

BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES

Tuesday, March 19, 2024 - 2:00 PM

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

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

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 Ronen, Walton, Safai

Meeting Days

Wednesday

1:30 PM

Wednesday

10:00 AM

1st and 3rd Thursday

10:00 AM

Monday

1:30 PM

2nd and 4th Thursday

10:00 AM

Monday

10:00 AM

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

Volume 119 Number 9

Members Present: Connie Chan, Matt Dorsey, Joel Engardio, Rafael Mandelman, Myrna Melgar, Aaron Peskin, Dean Preston, Ahsha Safai, Catherine Stefani, and Shamann Walton

The Board of Supervisors of the City and County of San Francisco met in regular session on Tuesday, March 19, 2024, with President Aaron Peskin presiding.

President Peskin called the meeting to order at 2:03 p.m.

ROLL CALL AND PLEDGE OF ALLEGIANCE

On the call of the roll, Supervisors Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Safai, Stefani, and Walton were noted present.

Supervisor Ronen was noted not present.

A quorum of the Board was present.

President Peskin presented the ancestral homeland acknowledgement of the Ramaytush Ohlone, who are the original inhabitants of the San Francisco Peninsula, pursuant to Board Rule 4.7.1.

President Peskin led the Members of the Board and the audience in the pledge of allegiance to the flag of the United States of America, pursuant to Board Rule 4.9.

COMMUNICATIONS

Angela Calvillo, Clerk of the Board, welcomed members of the public to attend Board meetings and provide comment in-person or view the meeting live on SFGovTV's award winning Cable Channel 26 or at www.sfgovtv.org. Those requiring interpretation services should contact the Office of the Clerk of the Board at least two business days in advance of the meeting, pursuant to Administrative Code, Section 91.7.

(Written comments may be submitted through email (bos@sfgov.org) or the U.S. Postal Service at City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.)

Clerk Calvillo further informed the members that she was in receipt of correspondence from the Office of Supervisor Hillary Ronen informing them of her absence from today's meeting and requesting to be excused.

Supervisor Ronen Excused from Attendance

Supervisor Mandelman, seconded by Supervisor Walton, moved that Supervisor Ronen be excused from attending today's meeting. The motion carried by the following vote:

Ayes: 10 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Safai, Stefani, Walton
Excused: 1 - Ronen

APPROVAL OF MEETING MINUTES

President Peskin inquired whether a Member of the Board had any corrections to the February 13, 2024, Regular Board Meeting Minutes, as presented. There were no corrections requested from any Member of the Board.

Supervisor Mandelman, seconded by Supervisor Preston, moved to approve the February 13, 2024, Regular Board Meeting Minutes, as presented. The motion carried by the following vote, following general public comment:

Ayes: 10 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Safai, Stefani, Walton
Excused: 1 - Ronen

AGENDA CHANGES

There were no agenda changes.

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Budget and Finance Committee

240086 [Appropriation - Refunding General Obligation Bond Proceeds - Controller's Reserve - \$644,675,000 - FY2023-2024]

Sponsor: Mayor

Ordinance appropriating \$644,675,000 from the issuance of one or more series of Refunding General Obligation Bonds; and placing such amounts on Controller's reserve in Fiscal Year (FY) 2023-2024. (Fiscal Impact)

Ordinance No. 061-24

FINALLY PASSED by the following vote:

Ayes: 10 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Safai, Stefani, Walton
Excused: 1 - Ronen

Recommendations of the Land Use and Transportation Committee

230310 [Various Codes - State-Mandated Accessory Dwelling Unit Controls]

Sponsor: Mayor

Ordinance amending the Administrative Code, Building Code, Business and Tax Regulations Code, and Planning Code to clarify the ministerial approval process for certain Accessory Dwelling Units (ADUs) meeting certain requirements in single-family and multifamily buildings; 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 adopting findings of public necessity, convenience, and welfare under Planning Code, Section 302.

Ordinance No. 062-24

FINALLY PASSED by the following vote:

Ayes: 10 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Safai, Stefani, Walton
Excused: 1 - Ronen

231045 [Planning Code - Landmark Designation - Sacred Heart Parish Complex]

Sponsor: Preston

Ordinance amending the Planning Code to designate the Sacred Heart Parish Complex, located at 546-548 Fillmore Street, 554 Fillmore Street, 735 Fell Street, and 660 Oak Street, Assessor's Parcel Block No. 0828, Lot Nos. 12, 21, 22, and 22A, 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)

Ordinance No. 063-24

FINALLY PASSED by the following vote:

Ayes: 10 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Safai, Stefani, Walton
Excused: 1 - Ronen

231185 [Planning, Administrative Codes - Conditional Use Authorization for Removal of Unauthorized Unit]**Sponsors: Melgar; Peskin and Mandelman**

Ordinance amending the Planning Code to waive the Conditional Use Authorization requirement for removal of an unauthorized unit in a single-family home where the owner satisfies certain eligibility criteria, waive the Conditional Use Authorization requirement for removal of an unauthorized unit where that unit requires and is ineligible for waivers from open space, or dwelling unit exposure requirements, or the unit does not meet minimum floor area and floor-to-ceiling height requirements, and update the required Conditional Use Authorization findings for removal of an unauthorized unit to account for the history of tenancies in that unit; amending the Administrative Code to require that where an owner obtains an exemption from the Conditional Use Authorization requirement to remove an unauthorized unit from a qualifying single-family home, the single-family home shall be subject to the rent increase limitations of the Rent Ordinance; 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 adopting findings of public necessity, convenience, and welfare under Planning Code, Section 302.

Ordinance No. 064-24**FINALLY PASSED** by the following vote:

Ayes: 10 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Safai, Stefani, Walton
Excused: 1 - Ronen

Recommendation of the Rules Committee**240088 [Administrative Code - Legacy Business Assistance Program]****Sponsors: Mayor; Peskin, Chan, Ronen, Safai, Mandelman, Preston, Melgar, Engardio and Dorsey**

Ordinance amending the Administrative Code to create the Legacy Business Assistance Program.

Supervisors Engardio and Dorsey requested to be added as co-sponsors.

Ordinance No. 065-24**FINALLY PASSED** by the following vote:

Ayes: 10 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Safai, Stefani, Walton
Excused: 1 - Ronen

NEW BUSINESS

Recommendations of the Budget and Finance Committee

President Peskin requested File Nos. 231274 and 240139 be called together.

231274 [Development Agreement Amendment - California Barrel Company, LLC - Potrero Power Station]

Sponsors: Walton; Mandelman, Melgar and Safai

Ordinance amending a Development Agreement between the City and County of San Francisco and California Barrel Company, LLC, a Delaware limited liability company, for the Potrero Power Station project, to allow for the establishment of San Francisco Enhanced Financing District No. 1 (Power Station); making findings under the California Environmental Quality Act; and making findings of conformity with the General Plan, and the eight priority policies of Planning Code, Section 101.1(b).

Supervisor Safai requested to be added as a co-sponsor.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Safai, Stefani, Walton
Excused: 1 - Ronen

240139 [Infrastructure Financing Plan and Related Documents and Actions - San Francisco Enhanced Infrastructure Financing District No. 1 (Power Station)]

Sponsors: Walton; Mandelman, Melgar and Safai

Resolution approving the Infrastructure Financing Plan for the San Francisco Enhanced Infrastructure Financing District No. 1 (Power Station), including the division of taxes set forth therein, an Acquisition and Financing Agreement, and documents and actions related thereto, as defined herein; and authorizing the filing of a judicial validation action.
(Fiscal Impact)

Supervisor Safai requested to be added as a co-sponsor.

Resolution No. 113-24

ADOPTED by the following vote:

Ayes: 10 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Safai, Stefani, Walton
Excused: 1 - Ronen

President Peskin requested File Nos. 240127 and 240128 be called together.

240127 [Contract Amendment - Motorola Solutions, Inc. - Computer Aided Dispatch System and Mobile Computing System - Not to Exceed \$44,845,036]

Sponsor: Mayor

Resolution approving an amendment to the Agreement between the City and County of San Francisco and Motorola Solutions, Inc., for a computer aided dispatch and mobile computing system, to increase the amount by \$35,159,320 for a total not to exceed amount of \$44,845,036 and extend the term by eleven years from December 1, 2027, for a total contract term of December 22, 2023, through November 30, 2038.

(Fiscal Impact)

Resolution No. 114-24

ADOPTED by the following vote:

Ayes: 10 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Safai, Stefani, Walton
Excused: 1 - Ronen

240128 [Contract Amendment - CentralSquare Technologies, LLC. - Computer Aided Dispatch System Software Maintenance - Not to Exceed \$8,364,557]

Sponsor: Mayor

Resolution approving an amendment to the Agreement between the City and County of San Francisco and CentralSquare Technologies, LLC., for computer aided dispatch system software maintenance to increase the amount by \$1,211,501 for a total not to exceed amount of \$8,364,557 and extending the term by three years from December 1, 2024, for a total contract term of June 29, 2012, through November 30, 2027.

(Fiscal Impact)

Resolution No. 115-24

ADOPTED by the following vote:

Ayes: 10 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Safai, Stefani, Walton
Excused: 1 - Ronen

240156 [Grant Agreement Amendment - Self-Help for the Elderly - Home-Delivered Meal Nutrition Services for Older Adults - Not to Exceed \$11,515,405]

Resolution approving a third amendment to the grant agreement between the City and County of San Francisco and the non-profit Self-Help for the Elderly, for the administration of the Home-Delivered Meal Nutrition Services for Older Adults program, to increase the grant amount by \$1,980,663 for a total not to exceed amount of \$11,515,405 effective upon approval of this Resolution, with no change to the grant period of July 1, 2021, through June 30, 2025. (Human Services Agency)

(Fiscal Impact)

Resolution No. 126-24

ADOPTED by the following vote:

Ayes: 10 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Safai, Stefani, Walton
Excused: 1 - Ronen

Recommendations of the Government Audit and Oversight Committee

President Peskin requested File Nos. 230576, 230843, 230844, and 231260 be called together.

230576 [Yerba Buena Community Benefit District - Annual Report - FY2021-2022]

Sponsor: Dorsey

Resolution receiving and approving an annual report for the Yerba Buena Community Benefit District for Fiscal Year (FY) 2021-2022, submitted as required by the Property and Business Improvement District Law of 1994 (California Streets and Highways Code, Sections 36600, et seq.), Section 36650, and the District's management agreement with the City, Section 3.4.

Resolution No. 127-24

ADOPTED by the following vote:

Ayes: 10 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Safai, Stefani, Walton
Excused: 1 - Ronen

230843 [Japantown Community Benefit District - Annual Report - FY2021-2022]

Sponsor: Preston

Resolution receiving and approving an Annual Report for the Japantown Community Benefit District for Fiscal Year (FY) 2021-2022, submitted as required by the Property and Business Improvement District Law of 1994 (California Streets and Highways Code, Sections 36600, et seq.), Section 36650, and the District's management agreement with the City, Section 3.4.

Resolution No. 128-24

ADOPTED by the following vote:

Ayes: 10 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Safai, Stefani, Walton
Excused: 1 - Ronen

230844 [North of Market/Tenderloin Community Benefit District - Annual Report - FY2021-2022]

Sponsor: Preston

Resolution receiving and approving an Annual Report for the North of Market/Tenderloin Community Benefit District for Fiscal Year (FY) 2021-2022, submitted as required by the Property and Business Improvement District Law of 1994 (California Streets and Highways Code, Sections 36600, et seq.), Section 36650, and the District's management agreement with the City, Section 3.4.

Resolution No. 129-24

ADOPTED by the following vote:

Ayes: 10 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Safai, Stefani, Walton
Excused: 1 - Ronen

231260 [The East Cut Community Benefit District - Annual Report - FY2021-2022]**Sponsor: Dorsey**

Resolution receiving and approving an annual report for The East Cut Community Benefit District for Fiscal Year (FY) 2021-2022, submitted as required by the Property and Business Improvement District Law of 1994 (California Streets and Highways Code, Sections 36600, et seq.), Section 36650, and the District's management agreement with the City, Section 3.4.

Resolution No. 130-24

ADOPTED by the following vote:

Ayes: 10 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Safai, Stefani, Walton
Excused: 1 - Ronen

240137 [Management Agreement - Owners' Association for Administration/Management - Excelsior Community Benefit District]**Sponsor: Safai**

Resolution approving an agreement with a nonprofit Owners' Association for administration/management of the established property-based Community Benefit District known as the Excelsior Community Benefit District, pursuant to the California Streets and Highways Code, Section 36651, for a period effective upon approval of this Resolution, through December 31, 2033.

Resolution No. 112-24

ADOPTED by the following vote:

Ayes: 10 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Safai, Stefani, Walton
Excused: 1 - Ronen

Recommendation of the Land Use and Transportation Committee**240070 [Planning Code - Exceptions and Extensions for Existing Uses]**

Ordinance amending the Planning Code to modify offset requirement for heights exceeding 30 feet in the Bernal Heights Special Use District; permit large movie theater signage in the Japantown Neighborhood Commercial District; allow Medical Cannabis Dispensaries to continue operating as Temporary Cannabis Retail Uses until December 31, 2024; clarify eligibility for reduction in Inclusionary Housing requirements; and correct an error in the Zoning Control Table for the Urban Mixed Use District; 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; and making findings of public necessity, convenience, and welfare pursuant to Planning Code, Section 302. (Planning Department)

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Safai, Stefani, Walton
Excused: 1 - Ronen

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

Without objection, Rule 5.36 of the Rules of the Board of Supervisors was suspended to grant privilege of the floor to the following guest(s).

President Peskin introduced, welcomed, and presented a Certificate of Honor to SF City Guides, accepted by Demtri Rizos, Executive Director, in recognition of their accomplishments and continued community support.

Supervisor Engardio introduced, welcomed, and presented Certificates of Honor to the following three Lincoln High School sports teams: Boys Varsity Basketball Team, Girls Varsity Basketball Team, and Boys Wrestling Team, accepted by Coach Carl Jacobs, in recognition of their recent victories as Section Champions.

Supervisor Melgar introduced, welcomed, and presented a Certificate of Honor to the Friends of Lakeside Village, including Kath Tsakalakis, Erin Ritchie, Anya Deepak, Jim O'Driscoll, Vincent Taliaferro, Denise Burns, Kathleen Lunbeck, Becca Shapiro, Lisa Napoli, and Kathy Phillips, in recognition of their efforts transforming an underutilized parking lot into a thriving community space at 2504 Ocean Avenue.

Supervisor Mandelman introduced, welcomed, and presented a Certificate of Honor to Ninive Calegari, former Chief Executive Officer (Enterprise for Youth), in honor of Women's History Month and in recognition of her accomplishments empowering young people to prepare for and discover career opportunities.

Supervisor Safai introduced, welcomed, and presented a Certificate of Honor to Zeinab Amiri, a Teacher with the San Francisco Unified School District, in recognition of her accomplishments as an educator and continual efforts guiding the youth of San Francisco.

COMMITTEE REPORTS

Recommendation of the Land Use and Transportation Committee

231006 [Planning Code, Zoning Map - 900 Kearny Street Special Use District]

Sponsor: Peskin

Ordinance amending the Planning Code and Zoning Map to create the 900 Kearny Street Special Use District; affirming the Planning Department's determination under the California Environmental Quality Act; making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and making findings of public necessity, convenience, and welfare pursuant to Planning Code, Section 302.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Safai, Stefani, Walton
Excused: 1 - Ronen

Recommendation of the Rules Committee

231226 [Administrative Code - Homeward Bound Program for Individuals Experiencing or Formerly Experienced Homelessness]

Sponsors: Safai; Chan

Ordinance amending the Administrative Code to establish a permanent Homeward Bound Program administered by the Human Services Agency and the Department of Homelessness and Supportive Housing for individuals experiencing homelessness, at risk of experiencing homelessness, or who have formerly experienced homelessness, such as individuals residing in permanent supportive housing, to receive paid travel and relocation support to a destination where the individual has someone to receive them.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Safai, Stefani, Walton
Excused: 1 - Ronen

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

Thierry Fill; expressed concerns regarding positive energy and the need to spread happiness.

Chris Ward Kline; expressed concerns regarding surveillance and voice technology being improperly utilized.

Jordan Davis; expressed concerns regarding the recent pedestrian casualties, opposition to File No. 240238, and support of newly introduced legislation regarding a grocery store in the Tenderloin.

Leslie Dakayande; expressed support of the Resolution regarding AT&T's request to relinquish its Carrier of Last Resort and Eligible Telecommunications Carrier designations (File No. 240245).

Speaker; shared their personal experience at Laguna Honda Hospital.

Cammy Blackstone; shared clarifications on the Resolution regarding AT&T's request to relinquish its Carrier of Last Resort and Eligible Telecommunications Carrier designations (File No. 240245).

Speaker; shared a song and their personal religious views.

Sala Haquekyah-Chandler; expressed concerns regarding attention to public comment and receipt of gifts by elected officials.

Peter Warfield; shared concerns regarding the Library Commission and their consideration of the Public Library's Strategic Plan and Mission Statement.

Sabanar; expressed the need to audit certain non-profit organizations.

Katherine Maggie Callahan; shared information on a research project and the property transfer that occurred in Golden Gate Park.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

240240 [Commemorating the 30th Anniversary of the Sister-State Relationship Between California and Osaka]

Sponsors: Stefani; Mandelman, Dorsey and Engardio

Resolution commemorating the 30th anniversary of the sister-state relationship between the State of California and the Osaka Prefecture.

Supervisors Mandelman, Dorsey, and Engardio requested to be added as co-sponsors.

Resolution No. 131-24

ADOPTED

240123 [Appointment, South of Market Community Planning Advisory Committee - Rob Jaques]

Motion appointing Rob Jaques, term ending August 1, 2024, to the South of Market Community Planning Advisory Committee. (Clerk of the Board)

Motion No. M24-024

APPROVED

240219 [Appointment, South of Market Community Planning Advisory Committee - Leah Edwards]

Motion appointing Leah Edwards, term ending August 1, 2024, to the South of Market Community Planning Advisory Committee. (Clerk of the Board)

Motion No. M24-025

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 10 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Safai, Stefani, Walton

Excused: 1 - Ronen

Severed from the For Adoption Without Committee Reference Agenda

Supervisor Walton requested that File No. 240238 be severed so that it may be considered separately.

240238 [Board Policy Prioritizing Municipal Affairs]

Sponsors: Engardio; Peskin, Melgar and Dorsey

Resolution setting forth an official Board of Supervisors policy to prioritize Municipal affairs and issues that most directly impact and affect the City and County of San Francisco in the conduct of Board business.

Supervisor Engardio, seconded by Supervisor Melgar, moved that this Resolution be CONTINUED to the Board of Supervisors meeting of March 26, 2024. The motion carried by the following vote:

Ayes: 10 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Safai, Stefani, Walton

Excused: 1 - Ronen

Supervisor Engardio requested that File No. 240245 be severed so that it may be considered separately.

Supervisor Engardio Excused from Voting

Supervisor Engardio requested to be excused from voting on File No. 240245, due to a possible conflict of interest.

Supervisor Mandelman, seconded by Supervisor Walton, moved that Supervisor Engardio be excused from voting on File No. 240245. The motion carried by the following vote:

Ayes: 9 - Chan, Dorsey, Mandelman, Melgar, Peskin, Preston, Safai, Stefani, Walton

Excused: 2 - Engardio, Ronen

240245 [Urging the California Public Utilities Commission to Require Protections as a Condition of Approval of AT&T's Request to Relinquish its Carrier of Last Resort and Eligible Telecommunications Carrier Designations]

Sponsors: Peskin; Chan

Resolution urging the California Public Utilities Commission to deny AT&T's request to relinquish its Carrier of Last Resort (COLR) and Eligible Telecommunications Carrier (ETC) Designations without conditions to require AT&T to transition remaining customers to upgraded or alternative services, or until an alternative COLR or ETC has been identified to ensure all residents have access to basic, affordable phone service.

Supervisor Chan requested to be added as a co-sponsor.

Supervisor Chan, seconded by Supervisor Mandelman, moved that this Resolution be **AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE**, on Page 1, Lines 1-2, by adding 'Require Protections as a Condition of Approval of', Lines 3-4, by changing 'deny' to 'require lasting protection and to identify an alternative Carrier of Last Resort (COLR) to preserve guaranteed access to basic phone service for those who are most vulnerable as a condition of approval of', Line 6, by changing 'Carrier of Last Resort (COLR)' to 'COLR', and Lines 7-10, by striking 'without conditions to require AT&T to transition remaining customers to upgraded or alternative services, or until an alternative COLR or ETC has been identified to ensure all residents have access to basic, affordable phone service'; on Page 2, Lines 1-3, by adding 'WHEREAS, COLRs serve the public good by requiring that residents have access to critical services regardless of location or the customer's ability to receive service from another carrier; and', on Line 16, by striking 'given that among 62,779 POTS lines', Line 17, by adding 'using POTS lines', and Line 24, by changing 'offering' to 'participating in the'; and on Page 3, Lines 13-15, by changing 'deny' to 'require lasting protection, including a published written transition plan that outline steps AT&T will take to ensure no customers are left without phone service, as a condition of approval of', Lines 15-19, by striking 'unless the CPUC requires AT&T to transition remaining customers to upgraded or alternative services, or until an alternative Carrier of Last Report or Eligible Telecommunications Carrier Designation has been identified to ensure all residents continue to have access to basic, affordable phone service', and Lines 20-22, by adding 'FURTHER RESOLVED, That the CPUC identifies an alternative COLR to maintain guaranteed access to basic phone service for all of Californians if they grant AT&T's request; and, be it'. The motion carried by the following vote:

Ayes: 9 - Chan, Dorsey, Mandelman, Melgar, Peskin, Preston, Safai, Stefani, Walton

Excused: 2 - Engardio, Ronen

Resolution urging the California Public Utilities Commission to require lasting protection and to identify an alternative Carrier of Last Resort (COLR) to preserve guaranteed access to basic phone service for those who are most vulnerable as a condition of approval of AT&T's request to relinquish its COLR and Eligible Telecommunications Carrier (ETC) Designations.

Resolution No. 132-24

ADOPTED AS AMENDED by the following vote:

Ayes: 9 - Chan, Dorsey, Mandelman, Melgar, Peskin, Preston, Safai, Stefani, Walton
Excused: 2 - Engardio, Ronen

IMPERATIVE AGENDA

There were no imperative agenda items.

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.

ORDINANCES

240262 [Administrative Code - Community Opportunity to Purchase Act]

Sponsors: Peskin; Preston, Chan and Ronen

Ordinance amending the Administrative Code to require owners of multifamily residential buildings to provide notice to the Mayor's Office of Housing and Community Development and qualified nonprofit organizations of foreclosure proceedings related to said multifamily residential buildings; and add a deed in lieu of foreclosure in the definition of a "Sale of a Multi-Family Residential Building" as a type of transfer that requires notice to qualified nonprofit organizations, right of first offer, and right of first refusal for a multifamily residential building under the Community Opportunity to Purchase Act.

03/19/24; ASSIGNED to Land Use and Transportation Committee.

240263 [Planning Code - Divisadero Street Neighborhood Commercial Transit District]

Sponsor: Preston

Ordinance amending the Planning Code to permit liquor stores in the buildings with off-street parking accessed on Broderick Street within the Divisadero Street Neighborhood Commercial Transit District; 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.

03/19/24; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 4/18/2024.

RESOLUTIONS

240258 [Lease Agreement Exemption - SkyStar Wheel, LLC]

Sponsor: Mayor

Resolution exempting from the competitive bidding policy set forth in Administrative Code, Section 2.6-1, the potential lease on a portion of the east end of Sea Wall Lot (SWL) 301, with SkyStar Wheel, LLC, for the continued operation of an observation wheel; and adopting environmental findings under the California Environmental Quality Act. (Port)

03/15/24; RECEIVED FROM DEPARTMENT.

03/19/24; RECEIVED AND ASSIGNED to Budget and Finance Committee.

240264 [Authorizing Expenditures - SoMa Community Stabilization Fund - \$890,000]

Sponsors: Mayor; Dorsey

Resolution authorizing the Mayor's Office of Housing and Community Development to expend SoMa Community Stabilization Fund dollars in the amount of up to \$890,000 to address various impacts of destabilization on residents and businesses in SoMa from July 1, 2024, through June 30, 2025.

(Mayor's Office of Housing and Community Development)

(Fiscal Impact)

03/19/24; RECEIVED AND ASSIGNED to Budget and Finance Committee.

240265 [Grant Agreement Amendment - Urban Alchemy - 33 Gough Cabin Program - Not to Exceed \$11,575,467]

Sponsors: Mayor; Mandelman

Resolution approving the second amendment to the grant agreement between Urban Alchemy and the Department of Homelessness and Supportive Housing ("HSH") for shelter operations and services at the 33 Gough Cabin Program; extending the grant term by nine months from June 30, 2024, for a total term of December 1, 2021, through March 31, 2025; increasing the agreement amount by \$2,146,990 for a total amount not to exceed \$11,575,467; authorizing HSH to enter into any amendments or other modifications to the agreement that do not materially increase the obligations or liabilities or materially decrease the benefits to the City and are necessary or advisable to effectuate the purposes of the agreement; affirming the Planning Department's determination under the California Environmental Quality Act; and adopting the Planning Department's findings that the program is consistent with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Department of Homelessness and Supportive Housing)

(Fiscal Impact; No Budget and Legislative Analyst Report)

03/19/24; RECEIVED AND ASSIGNED to Budget and Finance Committee.

240266 [Accept and Expend Grant - Retroactive - Governor's Office of Business and Economic Development - Union Square Park Revitalization - \$2,000,000]**Sponsor: Mayor**

Resolution retroactively authorizing the Recreation and Park Department to accept and expend a \$2,000,000 Grant from the Governor's Office of Business and Economic Development for the Union Square Park Revitalization for the period of January 1, 2024, through December 31, 2026; to enter into a Grant Contract with the Governor's Office of Business and Economic Development; and to authorize the General Manager of the Recreation and Park Department to enter into any modifications and amendments to the Grant Contract that do not materially increase the obligations or liabilities of the City. (Recreation and Park Department)

03/19/24; RECEIVED AND ASSIGNED to Budget and Finance Committee.

240267 [Accept and Expend Grant - Retroactive - California Department of Justice - Tobacco Grant Award Notification Fiscal Year 2023-24 - \$2,888,144]**Sponsors: Mayor; Dorsey, Walton, Melgar and Mandelman**

Resolution retroactively authorizing the Department of Public Health to accept and expend a grant in the amount of \$2,888,144 from the California Department of Justice for participation in a program, entitled "Tobacco Grant Award Notification Fiscal Year 2023-24," for the period of January 1, 2024, through June 30, 2026.

03/19/24; RECEIVED AND ASSIGNED to Budget and Finance Committee.

240268 [Accept and Expend Grant - Retroactive - San Francisco General Hospital Foundation - Transform Mental and Behavioral Health - \$909,095]**Sponsors: Mayor; Mandelman and Ronen**

Resolution retroactively authorizing the Department of Public Health to accept and expend a grant in the amount of \$909,095 from the San Francisco General Hospital Foundation for participation in a program, entitled "Transform Mental and Behavioral Health," for the period of September 30, 2023, through September 29, 2028. (Public Health Department)

03/19/24; RECEIVED AND ASSIGNED to Budget and Finance Committee.

240269 [Authorizing the Mayor's Office of Housing and Community Development to Apply for The Prohousing Designation Program]**Sponsor: Mayor**

Resolution authorizing the City and County of San Francisco, acting by and through the Mayor's Office of Housing and Community Development (MOHCD), to submit an application to and participate in the Prohousing Designation Program administered by the California Department of Housing and Community Development. (Mayor's Office of Housing and Community Development)

03/19/24; RECEIVED AND ASSIGNED to Land Use and Transportation Committee.

240270 [Affirming Support for SFMTA and SFE, in Partnership with Public Works, SFPUC, and SFCTA to Expediently Implement Curbside Electric Vehicle Charging Feasibility Study and Pilot Program]

Sponsor: Mandelman

Resolution affirming support of the San Francisco Municipal Transportation Agency (SFMTA) and San Francisco Environment Department (SFE) in their work with Public Works, San Francisco Public Utilities Commission (SFPUC), San Francisco County Transportation Authority (SFCTA), climate and transportation advocates, equity groups, and other relevant agencies and stakeholders to expediently implement the Curbside Electric Vehicle (EV) Charging Feasibility Study; and requesting a report containing recommendations and cost estimates for a Curbside EV Charging Pilot Program before the end of 2024.

03/19/24; RECEIVED AND ASSIGNED to Land Use and Transportation Committee.

240271 [Jerald Shapiro Social Work Day - March 28, 2024]

Sponsor: Melgar

Resolution recognizing Jerald Shapiro for his commendable career at San Francisco State University; and declaring March 28, 2024, to be "Jerald Shapiro Social Work Day" in the City and County of San Francisco.

03/19/24; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

240272 [Transfer of Personal Property - Energy Center San Francisco, LLC - Steam Loop Emergency Repair - Not To Exceed \$3,100,000]

Sponsor: Peskin

Resolution approving and authorizing the Director of Property to execute a transfer agreement for the purchase and sale of the steam distribution infrastructure facilities which run along McAllister Street, Larkin Street, Grove Street and Dr. Carlton B. Goodlett Street to Energy Center San Francisco, LLC, as buyer, for the transfer of ownership and operational responsibility for the Steam Loop; for two easements to allow Buyer to operate and maintain the Steam Loop on property owned by City; for City to reimburse Buyer for certain emergency repairs in an amount not to exceed \$3,100,000; for the City to continue to buy steam from Buyer for five years following the transfer date; 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 authorizing the Director of Property to execute any amendments, make certain modifications and take certain actions that do not materially increase the obligations or liabilities to the City, do not materially decrease the benefits to the City and are necessary or advisable to effectuate the purposes of the transfer agreement, the easements or this Resolution. (Real Estate Department)
(Fiscal Impact)

03/19/24; RECEIVED AND ASSIGNED to Budget and Finance Committee.

240273 [Urging the District Attorney and SFPD to Release Information Brought by the SFPD that Deemed the Incident an Accident in the Case of Yanfang Wu's Death]

Sponsors: Peskin; Walton, Chan, Safai and Preston

Resolution urging the District Attorney and the San Francisco Police Department (SFPD) to release police investigation reports, witness accounts, and video information related to the death of Yanfang Wu on July 3, 2023, that formed the factual basis to determine the incident an "accidental death," as well as an accounting of what culturally-competent and in-language victims' support resources, if any, were offered to Mrs. Wu's surviving family on behalf of the City and what preventative steps were taken to ensure the released suspect was evaluated and provided treatment, or other services.

03/19/24; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

240279 [Recognizing Problem Gambling Awareness Month - March 2024]

Sponsors: Peskin; Chan

Resolution recognizing March 2024 as Problem Gambling Awareness Month in the City and County of San Francisco.

240274 [Calling for Full-Service Grocery Store in the Tenderloin]

Sponsors: Preston; Peskin, Chan, Walton, Ronen, Safai and Dorsey

Resolution calling for a full-service grocery store in the Tenderloin and urging the Human Services Agency, Office of Economic and Workforce Development, and Planning Department to provide report on all efforts to bring a full service grocery store to the Tenderloin, all potential sites for a grocery store in the Tenderloin, and any current efforts or plans for a grocery store to the Tenderloin.

03/19/24; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

240275 [Recognizing The Cultural and Historical Significance of Nowruz, Persian New Year - March 19, 2024]

Sponsors: Safai; Mandelman, Chan, Preston, Walton, Ronen, Stefani and Dorsey

Resolution recognizing and celebrating the contributions of Persian culture and history to modern society on the celebration of Nowruz, Persian New Year, March 19, 2024.

03/19/24; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

240276 [Declaring the Intent to Waive Fee for Major Encroachment Permit - DeHaro Street Community Project]

Sponsor: Walton

Resolution of intent to waive the Major Encroachment Permit fee for the DeHaro Street Community Project.

03/19/24; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

240277 [Supporting House Resolution No. 6640 (Panetta) - Marriage Equality for Disabled Adults Act]

Sponsors: Walton; Preston

Resolution supporting House Resolution No. 6640, introduced by United States Representative Jimmy Panetta (CA-19), to urge the President and the Congress of the United States to amend specified provisions of the federal Social Security Act to allow recipients of disabled adult child benefits under the act to continue to receive those benefits upon marriage.

03/19/24; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

REQUEST FOR HEARING

240278 [Hearing - Budget Priorities - Youth Commission - FYs 2024-2025 and 2025-2026]

Sponsor: Chan

Hearing to identify the Youth Commission's budget priorities for Fiscal Years (FYs) 2024-2025 and 2025-2026; and requesting the Youth Commission to report.

03/19/24; RECEIVED AND ASSIGNED to Budget and Appropriations Committee.

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

240220 [Settlement of Lawsuit - Aidan Gauper and Cory Maryott - \$800,000]

Ordinance authorizing a partial settlement of the lawsuit filed by Aidan Gauper and Cory Maryott against the City and County of San Francisco for \$800,000; the lawsuit was filed on April 10, 2023, in San Francisco Superior Court, Case No. CGC-23-605730; entitled Ralph Bower, et al. v. City and County of San Francisco; the lawsuit involves alleged personal injury on a City street. (City Attorney)

03/07/24; RECEIVED FROM DEPARTMENT.

03/19/24; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

240221 [Settlement of Lawsuit - Patrick Marks - \$55,000]

Ordinance authorizing settlement of the lawsuit filed by Patrick Marks against the City and County of San Francisco for \$55,000; the lawsuit was filed on May 19, 2022, in San Francisco Superior Court, Case No. CGC-22-599713; entitled Patrick Marks v. City and County of San Francisco; the lawsuit involves alleged personal injury on a City sidewalk. (City Attorney)

03/07/24; RECEIVED FROM DEPARTMENT.

03/19/24; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

PROPOSED RESOLUTIONS

240222 [Lease Agreement - Love from USA Group, Inc - Harvey Milk Terminal 1 Museum Store Lease - \$205,000 Minimum Annual Guarantee]

Resolution approving the Harvey Milk Terminal 1 Museum Store Lease, between Love From USA Group, Inc. and the City and County of San Francisco, acting by and through its Airport Commission, for a term of seven years with two one-year options, and a minimum annual guarantee of \$205,000 for the first year of the Lease to commence upon approval by the Board of Supervisors. (Airport Commission)

03/05/24; RECEIVED FROM DEPARTMENT.

03/19/24; RECEIVED AND ASSIGNED to Budget and Finance Committee.

240223 [Airport Professional Services Agreement Modification - KONE Inc. - Escalator and Electric Walk Maintenance Services - Not to Exceed \$42,780,241]

Resolution approving Modification No. 5 to Airport Contract No. 50205, Escalator and Electric Walk Maintenance, Repair, and On-Call Services, with KONE Inc., to increase the contract amount by \$8,314,641 for a new not to exceed contract amount of \$42,780,241 with no change to the contract term, pursuant to Charter, Section 9.118(b). (Airport Commission)
(Fiscal Impact)

03/11/24; RECEIVED FROM DEPARTMENT.

03/19/24; RECEIVED AND ASSIGNED to Budget and Finance Committee.

240224 [Settlement of Unlitigated Claims - Sky Cache, Inc. - \$36,352.50]

Resolution approving the settlement of the unlitigated claims filed by Sky Cache, Inc. against the City and County of San Francisco for \$36,352.50; the claims were filed on April 28, 2023; the claims involve a refund of gross receipts and homelessness gross receipts taxes. (City Attorney)

03/06/24; RECEIVED FROM DEPARTMENT.

03/19/24; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

240225 [Settlement of Unlitigated Claim - Sonic Telecom, LLC - \$36,329.54]

Resolution approving the settlement of the unlitigated claim filed by Sonic Telecom, LLC against the City and County of San Francisco for \$36,329.54; the claim was filed on September 7, 2022; the claim involves a refund of gross receipts taxes. (City Attorney)

03/06/24; RECEIVED FROM DEPARTMENT.

03/19/24; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

In Memoriams

Diego Cardoso de Oliveira - Entire Board
Matilde Moncada Ramos Pinto - Entire Board
Joaquin Ramos Pinto de Oliveira - Entire Board
Richard James Isom - Supervisor Ahsha Safai
Mark Lawrence Wilder - Supervisor Shamann Walton

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 3:54 p.m.

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on April 23, 2024.

Angela Calvillo, Clerk of the Board