates for berth-holders at the Marina Small Craft Harbor; clarifying that the fines for certain violations of the Transportation Code apply to similar violations occurring on park property; clarifying the authority of Park Patrol to enforce the Park Code and issue parking citations; and affirming the Planning Department's determination under the California Environmental Quality Act.

11/16/2021; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?
9. [211097](#) **[Appropriation and De-Appropriation - Department of Public Works and City Planning Department - Department of Public Works - Buena Vista Horace Mann K-8 Community School - \$140,574 - FY2021-2022]**
Sponsors: Ronen; Melgar, Safai, Walton, Haney and Mar
Ordinance de-appropriating \$71,365 previously appropriated to the Department of Public Works (DPW) and \$69,209 previously appropriated to the City Planning Department (CPC), and re-appropriating \$140,574 to the Department of Public Works for a safety needs assessment at Buena Vista Horace Mann K-8 Community School in Fiscal Year (FY) 2021-2022.

11/16/2021; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

10. [211126](#) **[Accept and Expend Grant - Retroactive - Bloomberg Philanthropies - Digital Innovation Grant - Amendment to the Annual Salary Ordinance for FYs 2021-2022 and 2022-2023 - \$3,407,000]**

Sponsors: Mayor; Safai and Haney

Ordinance retroactively authorizing the Office of the Mayor to accept and expend a grant in the amount of \$3,407,000 from Bloomberg Philanthropies, and amending Ordinance No. 109-21 (Annual Salary Ordinance File No. 210644 for Fiscal Years (FYs) 2021-2022 and 2022-2023) to provide for the addition of one grant funded Class 0904 Mayoral Staff XVI position (FTE 1.0) at the Office of the Mayor, two grant funded Class 1043 Engineer positions (FTE 2.0) at the Office of the City Administrator, and two grant funded Class 1053 Senior Business Analyst positions (FTE 2.0) at the Office of the City Administrator, for the period of October 1, 2021, through August 31, 2024.

(Fiscal Impact)

11/16/2021; 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. [210807](#) **[Planning Code - Repealing Article 12 Regarding Oil and Gas Facilities]**
Sponsors: Chan; Mandelman and Preston

Ordinance amending the Planning Code to repeal Article 12, which contains regulations governing land use activities associated with oil and gas exploration, development, and processing; amending the definitions of Heavy Manufacturing 2 and Heavy Manufacturing 3 to exclude oil and gas production or processing for fuel purposes as allowable Industrial Uses; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan and the eight priority policies of Planning Code, Section 101.1, and findings of public necessity, convenience, and welfare under Planning Code, Section 302.

11/16/2021; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

12. [211028](#) **[Acceptance and Public Dedication of 12-Kilovolt Power Facilities - Mission Rock]**

Sponsor: Mayor

Ordinance accepting the irrevocable offer of a 12-kilovolt power line and associated facilities ("12-kV Line") servicing the Seawall Lot 337 and Pier 48 Mixed-Use Project, bounded by 3rd Street and Mission Rock Street, subject to conditions and limitations; dedicating the 12-kV Line to public use; designating the 12-kV Line for public power purposes; accepting the 12-kV Line for maintenance and liability purposes; affirming the Planning Department's determinations 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; accepting a Public Works Order recommending various actions regarding the 12-kV Line; and authorizing official acts in connection with this Ordinance, as defined herein.

11/16/2021; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendation of the Rules Committee

Present: Supervisors Peskin, Mandelman, Chan

13. [211031](#) **[Administrative Code - Request for Sheriff’s Services]**
Sponsors: Safai; Peskin, Mar and Mandelman
Ordinance amending the Administrative Code to authorize the Sheriff to contract with private individuals and private entities to provide supplemental law enforcement services.

11/09/2021; CONTINUED ON FIRST READING.

11/16/2021; CONTINUED ON FIRST READING.

Question: Shall this Ordinance be PASSED ON FIRST READING?

NEW BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Haney, Safai, Mar

14. [210538](#) **[Appropriation - Fiscal Cliff Reserve \$64,150,000 - Mayor’s Office of Housing and Community Development - \$64,150,000 for Social Housing - FY2021-2022]**
Sponsors: Preston; Haney, Ronen, Peskin, Walton, Chan and Mar
Ordinance appropriating \$64,150,000 from the Fiscal Cliff Reserve to the Mayor’s Office of Housing and Community Development for the acquisition, creation and operation of affordable, social housing under the Housing Stability Fund in Fiscal Year (FY) 2021-2022.

(Fiscal Impact)

Question: Shall this Ordinance be PASSED ON FIRST READING?
15. [211099](#) **[Waiver of Banner Fees - “Shop & Dine in the 49” Campaign]**
Sponsors: Stefani; Mandelman
Ordinance waiving the banner fees under Public Works Code, Section 184.78, for the placement of up to 300 banners per year, for three years starting on November 20, 2021, by the Office of Economic and Workforce Development to publicize the City’s “Shop & Dine in the 49” campaign; and affirming the Planning Department’s determination under the California Environmental Quality Act.

Question: Shall this Ordinance be PASSED ON FIRST READING?

Present: Supervisors Haney, Safai, Preston

16. [200370](#) **[Agreement Amendment - San Francisco AIDS Foundation - HIV Prevention - City-Wide Syringe Access and Disposal Services - Not to Exceed \$42,115,471]**
Resolution approving Amendment No. 3 to the agreement between the San Francisco AIDS Foundation and the Department of Public Health to provide HIV prevention services through City-wide syringe access and disposal services; to increase the contract amount by \$6,507,312 for a total amount not to exceed \$42,115,471 with no change to the contract term of July 1, 2016, through June 30, 2026, to commence upon Board approval. (Public Health Department)

(Fiscal Impact)

Question: Shall this Resolution be ADOPTED?

Present: Supervisors Haney, Safai, Mar

17. [211053](#) **[Affordable Housing Agreement - Pacific Gas and Electric Company - Term of Ten or More Years]**
Sponsors: Mayor; Walton, Peskin and Ronen
Resolution approving an agreement between the City and County of San Francisco and Pacific Gas and Electric Company establishing requirements for certain affordable housing projects to connect to the electric grid for a term of ten or more years, to commence following approval by the Federal Energy Regulatory Commission.

Question: Shall this Resolution be ADOPTED?

18. [211087](#) **[Conditional Property Exchange Agreement - EQX Jackson SQ Holdco LLC - Potential Exchange of 530 Sansome Street for a Portion of 425-439 Washington Street]**
Resolution ratifying the Conditional Property Exchange Agreement and Related Transaction Documents with EQX Jackson SQ Holdco LLC for a transfer of City real property at 530 Sansome Street (Assessor's Parcel Block No. 0206, Lot No. 017), under the jurisdiction of the Fire Department, in exchange for a portion of the real property at 425-439 Washington Street (Assessor's Parcel Block No. 0206, Lot Nos. 013 and 014); authorizing the Director of Property and City staff to proceed with the proposed Fire Station development project, subject to several conditions, as defined herein; adopting findings pursuant to the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Real Estate Department)

Question: Shall this Resolution be ADOPTED?

19. [211102](#) **[Apply for Grant - Centers for Disease Control and Prevention - Integrated HIV Surveillance and Prevention Programs for Health Departments - \$5,008,377 - 2022]**
Sponsor: Mayor
Resolution authorizing the Department of Public Health to submit a one-year application for Calendar Year 2022 to continue to receive funding for the Integrated HIV Surveillance and Prevention Programs for Health Departments from the Centers of Disease Control and Prevention, requesting \$5,008,377 in HIV prevention funding for San Francisco from January 1, 2022, through December 31, 2022. (Public Health Department)

Question: Shall this Resolution be ADOPTED?

20. [211154](#) **[San Francisco Unified School District General Obligation Bonds - Not to Exceed \$284,250,000]**

Sponsor: Mayor

Resolution authorizing the issuance and sale of bonds of the San Francisco Unified School District; prescribing the terms of sale of not to exceed \$284,250,000 of said General Obligation Bonds, Election of 2016, Series C, by a negotiated sale; approving the form of a Bond Purchase Agreement; approving the forms of one or more paying Agent Agreements; and authorizing the execution of necessary documents and certificates relating to such bonds, as defined herein.

(Fiscal Impact)

Question: Shall this Resolution be ADOPTED?

21. [211155](#) **[Conveyance of Real Property - CH Acquisitions 2, LLC - 1979 Mission Street - Mayor's Office of Housing and Community Development - In Lieu Land Dedication]**

Sponsors: Mayor; Ronen

Resolution approving and authorizing an agreement for the conveyance and acceptance by the Director of Property, on behalf of the Mayor's Office of Housing and Community Development ("MOHCD") and CH Acquisitions 2, LLC, of a parcel of real estate consisting of approximately 57,325 square feet in land area, located at 1979 Mission Street ("Property"), pursuant to a land dedication permitted under Planning Code, Section 249.33, to satisfy affordable housing obligations under Planning Code, Sections 415 et seq.; placing the Property under the jurisdiction of MOHCD for future 100% affordable housing development consisting of approximately 200-338 dwelling units; adopting findings that the conveyance is consistent with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and authorizing the Director of Property to execute documents, make certain modifications and take certain actions in furtherance of this Resolution, as defined herein, including assuming certain leases.

Question: Shall this Resolution be ADOPTED?

Referred Without Recommendation from the Budget and Finance Committee

Present: Supervisors Haney, Safai, Mar

- 22. [211150](#) **[Business and Tax Regulations Code - Temporary Suspension of Cannabis Business Tax]**
Sponsor: Mandelman
Ordinance amending the Business and Tax Regulations Code to suspend the imposition of the Cannabis Business Tax through December 31, 2022.

(Fiscal Impact)

Question: Shall this Ordinance be PASSED ON FIRST READING?

Recommendations of the Land Use and Transportation Committee

Present: Supervisors Melgar, Preston, Peskin

- 23. [210452](#) **[Planning Code - Exemption from Neighborhood Notification and Review Requirements for Grandfathered Medical Cannabis Dispensaries Converting to Cannabis Retail]**
Sponsor: Mayor
Ordinance amending the Planning Code to exempt Grandfathered Medical Cannabis Dispensaries that convert to Cannabis Retail Uses from neighborhood notification and review requirements; 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 public necessity, convenience, and welfare findings under Planning Code, Section 302.

Question: Shall this Ordinance be PASSED ON FIRST READING?

- 24. [210810](#) **[Planning Code - Business Signs on Awnings and Marquees]**
Sponsors: Stefani; Chan
Ordinance amending the Planning Code to allow business signs on awnings or marquees in addition to projecting signs in various neighborhood commercial and residential-commercial districts, and in certain Chinatown mixed use districts; applying business sign controls to additional Neighborhood Commercial Districts; affirming the Planning Department’s determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1, and public necessity, convenience, and general welfare findings pursuant to Planning Code, Section 302.

Question: Shall this Ordinance be PASSED ON FIRST READING?

Recommendations of the Public Safety and Neighborhood Services Committee

Present: Supervisors Mar, Haney, Peskin

25. [211030](#) **[Police, Health Codes - Regulation of Cannabis Businesses]**
Sponsors: Safai; Mar
Ordinance amending the Police Code to clarify that the Office of Economic and Workforce Development ("OEWD") may establish standards governing the certification of cannabis-related pre-apprenticeship programs that relate to social equity training, license incubation processes, underserved community outreach programs, and business plan development training; and amending the Health Code to extend from 120 days to between 150 and 180 days the period for which the Director of the Office of Cannabis ("OOC") may grant temporary authorization to medical cannabis dispensaries ("MCDs") to continue operating while they wait for the OOC to process their applications for cannabis business permits ("Temporary MCD Authorization"), and to add as prerequisites to Temporary MCD Authorization: that the MCD has established to the satisfaction of the OOC Director that there have been no complaints submitted to a City agency in the past 150 days that raise a significant health or safety concern regarding the MCD's operations; that OEWD has not made a determination, or has determined that the MCD ensures that 35% of its new hires shall be registered apprentices enrolled in an approved apprenticeship program if feasible; and for any MCD with ten or more employees, that OEWD has not made a determination, or has determined that the MCD has entered into or made good faith efforts to enter into a Labor Peace Agreement or a collective bargaining agreement with a Bona Fide Labor Organization.
- Question: Shall this Ordinance be PASSED ON FIRST READING?**
26. [211043](#) **[Liquor License Transfer - One Avenue of the Palms - Treasure Island Yacht Club]**
Resolution determining that the premise-to-premise transfer of a Type-51 non-profit club on-sale beer, wine, and distilled spirits liquor license to Treasure Island Yacht Club, Inc., to do business as The Treasure Island Yacht Club, located at One Avenue of the Palms, Building One, Suite 133 (District 6), 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. (Clerk of the Board)
- Question: Shall this Resolution be ADOPTED?**
27. [211124](#) **[Liquor License Transfer - 4216-18 Street - Bottle Bacchanal]**
Resolution determining the transfer of a Type-21 off-sale general beer, wine, and distilled spirits liquor license to Bottle Bacchanal, LLC, doing business as Bottle Bacchanal, located at 4126-18 Street (District 8), will serve the public convenience or necessity of the City and County of San Francisco, in accordance with California Business and Professions Code, Section 23958.4; and requesting that the California Department of Alcoholic Beverage Control impose conditions on the issuance of the license. (Clerk of the Board)
- Question: Shall this Resolution be ADOPTED?**

Recommendation of the Rules Committee

Present: Supervisors Peskin, Mandelman, Chan

28. **211091** **[Mayoral Reappointment, Entertainment Commission - Al Perez]**
Motion approving the Mayor's nomination for reappointment of Al Perez to the Entertainment Commission, for a term ending July 1, 2025. (Clerk of the Board)

(Charter, Section 4.117, provides that this nomination is subject to approval by the Board of Supervisors and shall be the subject of a public hearing and vote within 60 days from the date the nomination is transmitted to the Clerk of the Board. If the Board fails to act on the nomination within 60 days of the date the nomination is transmitted to the Clerk, then the nominee shall be deemed approved. Transmittal date: October 19, 2021.)

Question: Shall this Motion be APPROVED?

SPECIAL ORDER 2:30 P.M. - Recognition of Commendations**29. 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.

30. PUBLIC COMMENT

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

Members of the public who want a visual displayed should provide in advance of the meeting to the Clerk of the Board (bos.legislation@sfgov.org), clearly state such during testimony, and subsequently request the document be removed when they want the screen to return to live coverage of the meeting.

PUBLIC COMMENT CALL-IN

[1 \(415\) 655-0001 / Meeting ID: 2483 154 1056 # #](tel:4156550001)

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 31 through 33 will be taken during Item 30 - General Public Comment.)

Items 31 through 33

31. [211209](#) **[Urging the San Francisco Credit Union to Collaborate with SFMTA on Taxi Medallion Prices and Loan Forgiveness]**
Sponsors: Peskin; Ronen, Melgar, Safai, Mandelman, Haney and Mar
Resolution urging the San Francisco Federal Credit Union to collaborate with the San Francisco Municipal Transportation Agency (SFMTA) on agreeable medallion prices, loan forgiveness for medallion holders, and other reforms.

11/16/2021; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?
32. [211210](#) **[Urging the MTA to Promote Unobstructed Pedestrian Access for Riders Boarding Public Transit]**
Sponsors: Preston; Melgar
Resolution urging the Municipal Transportation Agency (MTA) to develop and implement a plan to promote unobstructed pedestrian access for boarding public transit by eliminating parking in bus stops and making other necessary infrastructure improvements.

11/16/2021; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?
33. [211211](#) **[Findings to Allow Teleconferenced Meetings During Declared Emergency]**
Motion making findings to allow teleconferenced meetings under California Government Code, Section 54953(e). (Clerk of the Board)

11/16/2021; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

34. IMPERATIVE AGENDA

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

[Serious Injury Finding]

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

[Purely Commendatory Finding]

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

[Brown Act Finding]

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

(PUBLIC COMMENT WILL BE TAKEN on any Imperative Agenda item introduced.)
[1 \(415\) 655-0001 / Meeting ID: 2483 154 1056 # #](#)

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

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

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

Introduced at the Request of a Department

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

PROPOSED ORDINANCES**211219****[Planning Code - Landmark Designation - Trocadero Clubhouse]**

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

11/12/2021; RECEIVED FROM DEPARTMENT.

11/30/2021; ASSIGNED UNDER 30 DAY RULE to the Land Use and Transportation Committee.

211220**[Settlement of Lawsuit - Peninsula Corridor Joint Powers Board - \$975,000]**

Ordinance authorizing settlement of the lawsuit filed by Peninsula Corridor Joint Powers Board against the City and County of San Francisco for \$975,000; the lawsuit was filed on February 14, 2019, in the Superior Court of California, County of San Francisco, Case No. CGC-19-573781; entitled Peninsula Corridor Joint Powers Board v. Golden Bay Fence Plus Iron Works, Inc., et al.; the lawsuit involves alleged trespass onto the Peninsula Corridor Joint Powers Board's real property and damage to that property, including the severing of subsurface fiber optic lines; other material terms of the settlement are the Peninsula Corridor Joint Powers Board, in exchange for the payment of the settlement sum, agrees to dismiss the lawsuit in its entirety with prejudice and negotiate in good faith a lease for the City's use of real property located at or near 1920 Evans Street in San Francisco. (City Attorney)

11/15/2021; RECEIVED FROM DEPARTMENT.

11/30/2021; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

211221**[Settlement of Lawsuit - Dacari Spiers - \$700,000]**

Ordinance authorizing settlement of the lawsuit filed by Dacari Spiers against the City and County of San Francisco for \$700,000; the lawsuit was filed on March 6, 2020, in United States District Court, Northern District of California, Case No. 20-cv-01357-JSC; entitled Dacari Spiers v. City and County of San Francisco, et al.; the lawsuit involves an alleged civil rights violation. (City Attorney)

11/15/2021; RECEIVED FROM DEPARTMENT.

11/30/2021; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

211222

[Settlement of Lawsuit - Brendan Mannix - \$225,000]

Ordinance authorizing settlement of the lawsuit filed by Brendan Mannix against the City and County of San Francisco for \$225,000; the lawsuit was filed on August 16, 2018, in San Francisco Superior Court, Case No. CGC-18-568967; entitled Brendan Mannix v. City and County of San Francisco; the lawsuit involves an employment dispute. (City Attorney)

11/15/2021; RECEIVED FROM DEPARTMENT.

11/30/2021; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

211223

[Settlement of Lawsuit - Leadwell Global Property LLC - Stipulated Assessed Value of \$152,600,000]

Ordinance authorizing settlement of the lawsuit filed by Leadwell Global Property LLC against the City and County of San Francisco for a stipulated assessed value of the real property located at 1 Nob Hill Circle, aka 999 California Street, San Francisco, CA (Assessor's Parcel Block No. 0255, Lot No. 002) (the "Subject Property") of \$152,600,000 as of February 28, 2017, contingent upon the Assessment Appeals Board's approval; the lawsuit was filed on June 26, 2020, in San Francisco Superior Court, Case No. CGC-20-585163; entitled Leadwell Global Property LLC v. City and County of San Francisco, et al.; the lawsuit involves the assessed value of the Subject Property for property tax purposes as of the February 28, 2017 change in ownership date. (City Attorney)

11/19/2021; RECEIVED FROM DEPARTMENT.

11/30/2021; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

211224

[Settlement of Lawsuit - Noel Clay - \$70,750]

Ordinance authorizing settlement of the lawsuit filed by Noel Clay against the City and County of San Francisco for \$70,750; the lawsuit was filed on January 16, 2019, in San Francisco Superior Court, Case No. CGC-19-572858; entitled Noel Clay v. City and County of San Francisco, Etelvina Blanco; the lawsuit involves an alleged injury when plaintiff's vehicle collided with a Department of Public Works vehicle. (City Attorney)

11/19/2021; RECEIVED FROM DEPARTMENT.

11/30/2021; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

211225

[Administrative Code - Cash Revolving Fund - City Administrator: Real Estate Division]

Ordinance amending the Administrative Code to authorize a cash revolving fund with a maximum amount of \$7,000 for the Office of the City Administrator - Real Estate Division. (City Administrator)

11/22/2021; RECEIVED FROM DEPARTMENT.

11/30/2021; ASSIGNED UNDER 30 DAY RULE to the Budget and Finance Committee.

PROPOSED RESOLUTIONS

211226

[Settlement of Unlitigated Claims - Luxe Valet, Inc. - \$243,233]

Resolution approving the settlement of the unlitigated claims filed by Luxe Valet, Inc. against the City and County of San Francisco for \$243,233 plus release of outstanding gross receipts tax and payroll expense tax liabilities and related penalties, interest, and fees for tax years 2015-2017; the claims were filed on July 25, 2019, and September 13, 2019; the claims involve a refund of parking, gross receipts, and payroll expense taxes. (City Attorney)

11/19/2021; RECEIVED FROM DEPARTMENT.

11/30/2021; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

211227

[Real Property License - City of Daly City - Two Groundwater Project Wells - 377 and 370 South Park Plaza Drive, Daly City, San Mateo County, California]

Resolution approving and authorizing the execution of a No-Fee License with the City of Daly City for the operation and maintenance of two Groundwater Project Wells on land owned by the City of Daly City located at 377 and 370 South Park Plaza Drive, Daly City, California; and authorizing the San Francisco Public Utilities Commission's General Manager to execute documents, make certain modifications, and take certain actions in furtherance of this Resolution, as defined herein, for a term to commence upon execution of the License through June 30, 2034. (Public Utilities Commission)

11/19/2021; RECEIVED FROM DEPARTMENT.

11/30/2021; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

211228

[Contract - Intervision Systems LLC - Networking Equipment - Not to Exceed \$40,000,000]

Resolution authorizing the Office of Contract Administration to enter into PeopleSoft Contract ID 1000023748 between the City and County of San Francisco and Intervision Systems LLC for the purchase of networking equipment, software and hardware/software support manufactured by Juniper Networks Inc., with a contract not to exceed amount of \$40,000,000 and a total contract duration of five years commencing on February 1, 2022, through January 31, 2027. (Office of Contract Administration)

11/19/2021; RECEIVED FROM DEPARTMENT.

11/30/2021; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

211229

[Contract Agreement - Softnet Solutions LLC - Networking Equipment, Software and Hardware/Software Support - Not to Exceed \$10,000,000]

Resolution authorizing the Office of Contract Administration to enter into a contract agreement between the City and County of San Francisco and Softnet Solutions LLC for the purchase of networking equipment, software and hardware/software support manufactured by Hewlett Packard Inc., with a contract not to exceed amount of \$10,000,000 for a total contract duration of five years commencing on February 1, 2022, through January 31, 2027. (Office of Contract Administration)

11/19/2021; RECEIVED FROM DEPARTMENT.

11/30/2021; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

211191**[Petitions and Communications]**

Petitions and Communications received November 10, 2021, through November 23, 2021, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on November 30, 2021.

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 concerned citizens, regarding the appointment of Julie Soo to the Sheriff's Department Oversight Board. File No. 211147. 7 Letters. Copy: Each Supervisor. (1)

From concerned citizens, regarding John F. Kennedy Drive, Kid Safe JFK. 615 Letters. Copy: Each Supervisor. (2)

From concerned citizens, regarding mandates related to masks, COVID-19 testing, and vaccines. 87 Letters. Copy: Each Supervisor. (3)

From the Office of the Treasurer & Tax Collector, pursuant to California State Government Code, Section 53646, submitting the City and County of San Francisco Pooled Investment Report for October 2021. Copy: Each Supervisor. (4)

From concerned citizens, regarding access to the Great Highway. 20 Letters. Copy: Each Supervisor. (5)

From Verizon Wireless, submitting notices of projects pursuant to the provisions of the California Public Utilities Commission, General Order No. 159A, construction of cellular radiotelephone facilities in California. 3 Letters. Copy: Each Supervisor. (6)

From concerned citizens, regarding the proposed landmark designation of 200 Rhode Island Street. 2 letters. Copy: Each Supervisor. (7)

From concerned citizens, regarding the Golden Gate Park 150th Anniversary Agreement between the SF Parks Alliance and the Recreation and Park Department. File No. 210351. 2 letters. Copy: Each Supervisor. (8)

From concerned citizens, regarding street trees. File No. 210836. 2 letters. Copy: Each Supervisor. (9)

From concerned citizens, regarding acquisition of emergency housing. File No. 210538. 12 letters. Copy: Each Supervisor. (10)

From concerned citizens, regarding interim use of 730 Stanyan Street. File No. 211138. 14 letters. Copy: Each Supervisor. (11)

From concerned citizens, regarding public safety and quality of life issues. 10 letters. Copy: Each Supervisor. (12)

From Eileen Boken, regarding various concerns. File Nos. 211039, 210810, and 210452. Copy: Each Supervisor. (13)

From the Pacific Gas & Electric Company (PG&E), providing a notice of PG&E's request to increase rates for its Electric Vehicle Charge 2 Application (A.21-10-010). Copy: Each Supervisor. (14)

From Nancy Wuerfel, regarding the Civil Grand Jury Report, entitled "Act Now Before it is Too Late: Aggressively Expand and Enhance Our High-Pressure Emergency Firefighting Water System." File No. 190785. Copy: Each Supervisor. (15)

From the California Department of Housing and Community Development, regarding the proposed projects at 469 Stevenson Street and 450-474 O'Farrell Street. Copy: Each Supervisor. (16)

From the Asian Firefighters Association, regarding possible nominations for open Fire Department Deputy Chief positions. Copy: Each Supervisor. (17)

From the San Francisco Unified School District, pursuant to Education Code, Section 1240(c)(2)(F), submitting the Annual Williams Report for November 2021. Copy: Each Supervisor. (18)

From the Department of Human Resources, pursuant to Administrative Code, Section 16.9-25(e)(2), submitting the Annual Report on Sexual Harassment Complaints for Fiscal Year 2020-2021. Copy: Each Supervisor. (19)

From the California Fish and Game Commission, submitting a notice of proposal for a 90-day extension of emergency regulations concerning clam, sand crab, and shrimp gear. Copy: Each Supervisor. (20)

From the San Francisco Elections Commission, regarding United States Department of Homeland Security UASI grant for Remote Accessible Voting. Copy: Each Supervisor. (21)

From the Police Department, providing a response to the Letter of Inquiry issued by Supervisor Gordon Mar on September 14, 2021, regarding information related to bilingual officer staffing data. Copy: Each Supervisor (22)

From Verified Voting, regarding election security. Copy: Each Supervisor (23)

From Dennis Hong, regarding various items. File Nos. 210564 and 210866. Copy: Each Supervisor. (24)

From Rick Fee, regarding Slow Streets. Copy: Each Supervisor. (25)

From Brandon Philips, regarding VotingWork's open source voting proposal. Copy: Each Supervisor. (26)

From concerned citizen, regarding the Planning Commission appeal process. Copy: Each Supervisor. (27)

From Lee Heidhues, regarding recent Planning Commission decisions. Copy: Each Supervisor. (28)

From members of the Tuolumne County Board of Supervisors, regarding allowing religious exemption for COVID-19 vaccination for city employees. 2 letters. Copy: Each Supervisor. (29)

ADJOURNMENT