

BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES - DRAFT

Tuesday, June 4, 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.

Members Present: Connie Chan, Matt Dorsey, Joel Engardio, Rafael Mandelman, Myrna Melgar, Aaron Peskin, Dean Preston, Hillary Ronen, 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, June 4, 2024, with President Aaron Peskin presiding.

President Peskin called the meeting to order at 2:02 p.m.

ROLL CALL AND PLEDGE OF ALLEGIANCE

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

All Members were 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.)

APPROVAL OF MEETING MINUTES

President Peskin inquired whether a Member of the Board had any corrections to the April 23, 2024, and April 30, 2024, Regular Board Meeting Minutes, as presented. There were no corrections requested from any Member of the Board.

Supervisor Dorsey, seconded by Supervisor Mandelman, moved to approve the April 23, 2024, and April 30, 2024, Regular Board Meeting Minutes, as presented. The motion carried by the following vote, following general public comment:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

AGENDA CHANGES

There were no agenda changes.

CONSENT AGENDA

Recommendation of the Budget and Finance Committee

240331 [De-Appropriation and Appropriation - Expenditures of \$4,750,000 Supporting Increased Overtime Expenditures - Police Department - FY2023-2024]

Sponsor: Mayor

Ordinance de-appropriating \$4,750,000 from permanent salaries and appropriating \$4,750,000 to overtime in the Airport Division of the Police Department, in order to support the Departments' projected increases in overtime in Fiscal Year (FY) 2023-2024, as required per Administrative Code, Section 3.17.

(Fiscal Impact)

FINALLY PASSED

Recommendations of the Government Audit and Oversight Committee

240352 [Settlement of Lawsuit - Mary Manning and Richard Manning - \$299,999]

Ordinance authorizing settlement of the lawsuit filed by Mary Manning and Richard Manning against the City and County of San Francisco for \$299,999; the lawsuit was filed on May 23, 2022, in San Francisco Superior Court, Case No. CGC-22-599750; entitled Mary Manning and Richard Manning v. City and County of San Francisco; the lawsuit involves an alleged personal injury on a City sidewalk. (City Attorney)

PASSED ON FIRST READING

240398 [California Code of Civil Procedure, Section 998 Offer to Compromise - Michael Christopher Daniel - \$350,000]

Ordinance authorizing the service of an Offer To Compromise under Code of Civil Procedure, Section 998, in the lawsuit filed by Michael Christopher Daniel against Emrulkayes Akter and the City and County of San Francisco for up to \$350,000; the lawsuit was filed on May 18, 2022, in Alameda Superior Court, Case No. 22-cv-011434, and transferred by stipulation on December 30, 2022, to Contra Costa Superior Court, Case No. C23-00311; entitled Michael Christopher Daniel v. Emrulkayes Akter, et al.; the lawsuit involves alleged personal injuries arising from a collision between a City-owned vehicle and a pedestrian. (City Attorney)

PASSED ON FIRST READING

240399 [Settlement of Lawsuit - Helen Mattson - \$190,000]

Ordinance authorizing settlement of the lawsuit filed by Helen Mattson against the City and County of San Francisco for \$190,000; the lawsuit was filed on December 2, 2021, in San Francisco Superior Court, Case No. CGC-21-596901; entitled Helen Mattson v. City and County of San Francisco, et al.; the lawsuit involves alleged personal injury on a City sidewalk. (City Attorney)

PASSED ON FIRST READING

240400 [Settlement of Lawsuit - Jane Swigart - \$150,000]

Ordinance authorizing settlement of the lawsuit filed by Jane Swigart against the City and County of San Francisco for \$150,000; the lawsuit was filed on March 16, 2022, in San Francisco Superior Court, Case No. CGC-22-598721; entitled Jane Swigart v. San Francisco Department of Public Works, et al.; the lawsuit involves alleged personal injury on a City sidewalk. (City Attorney)

PASSED ON FIRST READING

240360 [Settlement of Unlitigated Claims - Eastern Investment Management Co. - \$124,669.74]

Resolution approving the settlement of the unlitigated claims filed by Eastern Investment Management Co. against the City and County of San Francisco for \$124,669.74, the claims were filed on November 15, 2023, the claims involve a refund of gross receipts and commercial rents taxes. (City Attorney)

ADOPTED

240401 [Settlement of Unlitigated Claim - Walid Zaki Nijem - \$28,732.50]

Resolution approving the settlement of the unlitigated claim filed by Walid Zaki Nijem against the City and County of San Francisco for \$28,732.50; the claim was filed on August 1, 2023; the claim arises from a car accident involving the claimant and the driver of a City fire truck. (City Attorney)

ADOPTED

240402 [Settlement of Unlitigated Claim - Jason Shah - \$33,384.31]

Resolution approving the settlement of the unlitigated claim filed by Jason Shah against the City and County of San Francisco for \$33,384.31; the claim was filed on December 7, 2023; the claim involves property damage arising from flooding alleged to be caused by a water main rupture. (City Attorney)

ADOPTED

Recommendations of the Land Use and Transportation Committee

240193 [Planning Code - Parcel Delivery Service]

Sponsors: Chan; Dorsey, Stefani, Mandelman, Preston, Melgar and Engardio

Ordinance amending the Planning Code to require Conditional Use authorizations for establishing Parcel Delivery Service uses, prohibit Non-Cannabis Parcel Delivery Service as an accessory use, and revise zoning control tables to reflect these changes; 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.

FINALLY PASSED

240298 [Commemorative Plaque - Peter Gabel - Noe Valley Farmers Market]

Sponsors: Mandelman; Peskin

Ordinance designating a portion of the sidewalk on 24th Street between Sanchez and Vicksburg Streets, adjoining the Noe Valley Farmers Market, as the site of a future commemorative plaque in honor of Peter Gabel; granting the Public Works Director authority to approve the installation of a commemorative plaque at said location following the Director's review of all permit application materials and the approval of the plaque design by the Design Review Committee of the Arts Commission; waiving permit and inspection fees under the Public Works Code for the installation of the plaque; directing official acts in furtherance of this Ordinance, as defined herein; and affirming the Planning Department's determination under the California Environmental Quality Act.

FINALLY PASSED

Recommendations of the Rules Committee

240048 [Administrative Code - Surveillance Technology Policy - Human Services Agency - Call Recording Technology]

Ordinance approving Surveillance Technology Policy for Human Services Agency use of Call Recording Technology. (Human Services Agency)

FINALLY PASSED

240281 [Administrative, Business and Tax Regulations Codes - Housing Needs Report Frequency and DAS Department Name Updates]

Ordinance amending the Administrative and Business and Tax Regulations Codes to change the frequency of the Housing Needs Overview for Seniors and People with Disabilities and the Housing Needs Assessment and Production Pipeline Report for Seniors and People with Disabilities; and to update all references to the Department of Disability and Aging Services (DAS) consistent with the Charter and make other non-material corrections. (Department of Disability and Aging Services)

FINALLY PASSED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

REGULAR AGENDA

NEW BUSINESS

Recommendations of the Budget and Finance Committee

President Peskin requested File Nos. 240201, 240265, 240413, and 240441 be called together.

240201 [Grant Agreement Amendment - Urban Alchemy - 711 Post Street - Not to Exceed \$22,246,326]

Sponsor: Mayor

Resolution approving the first amendment to the grant agreement between Urban Alchemy and the Department of Homelessness and Supportive Housing ("HSH") for shelter services and operations at 711 Post Street; extending the grant term by 12 months from June 30, 2024, for a total term of March 21, 2022, through June 30, 2025; increasing the agreement amount by \$3,509,506 for a total amount not to exceed \$22,246,326; and 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. (Department of Homelessness and Supportive Housing)
(Fiscal Impact)

ADOPTED by the following vote:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

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)

ADOPTED by the following vote:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

240413 [Grant Agreement Amendment - Episcopal Community Services - Flexible Housing Subsidy Program - Not to Exceed \$29,523,174]**Sponsor: Mayor**

Resolution approving the second amendment to the grant agreement between the Episcopal Community Services and the Department of Homelessness and Supportive Housing ("HSH") for administration of a Flexible Housing Subsidy Pool program; extending the grant term by 36 months from June 30, 2024, for a total term of February 15, 2021, through June 30, 2027; increasing the agreement amount by \$19,623,174 for a total amount not to exceed \$29,523,174; and 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. (Department of Homelessness and Supportive Housing)
(Fiscal Impact)

ADOPTED by the following vote:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

240441 [Grant Agreement Amendment - Episcopal Community Services - Housing Navigation - Not to Exceed \$16,694,903]**Sponsor: Mayor**

Resolution approving the second amendment to the grant agreement between Episcopal Community Services and the Department of Homelessness and Supportive Housing ("HSH") for continued administration of the Housing Navigation program; extending the grant term by 24 months from June 30, 2024, for a total term of July 1, 2021, through June 30, 2026; increasing the agreement amount by \$6,738,079 for a total amount not to exceed \$16,694,903; and 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. (Department of Homelessness and Supportive Housing)
(Fiscal Impact)

ADOPTED by the following vote:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

President Peskin requested File Nos. 240222 and 240257 be called together.

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)

ADOPTED by the following vote:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

240257 [Lease Amendment - Elevate Gourmet Brands, Inc. and Aimhigh ESG, LLC, a Joint Venture dba Elevate Gourmet Brands - SFO Group - Terminal 3 Coffee and Quick Serve Concession Lease No. 18-0346 - Reimbursement of \$279,627 for Unamortized Construction Costs]

Resolution approving Amendment No. 3 to the Terminal 3 Coffee and Quick Serve Concession Lease - Lease No. 18-0346, between Elevate Gourmet Brands, Inc., and Aimhigh ESG, LLC, a joint venture dba Elevate Gourmet Brands - SFO Group and the City and County of San Francisco, acting by and through its Airport Commission, for the removal of the SF Mac & Cheese Kitchen facility from the Lease, reimbursement of \$279,627 to Tenant for unamortized construction costs relating to the SF Mac & Cheese Kitchen facility, and reduction of the Minimum Annual Guarantee from \$375,000 to \$185,000 and the Annual Promotion Charge from \$1,991 to \$405 to reflect the reduction in the square footage of the remaining premises of the Lease, effective upon approval of this Resolution, with no changes to the term. (Airport Commission)
(Fiscal Impact)

ADOPTED by the following vote:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

240355 [Mental Health Services Act - Three-Year Program and Expenditure Plan - FYs 2023-2026]

Resolution authorizing adoption of the San Francisco Mental Health Services Act Three-Year Program and Expenditure (Integrated Plan) for Fiscal Years (FYs) 2023-2026. (Public Health Department)

ADOPTED by the following vote:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

President Peskin requested File Nos. 240422 and 240423 be called together.

240422 [Real Property Lease - Trinity Center, LLC - 1145 Market Street - San Francisco Law Library - \$599,000 Initial Base Rent]

Sponsor: Peskin

Resolution approving and authorizing the Director of Property, on behalf of the San Francisco Law Library, to execute a Lease Agreement for the term of 15 years with one five-year option with the Trinity Center, LLC located at 1145 Market Street, at a base rent of \$599,000 per year with 3% annual rent increases and a partial market reset in year 11; the Lease will be effective upon approval of this Resolution; and authorizing the Director of Property to execute any amendments, options to extend the agreement term, 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 Lease or this Resolution. (Real Estate Department)
(Fiscal Impact)

ADOPTED by the following vote:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

240423 [Real Property Lease - Trinity Center, LLC - 1145 Market Street - Health Service System - \$588,787.05 Initial Base Rent]**Sponsor: Peskin**

Resolution approving and authorizing the Director of Property, on behalf of the Health Service System, to lease of a portion of the real property located at 1145 Market Street with TRINITY CENTER, LLC a Delaware limited liability company, for an initial term of ten years with one five-year extension option to renew at an initial annual base rent of \$588,787.05 with 3% annual increases; the Lease will be effective upon approval of this Resolution; and authorizing the Director of Property to enter into amendments or modifications to the Lease that do not materially increase the obligations or liabilities to the City and are necessary to effectuate the purposes of the Lease or this Resolution. (Fiscal Impact)

ADOPTED by the following vote:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

240444 [Grant Agreement Amendment - SF New Deal - Small Business Grant Payment Support - Not to Exceed \$11,415,000]**Sponsors: Mayor; Dorsey and Preston**

Resolution approving Amendment No. 2 to a grant agreement between the Office of Economic and Workforce Development (OEWD) and SF New Deal, for management of the Small Business Grant Payment Support Program; to increase the grant amount by \$2,455,000 for a total not to exceed amount of \$11,415,000 for the period of April 1, 2023, through June 30, 2025; effective upon approval of this Resolution; and authorizing the Executive Director of OEWD to enter into amendments or modifications to the contract prior to its final execution by all parties that do not materially increase the obligations or liabilities to the City and are necessary to effectuate the purposes of the contract. (Fiscal Impact)

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

ADOPTED by the following vote:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

Recommendations of the Budget and Appropriations Committee

230868 [Administrative, Campaign and Governmental Conduct Codes - Language Access Ordinance]

Sponsors: Walton; Chan, Safai, Ronen and Preston

Ordinance amending the Administrative Code to amend the Language Access Ordinance to clarify Departments' responsibilities to provide language access services to members of the public, and to clarify the role of the Office of Civic Engagement and Immigrant Affairs in administering the Language Access Ordinance; to require language access service be provided in Chinese, Spanish, Filipino, and any other language for which the requisite number of persons qualify as a Substantial Number of Limited English Proficient Persons; to lower the threshold amount for the requisite number of persons needed to meet the definition of Substantial Number of Limited English Proficient Persons; to amend the formula for determining when a language becomes eligible for language access services; to require Departments to translate signage; to require Departments to translate digital content provided on digital platforms; to clarify that crisis situations also includes but is not limited to pandemics, refugee relief, and disaster-related activities; to require departments that provide emergency response services in the event of a crisis situation or disaster-related services, involving an immediate threat of serious harm, mass casualties, conditions of natural disaster, or conditions posing extreme peril to the safety of persons and property to provide language access services; to rename the Annual Compliance Plan to Annual Compliance Report; to impose requirements for the Language Access Ordinance Summary Report; to require Departments to inform members of the public of their right to file a complaint, and of a process for providing feedback on the Department's Language Access Services; to require Office of Civic Engagement and Immigrant Affairs to create a know-your-rights brochure; to require Departments' posting notice of the availability of Language Access Services and a know-your-rights brochure; to require Departments to budget and plan for delivery of Language Access Services; to require Office of Civic Engagement and Immigrant Affairs to prepare an investigation summary report of each investigation that will include findings and recommendation to address the issues raised, and to create and maintain a website for the posting of investigation summary reports; and to delete the financial disclosure requirement for Immigrant Rights Commission members.

(Fiscal Impact)

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

President Peskin requested File Nos. 240452, 240453, and 240454 be called together.

240452 [Public Utilities Commission Capital Projects Budget and Supplemental Appropriation as of May 1, 2024 for FYs 2024-2025 and 2025-2026]

Sponsor: Mayor

Ordinance appropriating all estimated Capital Project Receipts and all estimated Capital Projects Expenditures for the Public Utilities Commission for the Fiscal Year (FY) ending June 30, 2025, and the Fiscal Year ending June 30, 2026.

(Fiscal Impact)

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

240453 [San Francisco Public Utilities Commission Wastewater Revenue Bond Issuance and Other Forms of Indebtedness Issuance - Not to Exceed \$1,715,671,086]**Sponsor: Mayor**

Ordinance authorizing the issuance and sale of tax-exempt or taxable Wastewater Revenue Bonds and other forms of indebtedness by the San Francisco Public Utilities Commission ("Commission") in an aggregate principal amount not to exceed \$1,715,671,086 to finance the costs of various capital wastewater projects benefitting the Wastewater Enterprise pursuant to amendments to the Charter of the City and County of San Francisco enacted by the voters on November 5, 2002, as Proposition E; authorizing the issuance of Wastewater Revenue Refunding Bonds and the retirement of outstanding Wastewater Enterprise Commercial Paper; declaring the Official Intent of the Commission to reimburse itself with one or more issues of tax-exempt or taxable bonds or other forms of indebtedness; and ratifying previous actions taken in connection therewith, as defined herein. (Public Utilities Commission)
(Fiscal Impact)

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

240454 [SFPUC Power Revenue Bond Issuance - Various Capital Projects Benefitting the Power Enterprise - Not to Exceed \$292,825,860]**Sponsor: Mayor**

Ordinance authorizing the issuance and sale of tax-exempt or taxable Power Revenue Bonds and other forms of indebtedness (as described below) by the San Francisco Public Utilities Commission (SFPUC) ("Commission") in an aggregate principal amount not to exceed \$292,825,860 to finance the costs of various capital projects benefitting the Power Enterprise pursuant to amendments to the Charter enacted by the voters on June 5, 2018, as Proposition A; authorizing the issuance of Power Revenue Refunding Bonds and the retirement of outstanding Power Enterprise Commercial Paper; declaring the Official Intent of the Commission to reimburse itself with one or more issues of tax-exempt or taxable bonds or other forms of indebtedness; and ratifying previous actions taken in connection therewith, as defined herein.
(Fiscal Impact)

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

240456 [Administrative Code - Board of Appeals Surcharges on Fees]**Sponsor: Mayor**

Ordinance amending the Administrative Code to adjust surcharges on fees imposed under Planning Code, Section 350, and Building Code, Section 110A, for actions that may be appealed to the Board of Appeals; authorizing the Controller to make future adjustments to ensure that the costs of the Board of Appeals' services are recovered without producing revenue which is significantly more than such costs; and affirming the Planning Department's determination under the California Environmental Quality Act.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

240457 [Building Code - Fees]**Sponsor: Mayor**

Ordinance amending the Building Code to adjust fees charged by the Department of Building Inspection; and affirming the Planning Department's determination under the California Environmental Quality Act. (Building Inspection Department)

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

240458 [Accept and Expend Grant - Friends of the San Francisco Public Library - Annual Grant Award - Up to \$1,080,375 of In-Kind Gifts, Services, and Cash Monies - FY2024-2025]**Sponsor: Mayor**

Resolution authorizing the San Francisco Public Library to accept and expend a grant in the amount of up to \$1,080,375 of in-kind gifts, services, and cash monies from The Friends and Foundation of the San Francisco Public Library (Friends) for direct support for a variety of public programs and services in Fiscal Year (FY) 2024-2025.

ADOPTED by the following vote:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

240459 [Accept and Expend Grant - Retroactive - Department of Homeland Security - 2021 Port Security Grant Program - \$118,314]**Sponsor: Mayor**

Resolution retroactively authorizing the Port of San Francisco to accept and expend a grant award in the amount of \$118,314 from the Department of Homeland Security's 2021 Port Security Grant Program, including \$44,780 for Emergency Preparedness and Response Training, \$48,632 for CCTV Refresh, and \$24,902 for CCTV Remote Access for the period of September 1, 2021, through August 31, 2024. (Port)

ADOPTED by the following vote:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

240460 [Proposition J Contract Certification Contracted-Out Department Services Previously Approved]**Sponsor: Mayor**

Resolution concurring with the Controller's certification that department services previously approved can be performed by private contractor for a lower cost than similar work performed by City and County employees, for the following services: security, information and guest services, parking operations, shuttle bus services (Airport); citations, paratransit, parking meter collections, security, towing, transit shelter cleaning services (Municipal Transportation Agency); janitorial and security services (Port); and security services (Public Utilities Commission).

ADOPTED by the following vote:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

Recommendations of the Government Audit and Oversight Committee

President Peskin requested File Nos. 240208 and 240209 be called together.

240208 [Central Market Community Benefit District - Annual Report - CY2022]

Sponsor: Dorsey

Resolution receiving and approving an annual report for the Central Market Community Benefit District for Calendar Year (CY) 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.

ADOPTED by the following vote:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

240209 [Civic Center Community Benefit District - Annual Report - CY2022]

Sponsor: Dorsey

Resolution receiving and approving an annual report for the Civic Center Community Benefit District for Calendar Year (CY) 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.

ADOPTED by the following vote:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

Recommendations of the Land Use and Transportation Committee

240353 [Planning Code - Landmark Designation - The Gregangelo Museum]

Sponsors: Melgar; Preston and Peskin

Ordinance amending the Planning Code to designate The Gregangelo Museum, located at 225 San Leandro Way, Assessor's Parcel Block No. 3253, Lot No. 015, 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)

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

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]

Sponsors: Mandelman; Melgar

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, cost estimates, and funding strategies for a Curbside EV Charging Pilot Program before the end of 2024.

ADOPTED by the following vote:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

240416 [Approve Project List - California Senate Bill 1 Local Streets and Road Program - Road Maintenance and Rehabilitation Account Funds - FY2024-2025]

Sponsor: Mayor

Resolution approving the list of projects to be funded by Fiscal Year (FY) 2024-2025 Road Maintenance and Rehabilitation Account funds as established by California Senate Bill 1, the Road Repair and Accountability Act of 2017.

ADOPTED by the following vote:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

Recommendations of the Rules Committee

240367 [Administrative Code - Surveillance Technology Policy - Automated Speed Enforcement System - SFMTA]

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

Ordinance approving the Surveillance Technology Policy for the San Francisco Municipal Transportation Agency (SFMTA) use of Automated Speed Enforcement System.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

240404 [Mayoral Reappointment, Treasure Island Development Authority Board of Directors - Mark Dunlop]

Motion approving the Mayor's nomination for the reappointment of Mark Dunlop to the Treasure Island Development Authority Board of Directors, for a term ending February 26, 2028. (Clerk of the Board) (Pursuant to the Treasure Island Conversion Act of 1997, appointments of Directors who are not City officers are only effective upon approval by a majority of the Board of Supervisors. There is no deadline for confirmation and the appointment is not effective until the Board takes action. Transmittal Date: April 19, 2024.)

Motion No. M24-052

APPROVED by the following vote:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

Supervisor Stefani Excused from Voting

Supervisor Safai, seconded by Supervisor Mandelman, moved that Supervisor Stefani be excused from voting on File No. 240433. The motion carried by the following vote:

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

240433 [Reappointment, Reentry Council - Supervisor Catherine Stefani]

Motion reappointing Supervisor Catherine Stefani, term ending June 1, 2026, to the Reentry Council. (Clerk of the Board)

Motion No. M24-053

APPROVED by the following vote:

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

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 Amy Gubser, an open-water marathon swimmer, in recognition of her remarkable feat becoming the first person to swim from the Golden Gate Bridge to the Farallon Islands, a 29.7 mile swim that took 17 hours while fighting through extraordinarily cold and shark-infested waters.

Supervisor Dorsey introduced, welcomed, and presented Certificates of Honor to Seve Ghose, Executive Director of the Yerba Buena Gardens Conservancy, and Carol Tang, Executive Director of the Children's Creative Museum, in recognition of their efforts coordinating with the San Francisco Unified School District on the Climate Youth Summit at Yerba Buena Gardens during Earth Week. Tyrone Jue, Director (Department of the Environment), provided additional commending remarks.

Supervisor Mandelman introduced, welcomed, and presented Certificates of Honor to Donna Sachet, the "First Lady of the Castro," and Gary Virginia in recognition of their efforts coordinating and organizing the last annual PRIDE brunch.

Supervisor Ronen introduced, welcomed, and presented a Certificate of Honor to Jerry Coleman (Office of the District Attorney) in recognition of her accomplishments assisting hundreds of immigrants qualify for relief from deportation.

Appointment of President Pro Tempore

At the request of President Peskin, Supervisor Mandelman assumed the chair at 2:48 p.m. The President resumed the chair 2:51 p.m.

COMMITTEE REPORTS

Recommendation of the Rules Committee

240501 [Administrative Code - Streamlined Contracting for Vision Zero Projects]

Sponsors: Chan; Melgar

Ordinance amending the Administrative Code to streamline contracting for Vision Zero transportation projects by authorizing the Municipal Transportation Agency and the Department of Public Works to enter into and amend contracts without adhering to the Environment Code or to provisions relating to competitive bidding, equal benefits, local business enterprise utilization, and other requirements, for construction work and professional and other services relating to Vision Zero projects.

(This item was not sent as a committee report.)

Recommendations of the Land Use and Transportation Committee

240228 [Planning Code, Local Coastal Program Amendment - Wawona Street and 45th Avenue Cultural Center Special Use District]

Sponsors: Engardio; Peskin and Mandelman

Ordinance amending the Planning Code to clarify the Wawona Street and 45th Avenue Special Use District's height limit and principal permitted use for purposes of the Local Coastal Program; amending the Local Coastal Program to add the Wawona Street and 45th Avenue Cultural Center Special Use District; amending the Local Coastal Program to designate the principal permitted use within the City's Coastal Zone for purposes of appeal to the California Coastal Commission; 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.

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

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

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

Sponsor: Preston

Ordinance amending the Planning Code to permit liquor stores in the buildings located on Assessor's Block, 1215 Lots 018-089 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.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

240503 [Administrative Code - Treatment of Shared Space Parklet on Clipper Street Sidewalk as Curbside Shared Space]

Sponsor: Mandelman

Ordinance waiving specified requirements in the Administrative Code to allow a curbside shared space occupying both the parking lane and sidewalk space on the 100 Block of Clipper Street, at the intersection with Church Street, to be defined as a curbside shared space, subject to certain requirements; and affirming the Planning Department's determination under the California Environmental Quality Act.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

Thierry Fill; expressed concerns regarding intelligence, pride, hypocrisy, and artificial intelligence. Speaker; shared his personal experience of a violent attack and his need for assistance.

Speaker; expressed support of the Resolution urging expansion of childcare support for workforce retention and economic revitalization (File No. 240587).

Delia Fernandez; expressed support of the Resolution urging expansion of childcare support for workforce retention and economic revitalization (File No. 240587).

Speaker; expressed support of the Resolution urging expansion of childcare support for workforce retention and economic revitalization (File No. 240587).

Speaker; expressed support of the Resolution urging expansion of childcare support for workforce retention and economic revitalization (File No. 240587).

Speaker; expressed support of the Resolution urging expansion of childcare support for workforce retention and economic revitalization (File No. 240587).

Sierra Fisher; expressed support of the Resolution urging expansion of childcare support for workforce retention and economic revitalization (File No. 240587).

Speaker; expressed concerns regarding a decision by the Municipal Transportation Agency and a possible appeal to the Board of Supervisors.

Michael Ansime; expressed concerns regarding a decision by the Municipal Transportation Agency and a possible appeal to the Board of Supervisors.

Barbara Walden; expressed support of the Resolution urging expansion of childcare support for workforce retention and economic revitalization (File No. 240587).

Liz Reeves; expressed support of the Resolution urging expansion of childcare support for workforce retention and economic revitalization (File No. 240587).

Helen Ortega; expressed support of the Resolution urging expansion of childcare support for workforce retention and economic revitalization (File No. 240587).

Katherine Ortega; expressed support of the Resolution urging expansion of childcare support for workforce retention and economic revitalization (File No. 240587).

Oscar Tang; expressed support of the Resolution urging expansion of childcare support for workforce retention and economic revitalization (File No. 240587).

Lane Makowski; expressed support of the Resolution urging expansion of childcare support for workforce retention and economic revitalization (File No. 240587).

Speaker; expressed support of the Resolution urging expansion of childcare support for workforce retention and economic revitalization (File No. 240587).

Alan Wong; expressed support of the Resolution urging expansion of childcare support for workforce retention and economic revitalization (File No. 240587).

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

240564 [Supporting California State Assembly Bill No. 1975 (Bonta) - Medi-Cal: Medically Supportive Food and Nutrition Interventions]

Sponsors: Ronen; Walton, Peskin, Safai, Preston and Mandelman

Resolution supporting California State Assembly Bill No. 1975, introduced by Assembly Member Mia Bonta (D-66), co-authored by Assembly Members Joaquin Arambula, Isaac Bryan, Mike Gipson, Chris Holden, Corey Jackson, Reggie Jones-Sawyer, Kevin McCarty, Tina McKinnor, Akilah Weber, and Lori Wilson, to make medically supportive food and nutrition interventions a covered benefit under the Medi-Cal program.

Supervisors Preston and Mandelman requested to be added as co-sponsors.

ADOPTED

240565 [Supporting California State Assembly Bill No. 2913 (Gipson) - California Homicide Victims' Families' Rights Act]**Sponsors: Stefani; Preston and Mandelman**

Resolution supporting California State Assembly Bill No. 2913, introduced by Assembly Member Mike Gipson, to require a law enforcement agency to review, upon request, any unsolved murder investigation case file to determine if reinvestigation of the case would result in probative investigative leads.

Supervisors Preston and Mandelman requested to be added as co-sponsors.

ADOPTED**240568 [Supporting California State Assembly Bill No. 3024 (Ward) - The Stop Hate Littering Act]****Sponsors: Stefani; Mandelman**

Resolution supporting California State Assembly Bill No. 3024, introduced by Assembly Member Chris Ward, to expand the definition of "intimidation by threat of violence" under the Ralph Civil Rights Act of 1976 and address the distribution of hateful materials on private property without authorization.

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

ADOPTED**240587 [Urging Department of Early Childhood to Expand Childcare Support for Workforce Retention and Economic Revitalization]****Sponsors: Melgar; Ronen, Chan, Safai and Engardio**

Resolution urging the Department of Early Childhood to implement a bold strategy to expand its investments in early care and education to support economic revitalization and workforce retention by: 1) comprehensively assessing the needs for early care and education for both subsidy-eligible and current subsidy-ineligible families; 2) providing child care subsidies for workers that return to in person work Downtown (Financial District, Civic Center, Union Square, and SoMa); 3) investing in early care and education facilities and capacity-building to expand child care sites in our priority zip codes and to serve the Downtown workforce; 4) dedicating staffing to project-manage child care facilities on public property including San Francisco General Hospital and housing development at Laguna Honda Hospital; 5) proactively seeking opportunities for new early care and education sites in vacant or underutilized properties; 6) supporting expanded early care and education for City's police, first responders, nurses, and other essential workers including providing flexible and after hours services; 7) exploring options to best support early care educators with healthcare and retirement benefits; and 8) providing specialized learning support for early care and education sites so that children with different needs are met.

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

ADOPTED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

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.

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

240189 [Park Code - Marina Fees]

Ordinance amending the Park Code to raise the fees for various goods and services at the Marina Small Craft Harbor; and affirming the Planning Department's determination under the California Environmental Quality Act. (Recreation and Park Department)

02/28/24; RECEIVED FROM DEPARTMENT.

03/12/24; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 4/11/2024.

04/12/24; RECEIVED FROM DEPARTMENT.

04/23/24; SUBSTITUTED AND ASSIGNED to Budget and Finance Committee.

04/26/24; REFERRED TO DEPARTMENT.

04/26/24; RESPONSE RECEIVED.

05/15/24; RECEIVED FROM DEPARTMENT.

06/04/24; SUBSTITUTED AND ASSIGNED to Budget and Finance Committee.

240571 [Settlement of Lawsuit - Rahul Seth, M.D. - City to Receive \$170,000]

Ordinance authorizing settlement of the lawsuit filed by Rahul Seth, M.D. against the City and County of San Francisco for a payment to the City of \$170,000; the lawsuit was filed on April 19, 2022, in San Francisco Superior Court, Case No. CGC-22-599250; entitled Rahul Seth, M.D. v. City and County of San Francisco, et al.; the lawsuit involves alleged personal injury on a City street. (City Attorney)

05/13/24; RECEIVED FROM DEPARTMENT.

06/04/24; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

240572 [Settlement of Lawsuit - Vincent Keith Bell - \$500,000]

Ordinance authorizing settlement of the lawsuit filed by Vincent Keith Bell against the City and County of San Francisco for \$500,000; the lawsuit was filed on December 16, 2013, in United States District Court-Northern District of California, Case No. 13-cv-05820; entitled Vincent Keith Bell v. Ken Lee, et al.; the lawsuit involves alleged civil rights violation. (City Attorney)

05/21/24; RECEIVED FROM DEPARTMENT.

06/04/24; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

240573 [Settlement of Lawsuit - Denise Wear - \$45,000]

Ordinance authorizing settlement of the lawsuit filed by Denise Wear against the City and County of San Francisco for \$45,000; the lawsuit was filed on January 20, 2022, in San Francisco Superior Court, Case No. CGC-22-597744; entitled Denise Wear v. City and County of San Francisco, et al.; the lawsuit involves alleged personal injury on a City sidewalk. (City Attorney)

05/21/24; RECEIVED FROM DEPARTMENT.

06/04/24; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

240574 [Settlement of Lawsuit - Wendy Offen and Stephen Offen - \$140,000]

Ordinance authorizing settlement of the lawsuit filed by Wendy Offen and Stephen Offen against the City and County of San Francisco for \$140,000; the lawsuit was filed on December 13, 2021, in San Francisco Superior Court, Case No. CGC-21-597078; entitled Wendy Offen and Stephen Offen v. City and County of San Francisco; the lawsuit involves an alleged injury on a City sidewalk. (City Attorney)

05/23/24; RECEIVED FROM DEPARTMENT.

06/04/24; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

240575 [General Plan - Stonestown Development Project]

Ordinance amending the General Plan to revise the Urban Design Element, the Commerce and Industry Element, and the Land Use Index to reflect the Stonestown Development Project; adopting findings under the California Environmental Quality Act; making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and adopting findings of public necessity, convenience, and welfare under Planning Code, Section 340. (Planning Commission)

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

05/22/24; RECEIVED FROM DEPARTMENT.

06/04/24; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 6/4/2024.

PROPOSED RESOLUTIONS

240576 [Contract Amendment - San Francisco Pretrial Diversion Project - Pretrial Services - Not to Exceed \$34,668,237]

Resolution authorizing the Sheriff's Office to enter into a Fifth Amendment to a contract with the San Francisco Pretrial Diversion Project for Pretrial Services, increasing the contract amount by \$14,905,123 for a total not to exceed amount of \$34,668,237 and to extend the contract term for two years from July 1, 2024, for a total term of July 1, 2021, through June 30, 2026, with no more options to extend. (Sheriff)

05/14/24; RECEIVED FROM DEPARTMENT.

06/04/24; RECEIVED AND ASSIGNED to Budget and Finance Committee.

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

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

05/15/24; RECEIVED FROM DEPARTMENT.

06/04/24; RECEIVED AND ASSIGNED to Budget and Finance Committee.

240578 [Real Property Lease - Retroactive - APA Family Support Services - 1099 Sunnydale Avenue - \$52,533.36 Initial Yearly Base Rent]

Resolution retroactively approving and authorizing the Director of Property to enter into a real property lease with APA Family Support Services, a California nonprofit public benefit corporation for approximately 3,267 square feet of The Village Community Facility located at 1099 Sunnydale Avenue, for an initial term of five years with two five-year options to extend, from December 1, 2023, through November 30, 2028, at an initial rent of \$52,533.36 per year (\$4,377.78 per month) with 3% annual increases thereafter; a finding that competitive bidding procedures required under San Francisco Administrative Code, Chapter 23, Section 23.33 are impractical or impossible; a finding that the Lease furthers a proper public purpose sufficient to meet Section 23.30 market value requirements; and authorizing the Director of Property to enter into any additions, amendments, or other modifications to the Lease that do not materially increase the obligations or liabilities of the City to effectuate the purposes of this Resolution. (Real Estate Department)

05/16/24; RECEIVED FROM DEPARTMENT.

06/04/24; RECEIVED AND ASSIGNED to Budget and Finance Committee.

240579 [Tolling Agreement - Maplebear, Inc. - Gross Receipts, Homelessness Gross Receipts, and Payroll Expense Tax Dispute - \$2,204,716]

Resolution approving a Tolling Agreement to extend the statute of limitations for Maplebear, Inc. (doing business as Instacart) to bring potential litigation against the City and County of San Francisco for a refund of \$2,204,716 of gross receipts, homelessness gross receipts, and payroll expense taxes to allow for possible resolution of the matter without litigation. (City Attorney)

05/23/24; RECEIVED FROM DEPARTMENT.

06/04/24; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

240580 [Settlement of Unlitigated Claims - GSW Arena LLC - \$281,289.76]

Resolution approving the settlement of the unlitigated claims filed by GSW Arena LLC against the City and County of San Francisco for \$281,289.76; the claims were filed on August 4, 2023, and April 3, 2024; the claims involve a refund of gross receipts, homelessness gross receipts, and commercial rents taxes. (City Attorney)

05/23/24; RECEIVED FROM DEPARTMENT.

06/04/24; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

240581 [Settlement of Unlitigated Claim - Bay Area Air Quality Management District - \$42,125]

Resolution approving settlement of the unlitigated claim filed by the Bay Area Air Quality Management District (BAAQMD) against the City and County of San Francisco for \$42,125; the claim involves the resolution of notices of violation issued by the Bay Area Air Quality Management District to the City and County of San Francisco concerning alleged violations of testing requirements governing onsite boilers at the Hall of Justice facility located at 850 Bryant Street; other material terms of the settlement include the resolution of all claims between BAAQMD and the City and County of San Francisco with regard to the dispute, with each party to bear their own costs. (City Attorney)

05/23/24; RECEIVED FROM DEPARTMENT.

06/04/24; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

240582 [Professional Services Agreement Amendment - Calpine Energy Solutions LLC - Community Choice Aggregation Program - Not to Exceed \$34,975,340.40]

Resolution authorizing the General Manager of the San Francisco Public Utilities Commission to execute Amendment No. 4 to Agreement No. CS-247[R], Customer and Administrative Services for Community Choice Aggregation Program with Calpine Energy Solutions LLC, for continued meter data management, billing, and customer care support for the CleanPowerSF Program, increasing the agreement amount by \$2,500,000 for a total not to exceed agreement amount of \$34,975,340.40 and extending the agreement duration by six months from November 1, 2024, for a total agreement duration from November 20, 2015, through April 30, 2025. (Public Utilities Commission)

05/17/24; RECEIVED FROM DEPARTMENT.

06/04/24; RECEIVED AND ASSIGNED to Budget and Finance Committee.

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 4:03 p.m.