

# BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

## MEETING MINUTES - DRAFT

Tuesday, July 20, 2021 - 2:00 PM

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

*(remote public access provided via teleconference)*

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### Regular Meeting

SHAMANN WALTON, PRESIDENT

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

*Angela Calvillo, Clerk of the Board*

### BOARD COMMITTEES

#### Committee Membership

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

**Budget and Finance Committee**  
Supervisors Haney, Safai, Mar

**Government Audit and Oversight Committee**  
Supervisors Preston, Chan, Mandelman

**Land Use and Transportation Committee**  
Supervisors Melgar, Preston, Peskin

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

**Rules Committee**  
Supervisors Peskin, Mandelman, Chan

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

#### Meeting Days

Wednesday  
1:00 PM

Wednesday  
10:30 AM

1st and 3rd Thursday  
10:00 AM

Monday  
1:30 PM

2nd and 4th Thursday  
10:00 AM

Monday  
10:00 AM

2nd Friday  
10:00 AM

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**Members Present:** Connie Chan, Matt Haney, Rafael Mandelman, Gordon Mar, Myrna Melgar, Aaron Peskin, Dean Preston, Hillary Ronen, Ahsha Safai, Catherine Stefani, and Shamann Walton

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*The Board of Supervisors of the City and County of San Francisco met in regular session, and provided public comment through teleconferencing, on Tuesday, July 20, 2021, with President Shamann Walton presiding.*

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

## **Remote Access to Information and Participation**

*On March 17, 2020, the Board of Supervisors (Board) authorized their Board and Committee meetings to convene remotely and allow remote public comment via teleconference. Effective June 29, 2021, the Board and staff began to reconvene for in-person Board proceedings. Committee meetings will continue to convene remotely until further notice. Visit the SFGovTV website at ([www.sfgovtv.org](http://www.sfgovtv.org)) to stream the live meetings, or to watch meetings on demand. Members of the public are encouraged to participate remotely via detailed instructions on participating via teleconference available at <https://sfbos.org/remote-meeting-call>.*

*Members of the public may participate by phone or may submit their comments by email to: [bos@sfgov.org](mailto:bos@sfgov.org); all comments received will be made a part of the official record. Board of Supervisors Regular Meetings begin at 2:00 p.m. on Tuesdays. Board Agendas and their associated documents are available at <https://sfbos.org/meetings/42>. Please visit the Board's website ([www.sfbos.org](http://www.sfbos.org)) regularly to be updated on the current situation as it affects the legislative process. For more information contact the Office of the Clerk of the Board at (415) 554-5184.*

## **ROLL CALL AND PLEDGE OF ALLEGIANCE**

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

*All Members were present.*

*President Walton 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.*

## **COMMUNICATIONS**

*Angela Calvillo, Clerk of the Board, instructed members of the public, when general public comment is called, to contribute live comments for up to two minutes by dialing the provided telephone number. When connected, they will receive another prompt, dial \* 3 to be added to the queue to speak. Make sure to call from a quiet location, speak clearly and slowly, and turn down your television or radio. Written comments may be submitted through email ([bos@sfgov.org](mailto: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 Walton inquired whether any Member of the Board had any corrections to the June 14, 2021, Special Board Meeting Minutes at the Budget and Appropriations Committee, which constituted a quorum of the Board of Supervisors, or the June 15, 2021, Board Regular Meeting Minutes, as presented. There were no corrections requested from any Member of the Board.*

**Supervisor Peskin, seconded by Supervisor Haney, moved to approve the June 14, 2021, Special Board Meeting Minutes at the Budget and Appropriations Committee, which constituted a quorum of the Board of Supervisors, and the June 15, 2021, Board Regular Meeting Minutes, as presented. The motion carried by the following vote, following general public comment:**

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

## **AGENDA CHANGES**

*There were no agenda changes.*

## SPECIAL ORDER 2:00 P.M. - Mayor's Appearance Before The Board

### **210823 [Formal Policy Discussions - July 20, 2021]**

Pursuant to Charter, Sections 2.103 and 3.100(7), and Administrative Code, Section 2.11, the Mayor shall discuss the following eligible topics submitted from the Supervisors representing Districts 5 and 7. The Mayor may address the Board initially for up to five minutes. Discussion shall not exceed two minutes per question or answer.

1. Public Transportation (District 5)
2. Affordable Housing on the Westside (District 7)

*Mayor London N. Breed addressed the Board of Supervisors regarding the City's recovery efforts and the various vaccination rates. She encouraged all unvaccinated individuals to make an appointment to help stop the spread of the virus. Mayor Breed then discussed the above referenced topics submitted by the District 5 and 7 Supervisors.*

*Supervisor Preston began the discussions by asking the following question: Can you commit to the riders of suspended Muni lines that their lines will be restored to service? Mayor Breed responded that the restoration of Muni service is a part of the City's overall recovery as we come out of the pandemic. The need for additional revenue is an issue even though there has been an uptick in ridership. Plans are being put into place to increase efforts to bring back operators and reestablish coverage for the needed transit lines. Supervisor Preston then followed up with the following question: Can the riders of those suspended lines count on those lines coming back in the short-term regardless of the long-term plans for those lines? Mayor Breed responded that the data is being analyzed to ensure the most efficient plan is effectuated and staffing levels need to be brought back up to meet the demands. Mayor Breed did not ask any follow-up questions related to this topic.*

*Supervisor Melgar began the discussions by asking the following question: How can we work with the Mayor's Office of Housing and Community Development to develop solutions that are catered to westside needs and sensibilities; and are you willing to explore different, innovative tools that will yield housing at a range of income levels, most importantly serving our seniors and multi-generational households? Mayor Breed responded that she has put forward proposals to expand housing in the area. The zoning of certain areas needs to be reconsidered and various types of funding need to be explored in order to fund the housing projects that are needed. Supervisor Melgar then followed up with the following question: Are you willing to explore different tools and funding sources for additional housing? Mayor Breed responded that funding has been allocated to explore other opportunities to build new housing throughout the various communities. She reaffirmed she will continue working with the Supervisor to explore different financial solutions to build the needed housing. Mayor Breed did not ask any follow-up questions related to this topic.*

**HEARD AND FILED**

## CONSENT AGENDA

### Recommendations of the Government Audit and Oversight Committee

#### **210557 [Settlement of Lawsuits - Square, Inc. - \$2,625,000]**

Ordinance authorizing settlement of the lawsuits filed by Square, Inc. against the City and County of San Francisco for \$2,625,000; the lawsuits were filed on September 6, 2019, and August 18, 2020, in San Francisco County Superior Court, Case Nos. CGC-19-579061 and CGC-20-586039; both entitled Square, Inc. v. City and County of San Francisco et al.; the lawsuits both involve claims for a refund of gross receipts taxes; other material terms of the settlement are the agreement that Square, Inc. and its related entities will not take certain filing positions with respect to their gross receipts taxes for tax years 2019 and 2020. (City Attorney)

**FINALLY PASSED**

#### **210558 [Settlement of Lawsuit - Yun Wan Pang - \$200,000]**

Ordinance authorizing settlement of the lawsuit filed by Yun Wan Pang against the City and County of San Francisco for \$200,000; the lawsuit was filed on June 26, 2020, in San Francisco Superior Court, Case No. CGC-20-585148; entitled Yun Wan Pang v. City and County of San Francisco, et al.; the lawsuit involves alleged personal injury on a City sidewalk. (City Attorney)

**FINALLY PASSED**

#### **210630 [Settlement of Lawsuit - Shanay Jones - \$80,000]**

Ordinance authorizing settlement of the lawsuit filed by Shanay Jones against the City and County of San Francisco for \$80,000; the lawsuit was filed on December 3, 2019, in United States District Court - Northern District, Case No. 19-cv-07921; entitled Shanay Jones v. City and County of San Francisco; the lawsuit involves an alleged prescription medication error; City and County of San Francisco agreed to pay for any unreimbursed medical costs related to Shanay Jones' care at Zuckerberg San Francisco General Hospital as to Ms. Jones' medical care from January-February 2018 in addition to the \$80,000 payment. (City Attorney)

**FINALLY PASSED**

#### **210631 [Settlement of Lawsuit - Omar Abdullah, by and through his Conservator, Theresa Hoskins-Ford - \$800,000]**

Ordinance authorizing settlement of the lawsuit filed by Omar Abdullah, by and through his Conservator, Theresa Hoskins-Ford against the City and County of San Francisco for \$800,000; the lawsuit was filed on February 24, 2020, in San Francisco Superior Court, Case No. CGC-20-583155; entitled Omar Abdullah, by and through his Conservator, Theresa Hoskins-Ford v. City and County of San Francisco, et al.; the lawsuit involves allegations of negligence, dependent adult neglect/abuse, violations of the Patient's Bill of Rights, assault, battery, and violation of privacy concerning Mr. Abdullah's care at Laguna Honda Hospital and Rehabilitation Center. (City Attorney)

**FINALLY PASSED**

**210587 [Accept and Expend Grant and Amend the Annual Salary Ordinance - California Highway Patrol - Cannabis Tax Fund Grant Program - \$986,248]****Sponsor: Peskin**

Ordinance authorizing the Office of the Chief Medical Examiner to accept and expend a grant in the amount of \$986,248 from the California Highway Patrol Cannabis Tax Fund Grant Program; and amending Ordinance No. 166-20 (Annual Salary Ordinance File No. 200568 for Fiscal Years 2020-2021 and 2021-2022) to provide for the addition of one grant funded Class 2403 Forensic Laboratory Analyst (FTE 1.0), and one grant funded Class 2456 Forensic Toxicologist (FTE 1.0), for the period beginning July 1, 2021, through June 30, 2023.

**FINALLY PASSED**

The foregoing items were acted upon by the following vote:

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

**Severed from the Consent Agenda**

*President Walton requested that File No. 210182 be severed so that it may be considered separately.*

**Recommendation of the Land Use and Transportation Committee****210182 [Planning Code, Zoning Map - 2500-2530 18th Street Affordable Housing Special Use District]****Sponsors: Walton; Ronen, Stefani, Preston, Melgar and Mar**

Ordinance amending the Planning Code to create the new 2500-2530 18th Street Affordable Housing Special Use District (Assessor's Parcel Block No. 4014, Lot Nos. 002 and 002A), to facilitate the development of affordable housing at the site; amending the Zoning Map to rezone the lots from PDR-1-G (Production, Distribution, and Repair, General) to UMU (Urban Mixed Use) and to map the new special use district; 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.

*Supervisors Preston, Melgar, and Mar requested to be added as co-sponsors.*

**FINALLY PASSED by the following vote:**

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

## REGULAR AGENDA

## UNFINISHED BUSINESS

### Recommendations of the Budget and Appropriations Committee

*President Walton requested File Nos. 210643, 210644, 210660, 210645, 210646, 210647, 210648, 210649, 210650, 210651, 210652, 210655, 210656, 210657, 210658, 210661, 210662, 210663, 210664, 210665, 210666, 210667, and 210668 be called together. During the discussion on these matters, privilege of the floor was granted unanimously to Anne Pearson (Office of the City Attorney) who responded to questions raised.*

#### **210643 [Budget and Appropriation Ordinance for Departments - FYs 2021-2022 and 2022-2023]**

**Sponsor: Mayor**

Budget and Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures for Departments of the City and County of San Francisco as of June 1, 2021, for the Fiscal Years (FYs) ending June 30, 2022, and June 30, 2023.

(Fiscal Impact)

**Supervisor Haney, seconded by Supervisor Safai, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, to 1) adjust the department for spending plan item #18: Sustain Services for survivors of Gender-based violence in San Francisco with a small increase, add a couple of new culturally specific programs and help expand the department from the Department on the Status of Women to the Department of Public Health; 2) adjust spending plan item #41, \$500,000, from Legacy Business Program to: \$100,000 for one-time staffing support to expedite Legacy Business applications and \$400,000 for the replenishment of the Legacy Business Preservation Fund for direct grants to qualifying small businesses; 3) adjust the description of spending plan item #61, from Project-based SRO Operating Subsidies to Support Extremely Low Income (ELI) Tenants in Affordable Housing to: Extremely Low Income (ELI) SRO Project-based Operating subsidies, to support SRO acquisition and rehab, including support for any necessary remediation and relocation for seniors and families; 4) adjust the description of spending plan item #84 from Rent Relief Project (GF) to: Residential rent relief, prioritizing tenants who receive eviction notice or face threat of eviction; 5) reallocate \$250,000 from Board District Projects in District 10 in the General City Responsibility Department, to: The Human Rights Commission to support the reimagining of Juvenile Hall; and 6) reallocate \$800,000 from the PC Refresh Program in the General City Responsibility Department to: The Office of Economic and Workforce Development to support expanding the Downtown Ambassador Program's mobile ambassadors to Northern Tenderloin/Lower Polk. The motion carried by the following vote:**

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton  
(Fiscal Impact)

**PASSED ON FIRST READING AS AMENDED by the following vote:**

Ayes: 10 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Ronen, Safai, Stefani, Walton  
Noes: 1 - Preston

**210644 [Annual Salary Ordinance - FYs 2021-2022 and 2022-2023]****Sponsor: Mayor**

Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the Fiscal Years (FYs) ending June 30, 2022, and June 30, 2023, continuing, creating, or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefore.

**PASSED ON FIRST READING by the following vote:**

Ayes: 10 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Ronen, Safai, Stefani, Walton

Noes: 1 - Preston

**210660 [Office of Community Investment and Infrastructure, Operating as Successor Agency to the San Francisco Redevelopment Agency - FY2021-2022 Budget - Bond Issuance Not to Exceed \$130,412,893]****Sponsor: Mayor**

Resolution approving the Fiscal Year (FY) 2021-2022 Budget of the Office of Community Investment and Infrastructure ("OCII"), operating as the Successor Agency to the San Francisco Redevelopment Agency; and approving the Issuance by OCII of Bonds in an aggregate principal amount not to exceed \$130,412,893 for the purpose of financing a portion of OCII's enforceable obligations.

**ADOPTED by the following vote:**

Ayes: 10 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Ronen, Safai, Stefani, Walton

Noes: 1 - Preston



**210645 [Authorizing Tax-Exempt and/or Taxable Certificates of Participation (Multiple Capital Improvement Projects) - Not to Exceed \$67,500,000]****Sponsor: Mayor**

Ordinance authorizing the execution and delivery of Certificates of Participation, in one or more series on a tax-exempt and/or taxable basis and from time to time, evidencing and representing an aggregate principal amount of not to exceed \$67,500,000 ("Certificates"), to finance and refinance certain capital improvement projects within the City, including but not limited to certain projects within the City and County of San Francisco's ("City") capital plan and generally consisting of critical repairs, renovations and improvements to City-owned buildings, facilities and works utilized by various City departments and local economic stimulus projects, generally consisting of repairs, renovations and improvements, designed to help build a more resilient and equitable San Francisco as part of the City's recovery from the COVID-19 pandemic, including through the retirement of certain commercial paper notes of the City issued for such purposes; approving the form of a Supplement to Trust Agreement between the City and U.S. Bank National Association, as trustee ("Trustee") (including certain indemnities contained therein); approving respective forms of a Supplement to Property Lease and a Supplement to Project Lease, each between the City and the Trustee, for the lease and lease back of all or a portion of certain real property and improvements owned by the City and located at 375 Laguna Honda Boulevard within the City and at 1 Moreland Drive, San Bruno, California, and/or other property as determined by the Director of Public Finance; approving the form of an Official Notice of Sale and a Notice of Intention to Sell the Certificates; approving the form of an Official Statement in preliminary and final form; approving the form of a purchase contract between the City and one or more initial purchasers of the Certificates; approving the form of a Continuing Disclosure Certificate; granting general authority to City officials to take necessary actions in connection with the authorization, sale, execution and delivery of the Certificates, as defined herein; approving modifications to documents, as defined herein; and ratifying previous actions taken in connection therewith, as defined herein.

(Fiscal Impact)

**PASSED ON FIRST READING by the following vote:**

Ayes: 10 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Ronen, Safai, Stefani, Walton  
Noes: 1 - Preston

**210646 [Health Code - Patient Rates for FYs 2020-2021, 2021-2022, and 2022-2023]****Sponsor: Mayor**

Ordinance amending the Health Code to set patient rates and rates for other services provided by the Department of Public Health, for Fiscal Years (FYs) 2020-2021, 2021-2022, and 2022-2023.

**PASSED ON FIRST READING by the following vote:**

Ayes: 10 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Ronen, Safai, Stefani, Walton  
Noes: 1 - Preston

**210647 [Appropriation - Proceeds from Revenue Bonds in Hetch Hetchy Water & Power Capital Improvements - \$19,344,824 - De-appropriation & Re-appropriation Low Carbon Fuel Standard - \$2,000,000 - De-appropriation & Re-appropriation Hetchy Revenue - \$6,843,536]**

**Sponsor: Mayor**

Ordinance appropriating a total of \$19,344,824 of Hetchy Power Revenue Bonds for the San Francisco Public Utilities Commission (SFPUC) Hetch Hetchy Capital Improvement Program and de-appropriating \$2,000,000 Low Carbon Fuel Standard funding for Fiscal Year (FY) 2021-2022, de-appropriating \$6,843,536 Hetchy Revenue funds to Hetchy Fund balance in FY2020-2021, and placing \$19,344,824 of Power Bonds by project on Controller's Reserve subject to the Controller's certification of funds availability, including proceeds of indebtedness, and for construction related expenditures (excluding program management, planning and design) for these projects, as applicable, is also subject to the prior occurrence of the SFPUC's and the Board of Supervisors' discretionary adoption of California Environmental Quality Act (CEQA) findings for projects, following review and consideration of completed project related environmental analysis, where required.

(Fiscal Impact)

**PASSED ON FIRST READING by the following vote:**

Ayes: 10 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Ronen, Safai, Stefani, Walton

Noes: 1 - Preston

**210648 [Appropriation - Proceeds from Revenue Bonds, State Loans or Grants, Wastewater Revenues - \$213,511,178 - De-appropriating and Re-appropriating - SFPUC Wastewater Capital Improvements - \$42,900,587 - FY2021-2022]**

**Sponsor: Mayor**

Ordinance appropriating a total of \$213,511,178 of proceeds from revenue bonds, State of California Water Resources Control Board's revolving loan funds (State Loan Funds) or grant funds (State Grant Funds), for the San Francisco Public Utilities Commission (SFPUC) Wastewater Enterprise's Capital Improvement Program for Fiscal Year (FY) 2021-2022, de-appropriating and re-appropriating \$42,900,587 and placing \$256,411,765 in Revenue Bonds or State Loan or Grant Funds by project on Controller's Reserve subject to the Controller's certification of funds availability, including proceeds of indebtedness, and for construction related expenditures (excluding program management, planning and design) for these projects, as applicable, is also subject to the prior occurrence of the SFPUC's and the Board of Supervisors' discretionary adoption of California Environmental Quality Act (CEQA) findings for projects, following review and consideration of completed project related environmental analysis, where required.

(Fiscal Impact)

**PASSED ON FIRST READING by the following vote:**

Ayes: 10 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Ronen, Safai, Stefani, Walton

Noes: 1 - Preston

**210649 [Amending Ordinance No. 172-20 - San Francisco Public Utilities Commission Power Revenue Bond Issuance - Not to Exceed \$162,314,897]****Sponsor: Mayor**

Ordinance amending Ordinance No. 172-20, to authorize an increase of the issuance and sale of tax-exempt or taxable Power Revenue Bonds and other forms of indebtedness by the San Francisco Public Utilities Commission (Commission) in an aggregate principal amount not to exceed \$162,314,897 to finance the costs of various capital projects benefitting the Power Enterprise pursuant to Charter, Sections 9.107(6) and 9.107(8), including amendments to the Charter of the City and County of San Francisco enacted by the voters on November 5, 2016, commonly referred to as Proposition A; authorizing the issuance of Power Revenue Refunding Bonds; 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: 10 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Ronen, Safai, Stefani, Walton

Noes: 1 - Preston

**210650 [Amending Ordinance No. 173-20 - San Francisco Public Utilities Commission Wastewater Revenue Bond Issuance - Not to Exceed \$563,430,430]****Sponsor: Mayor**

Ordinance amending Ordinance No. 173-20 to authorize the issuance and sale of tax-exempt or taxable Wastewater Revenue Bonds and other forms of indebtedness (as described below) by the San Francisco Public Utilities Commission (Commission) in an aggregate principal amount not to exceed \$563,430,430 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 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: 10 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Ronen, Safai, Stefani, Walton

Noes: 1 - Preston

**210651 [Appropriation - San Francisco Public Utilities Commission - \$20,716,252 - Reducing Appropriation - Airport Commission - \$272,379,116 - Reducing Appropriation - Port Commission - \$17,664,260 - FY2021-2022]**

**Sponsor: Mayor**

Ordinance appropriating \$20,716,252 in the San Francisco Public Utilities Commission and reducing appropriations by \$272,379,116 in the Airport Commission and by \$17,664,260 in the Port Commission; this Ordinance requires a two-thirds approval vote of all members of the Board of Supervisors for \$59,659,237 in the San Francisco Public Utilities Commission, for \$10,061,693 in the Airport Commission and for \$3,796,402 in the Port Commission appropriations, pursuant to Charter, Section 9.113(c).

(Pursuant to Charter, Section 9.113(c), this matter shall require a vote of two-thirds (8 votes) of all members of the Board of Supervisors to approve such appropriation ordinance for passage.)

(Fiscal Impact)

**PASSED ON FIRST READING by the following vote:**

Ayes: 10 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Ronen, Safai, Stefani, Walton

Noes: 1 - Preston

**210652 [Public Employment - Amendment to the Salary Ordinance for the Airport Commission and the San Francisco Public Utilities Commission - FY2021-2022]**

**Sponsor: Mayor**

Ordinance amending Ordinance No. 166-20 (Salary Ordinance Fiscal Years (FYs) 2020-2021 and 2021-2022) to reflect the substitution of three positions (0.00 FTEs) at the Airport Commission, and the substitution of nine positions (0.00 FTEs) and the addition of 23 positions (20.04 FTEs) at the San Francisco Public Utilities Commission in FY2021-2022.

**PASSED ON FIRST READING by the following vote:**

Ayes: 10 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Ronen, Safai, Stefani, Walton

Noes: 1 - Preston

**210655 [Police Code - Street Artist Certificate Fee]**

**Sponsors: Mayor; Haney, Safai, Ronen and Mandelman**

Ordinance amending the Police Code to lower the fee for a Street Artist Certificate.

**PASSED ON FIRST READING by the following vote:**

Ayes: 10 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Ronen, Safai, Stefani, Walton

Noes: 1 - Preston

**210656 [Neighborhood Beautification and Graffiti Clean-up Fund Tax Designation Ceiling]**

**Sponsor: Mayor**

Ordinance adopting the Neighborhood Beautification and Graffiti Clean-up Fund Tax designation ceiling for tax year 2021.

**PASSED ON FIRST READING by the following vote:**

Ayes: 10 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Ronen, Safai, Stefani, Walton

Noes: 1 - Preston

**210657 [Administrative Code - Collection of Rent Board Fee]****Sponsor: Mayor**

Ordinance amending the Administrative Code to require the Rent Board to collect the Rent Board fee through invoices rather than through the property tax bill; to impose penalties in the event of non-payment of the fee; and to clarify existing law regarding the procedures for landlords to recover a portion of the fee from their tenants.

**PASSED ON FIRST READING by the following vote:**

Ayes: 10 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Ronen, Safai, Stefani, Walton

Noes: 1 - Preston

**210658 [Business and Tax Regulations Code - Emergency Medical Services Fees]****Sponsor: Mayor**

Ordinance amending the Business and Tax Regulations Code to update emergency medical services fees to reflect amounts currently authorized and charged under annual adjustment provisions, and to require that the fees be paid to the Department of Emergency Management rather than the Department of Public Health.

**PASSED ON FIRST READING by the following vote:**

Ayes: 10 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Ronen, Safai, Stefani, Walton

Noes: 1 - Preston

**210661 [Accept and Expend Grants - Recurring State Grant Funds - Department of Public Health - FY2021-2022]****Sponsor: Mayor**

Resolution authorizing the acceptance and expenditure of State grant funds by the San Francisco Department of Public Health for Fiscal Year (FY) 2021-2022. (Public Health Department)

**ADOPTED by the following vote:**

Ayes: 10 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Ronen, Safai, Stefani, Walton

Noes: 1 - Preston

**210662 [Homelessness and Supportive Housing Fund - FYs 2021-2022 and 2022-2023 Expenditure Plan]****Sponsor: Mayor**

Resolution approving the Fiscal Years (FYs) 2021-2022 and 2022-2023 Expenditure Plan for the Department of Homelessness and Supportive Housing Fund.

**ADOPTED by the following vote:**

Ayes: 10 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Ronen, Safai, Stefani, Walton

Noes: 1 - Preston

**210663 [Accept and Expend Grant - Friends of the San Francisco Public Library - Annual Grant Award - FY2021-2022 - Up to \$860,885 of In-Kind Gifts, Services, and Cash Monies]**

**Sponsor: Mayor**

Resolution authorizing the San Francisco Public Library to accept and expend a grant in the amount of up to \$860,885 of in-kind gifts, services, and cash monies from the Friends of the San Francisco Public Library for direct support for a variety of public programs and services in Fiscal Year (FY) 2021-2022. (Public Library)

**ADOPTED by the following vote:**

Ayes: 10 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Ronen, Safai, Stefani, Walton  
Noes: 1 - Preston

**210664 [Accept and Expend Grant - Friends of San Francisco Public Library - Mission Branch Renovation Capital Project Grant Award - FYs 2021-2022 and 2024-2025 - Up to \$875,500 of In-Kind Gifts, Services, and Cash Monies]**

**Sponsor: Mayor**

Resolution authorizing the San Francisco Public Library to accept and expend a grant in the amount of up to \$875,500 of in-kind gifts, services, and cash monies from the Friends of the San Francisco Public Library for direct support for the Mission Branch Renovation Project within the period of Fiscal Years (FYs) 2021-2022 and 2024-2025. (Public Library)

**ADOPTED by the following vote:**

Ayes: 10 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Ronen, Safai, Stefani, Walton  
Noes: 1 - Preston

**210665 [Proposition J Contract Certification - Contracted-Out Department Services for the Department of Public Health]**

**Sponsor: Mayor**

Resolution concurring with the Controller's certification that department services can be performed by private contractor for a lower cost than similar work performed by City and County employees, for security services (Department of Public Health).

**ADOPTED by the following vote:**

Ayes: 10 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Ronen, Safai, Stefani, Walton  
Noes: 1 - Preston

**210666 [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: budget and legislative analyst (Board of Supervisors); citywide custodial services (excluding City Hall), citywide security services, fleet security, convention facilities management (General Services Agency - City Administrator); mainframe system support (General Services Agency - Technology); security services (Public Works); security services (Human Services Agency); security services (Department of Homelessness and Supportive Housing); security services (Mayor's Office of Housing and Community Development); food services for jail inmates (Sheriff's Department); assembly of vote-by-mail envelopes (Department of Elections); security services (Public Utilities Commission); security, information and guest services, parking operations, shuttle bus services (Airport); and custodial and security services (Port).

**ADOPTED by the following vote:**

Ayes: 10 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Ronen, Safai, Stefani, Walton  
Noes: 1 - Preston

**210667 [Agreement - Retroactive - San Francisco Community Health Authority - Medical Reimbursement Accounts Cash Grant Program - Not to Exceed \$14,903,500]****Sponsor: Mayor**

Resolution retroactively approving an agreement between the San Francisco Community Health Authority and the Department of Public Health for the implementation of San Francisco Medical Reimbursement Accounts Cash Grant Program payments authorized under the seventeenth supplement to the Mayoral Local Emergency Declaration for a total amount not to exceed \$14,903,500 for a term of 18 months, from July 1, 2020, through December 31, 2021. (Public Health Department)  
(Fiscal Impact)

**ADOPTED by the following vote:**

Ayes: 10 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Ronen, Safai, Stefani, Walton  
Noes: 1 - Preston

**210668 [Adjusting the Access Line Tax - Consumer Price Index of 2021]****Sponsor: Mayor**

Resolution concurring with the Controller's establishment of the Consumer Price Index for 2021, and adjusting the Access Line Tax by the same rate.

**ADOPTED by the following vote:**

Ayes: 10 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Ronen, Safai, Stefani, Walton  
Noes: 1 - Preston

## **Recommendation of the Land Use and Transportation Committee**

### **210284 [Administrative, Public Works, and Transportation Codes - Shared Spaces]**

**Sponsors: Mayor; Mandelman, Safai, Stefani, Haney, Ronen and Mar**

Ordinance amending the Administrative Code to rename and modify the Places for People Program as the Shared Spaces Program, and to clarify the roles and responsibilities of various departments regarding activation and use of City property and the public right-of-way, streamline the application process, specify minimum programmatic requirements such as public access, setting permit and license fees, and provide for the conversion of existing Parklet and Shared Spaces permittees to the new program requirements; amending the Public Works Code to create a Curbside Shared Spaces permit fee, provide for public notice and comment on permit applications, provide for hearings for occupancy of longer-term street closures, and supplement enforcement actions by Public Works; amending the Transportation Code to authorize the Interdepartmental Staff Committee on Traffic and Transportation (ISCOTT) to issue permits for the temporary occupancy of the Traffic Lane for purposes of issuing permits for Roadway Shared Spaces as part of the Shared Spaces Program, subject to delegation of authority by the Municipal Transportation Agency Board of Directors to temporarily close the Traffic Lane, and adding the Planning Department as a member of ISCOTT; amending the Transportation Code to prohibit parking in a zone on any street, alley, or portion of a street or alley, that is subject to a posted parking prohibition except for the purpose of loading or unloading passengers or freight; making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and affirming the Planning Department's determination under the California Environmental Quality Act.

(Economic Impact)

**FINALLY PASSED by the following vote:**

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

## **Recommendations of the Rules Committee**

*President Walton requested File Nos. 210567, 210568, and 210719 be called together.*

### **210567 [Administrative Code - Food Empowerment Market Fund]**

**Sponsors: Safai; Walton, Peskin, Ronen, Mandelman, Haney, Melgar and Preston**

Ordinance amending the Administrative Code to establish a special fund for grants to nonprofit agencies to establish and operate food empowerment markets, and designating the Human Services Agency to administer and establish rules for the program.

*Supervisors Haney, Melgar, and Preston requested to be added as co-sponsors.*

**FINALLY PASSED by the following vote:**

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

### **210568 [Administrative Code - Biennial Food Security and Equity Report]**

**Sponsors: Safai; Ronen, Walton, Peskin, Mandelman, Haney, Melgar and Preston**

Ordinance amending the Administrative Code to direct the Department of Public Health to report biennially on food security and equity, with input from other departments.

*Supervisors Haney, Melgar, and Preston requested to be added as co-sponsors.*

**FINALLY PASSED by the following vote:**

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton



**210719 [Administrative Code - Food Security Task Force Reauthorization and Sunset Date Extension]****Sponsors: Safai; Ronen, Peskin, Mandelman, Walton, Haney, Melgar and Preston**

Ordinance amending the Administrative Code to reauthorize the Food Security Task Force and extend the sunset date from July 1, 2021, to July 1, 2026, and to reference among the Task Force's duties assisting with the Department of Public Health's Food Security and Equity Report. (Board Rule 2.21, requiring a sunset clause not to exceed three years, may be suspended pursuant to Board Rule 5.2 by the affirmative vote of eight Supervisors unless there are fewer than eight Supervisors present; in which case the unanimous consent of the Supervisors, but not less than six, shall be required.)

*Supervisors Haney, Melgar, and Preston requested to be added as co-sponsors.*

**FINALLY PASSED** by the following vote:

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

**NEW BUSINESS****Recommendations of the Budget and Finance Committee****210534 [Administrative Code and Amending Ordinance No. 49-17 - Deferring Payments to and Use of the 180 Jones Affordable Housing Fund]****Sponsor: Haney**

Ordinance amending Ordinance No. 49-17, as amended by Ordinance No. 209-17, to change the timeline for the payments of a \$2,700,000 gift and \$9,750,000 from the project sponsor of the project at 950-974 Market Street to the 180 Jones Street Affordable Housing Fund; amending the Administrative Code regarding use of the 180 Jones Street Affordable Housing Fund; and authorizing actions in furtherance of this Ordinance, as defined herein.

**PASSED ON FIRST READING** by the following vote:

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

**210653 [Park Code - Non-Resident Fees at Certain Specialty Attractions]****Sponsor: Mayor**

Ordinance amending the Park Code to allow the Recreation and Park Department to continue setting non-resident adult admission fees for the Japanese Tea Garden, the Coit Tower Elevator, the Conservatory of Flowers, and the San Francisco Botanical Garden by flexible pricing; and affirming the Planning Department's determination under the California Environmental Quality Act.

*Privilege of the floor was granted unanimously to Beverly Ng and Antonio Guerra (Recreation and Park Department), Anne Pearson (Office of the City Attorney), and Ben Rosenfield, Controller (Office of the Controller), who responded to questions raised throughout the discussion.*

*Supervisor Chan, seconded by Supervisor Peskin, moved that this Ordinance be AMENDED on Page 1, Line 6, by adding 'until December 7, 2021', and Line 24, by changing 'deleting' to 'revising'; on Page 2, Lines 14-20, by adding 'SEC. 12.50. SUNSET PROVISIONS. Unless extended by ordinance, the paragraphs in Sections 12.05(a), 12.06(a), 12.34(a), and 12.46(a) that authorize temporary increases and decreases of non-resident Adult fees at certain specialty attractions, adopted via Ordinance No. 194-19, and any such increases or decreases that the Department General Manager may have approved pursuant to those paragraphs, shall expire by operation of law on December 7, 2021. Upon expiration of those paragraphs, the City Attorney shall cause those paragraphs and this Section 12.50 to be removed from the Park Code.'*

*Supervisor Peskin moved to include the following friendly amendment to Supervisor Chan's Amendment, on Page 1, Lines 4-5, by striking 'the Coit Tower Elevator,' and Lines 6-8, by adding '; clarifying that the increased non-resident adult admission fees for the Coit Tower Elevator shall be deemed to have expired by operation of law on June 30, 2021'; on Page 2, Lines 9-13, by adding '(a) Consistent with Ordinance No. 194-19, the paragraph in Section 12.06(a) that authorizes temporary increases and decreases of non-resident Adult fees at the Coit Tower Elevator, and any such increases or decreases that the Department General Manager may have approved pursuant to that paragraph, shall be deemed to have expired by operation of law on June 30, 2021.', on Line 14, by striking '12/06(a)', and Lines 19-20, by adding 'the above-referenced paragraph of Section 12.06(a)'. Supervisor Chan accepted this amendment to be a part of her Amendment of the Whole.*

*Deputy City Attorney Pearson advised that this matter was originally submitted as part of the Annual Budget and, pursuant to Charter Section 2.109, the Board may only approve or reject fees submitted by the Mayor.*

*Pursuant to advice and before the vote was taken, Supervisor Chan WITHDREW the motion to AMEND the Ordinance, and Supervisor Peskin WITHDREW his second.*

*Supervisor Chan, seconded by Supervisor Peskin, moved that this Ordinance be CONTINUED ON FIRST READING to the Board of Supervisors meeting of December 7, 2021. Before the vote was taken, Supervisor Chan WITHDREW the motion to CONTINUE the Ordinance, and Supervisor Peskin WITHDREW his second.*

**Sophia Kittler, on behalf of the Mayor's Office, requested the Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE, on Page 1, Lines 4-5, by striking 'the Coit Tower Elevator,' Line 6, by adding 'until December 7, 2021', Lines 6-8, by adding '; clarifying that the increased non-resident adult admission fees for the Coit Tower Elevator shall be deemed to have expired by operation of law on June 30, 2021', and Line 24, by changing 'deleting' to 'revising'; on Page 2, Lines 9-13, by adding '(a) Consistent with Ordinance No. 194-19, the paragraph in Section 12.06(a) that authorizes temporary increases and decreases of non-resident Adult fees at the Coit Tower Elevator, and any such increases or decreases that the Department General Manager may have approved pursuant to that paragraph, shall be deemed to have expired by operation of law on June 30, 2021.', on Line 14, by striking '12/06(a)', and Lines 19-20, by adding 'the above-referenced paragraph of Section 12.06(a)', and Lines 14-20, by adding 'SEC. 12.50. SUNSET PROVISIONS. Unless extended by ordinance, the paragraphs in Sections 12.05(a), 12.06(a), 12.34(a), and 12.46(a) that authorize temporary increases and decreases of non-resident Adult fees at certain specialty attractions, adopted via Ordinance No. 194-19, and any such increases or decreases that the**

Department General Manager may have approved pursuant to those paragraphs, shall expire by operation of law on December 7, 2021. Upon expiration of those paragraphs, the City Attorney shall cause those paragraphs and this Section 12.50 to be removed from the Park Code.' The Board of Supervisors consented to these amendments.

**PASSED ON FIRST READING AS AMENDED, after consenting to the Mayor's requested amendments, by the following vote:**

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

**210740 [Health Service System Plans and Contribution Rates - Calendar Year 2022]**

**Sponsor: Chan**

Ordinance approving Health Service System plans and contribution rates for calendar year 2022. (Pursuant to Charter, Section A8.422, this matter shall require a vote of three-fourths (9 votes) of all members of the Board of Supervisors to approve passage of this Ordinance.)

(Fiscal Impact)

**PASSED ON FIRST READING by the following vote:**

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

*President Walton requested File Nos 201322 and 210410 be called together.*

**201322 [Lease Agreement - ALD Development Corporation dba Airport Dimensions - Harvey Milk Terminal 1 Airport Lounge Lease No. 20-0048 - \$3,100,915.50 Minimum Annual Guarantee]**

Resolution approving Lease No. 20-0048, between ALD Development Corporation dba Airport Dimensions, as tenant, and the City and County of San Francisco, as landlord, acting by and through its Airport Commission, for a term of 12 years with two one-year options to extend, and a minimum annual guarantee of \$3,100,915.50 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, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

**210410 [Lease Agreement - MRG San Francisco Terminal 2, LLC. - Terminal 2 Retail Market and Harvey Milk Terminal 1 Specialty Retail Stores Concession Lease - \$2,300,000 Minimum Annual Guarantee]**

Resolution approving Terminal 2 Retail Market and Harvey Milk Terminal 1 Specialty Retail Stores Concession Lease No. 20-0156, between MRG San Francisco Terminal 2, LLC., as tenant, and the City and County of San Francisco, as landlord, acting by and through its Airport Commission, for a term of 12 years, and a Minimum Annual Guarantee of \$2,300,000 for the first year of the Lease, to commence upon Board approval. (Airport Commission)

**ADOPTED by the following vote:**

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

**210683 [Accept and Expend Grant - Retroactive - Health Resources and Services Administration - Ending the Human Immunodeficiency Virus Epidemic: A Plan for America - Ryan White HIV/AIDS Program Parts A and B - \$2,667,000]**

**Sponsors: Mayor; Mandelman**

Resolution retroactively authorizing the Department of Public Health to accept and expend a grant increase in the amount of \$1,667,000 for a total amount of \$2,667,000 from the Health Resources and Services Administration for participation in a program, entitled "Ending the HIV Epidemic: A Plan for America - Ryan White HIV/AIDS Program Parts A and B," for the period of March 1, 2020, to February 28, 2022.

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

**ADOPTED by the following vote:**

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

**210693 [Issuance of Bonds - California Statewide Communities Development Authority - Front Porch Communities and Services, a California Not for Profit - Not to Exceed \$450,000,000]**

**Sponsor: Stefani**

Resolution approving for the purposes of Internal Revenue Code of 1986, Section 147(f), as amended, the issuance of obligations pursuant to a plan of finance by the California Statewide Communities Development Authority in an aggregate principal amount not to exceed \$450,000,000 for the purpose of financing and/or refinancing the acquisition, construction, equipping, improvement, renovation, rehabilitation and/or remodeling of senior living and related facilities by Front Porch Communities and Services; and certain other matters relating thereto, as defined herein.

**ADOPTED by the following vote:**

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

**210713 [Professional Services Agreement Amendment - Calpine Energy Solutions, LLC - Community Choice Aggregation Program - Not to Exceed \$32,645,425]**

Resolution authorizing the General Manager of the San Francisco Public Utilities Commission to execute Amendment No. 3 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 of the CleanPowerSF Program, increasing the agreement amount by \$13,876,200 for a total not to exceed agreement amount of \$32,645,425 and to extend the term of the agreement by three years, for a total agreement duration of nine years, for a total term of November 1, 2015, through October 31, 2024. (Public Utilities Commission)  
(Fiscal Impact)

**ADOPTED by the following vote:**

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

President Walton requested File Nos. 210763, 210764, and 210765 be called together.

**210763 [Loan Agreement - 2550 Irving Associates, L.P. - 100% Affordable Housing at 2550 Irving Street - Not to Exceed \$14,277,516]**

**Sponsors: Mayor; Mar**

Resolution approving and authorizing the Director of the Mayor's Office of Housing and Community Development with 2550 Irving Associates, L.P. to execute loan documents relating to a loan to provide financing for the acquisition of real property located at 2550 Irving Street, and predevelopment activities for a 100% affordable multifamily rental building, in an aggregate amount not to exceed \$14,277,516; approving the form of the loan agreement and ancillary documents; ratifying and approving any action heretofore taken in connection with the property; granting general authority to City officials to take actions necessary to implement this Resolution, as defined herein; and finding that the loan is consistent the General Plan, and the priority policies of Planning Code, Section 101.1.

(Fiscal Impact)

**ADOPTED by the following vote:**

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

**210764 [Loan Agreement - Ambassador Ritz Four Percent, L.P. - 55 Mason Street and 216 Eddy Street - Not to Exceed \$44,465,000]**

**Sponsor: Mayor**

Resolution approving and authorizing the execution of a Loan Agreement with Ambassador Ritz Four Percent, L.P., a California limited partnership, in an aggregate total amount not to exceed \$44,465,000 for a minimum term of 55 years for a portion of the loan amount and maximum terms of 15 years, 28 years, and 40 years for other portions of the loan amount based on the requirements of the funding sources, to finance the acquisition and rehabilitation of an existing 100% affordable multifamily rental housing project for low income households, known as "Ambassador Ritz 4%," consisting of 187 rental units in two buildings located at 55 Mason Street and 216 Eddy Street; and adopting findings that the Loan Agreement is consistent with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

(Fiscal Impact)

**ADOPTED by the following vote:**

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

**210765 [Multifamily Housing Revenue Note - Ambassador Ritz Four Percent L.P. - 55 Mason Street and 216 Eddy Street - Not to Exceed \$56,039,857]****Sponsor: Mayor**

Resolution authorizing the execution and delivery of a multifamily housing revenue note in one or more series in an aggregate principal amount not to exceed \$56,039,857 for the purpose of providing financing for the acquisition and rehabilitation of a 187-unit multifamily rental housing project located at 55 Mason Street and 216 Eddy Street, known as "Ambassador Ritz 4%;" approving the form of and authorizing the execution of a funding loan agreement, providing the terms and conditions of the loan from the funding lenders to the City, and the execution and delivery of the note; approving the form of and authorizing the execution of a borrower loan agreement providing the terms and conditions of the loan from the City to the borrower; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; authorizing the collection of certain fees; approving modifications, changes and additions to the documents, as defined herein; ratifying and approving any action heretofore taken in connection with the back-to-back loan, the note and the Project; granting general authority to City officials to take actions necessary to implement this Resolution, as defined herein; and related matters, as defined herein.

**ADOPTED by the following vote:**

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

*President Walton requested File Nos. 210768, 210769, 210770, and 210771 be called together.*

**210768 [Apply for, Accept, and Expend Grant - Retroactive - U.S. Department of Housing and Urban Development - Community Development Block Grant Program (CDBG) - \$24,737,307 - FY2021-2022]****Sponsor: Mayor**

Resolution retroactively approving the Fiscal Year (FY) 2021-2022 Community Development Block Grant (CDBG) Program; authorizing the Mayor, on behalf of the City and County of San Francisco, to apply for, accept, and expend the City's FY2021-2022 CDBG Program entitlement from the U.S. Department of Housing and Urban Development in the amount of \$18,887,307 and to expend estimated program income in the amount of \$5,850,000 for a combined total of approximately \$24,737,307 for a period beginning July 1, 2021, through the date when all funds are expended.

**ADOPTED by the following vote:**

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

**210769 [Apply for, Accept, and Expend Grant - Retroactive - U.S. Department of Housing and Urban Development - Emergency Solutions Grants (ESG) Program - \$1,590,749 - FY2021-2022]****Sponsor: Mayor**

Resolution retroactively approving the Fiscal Year (FY) 2021-2022 Emergency Solutions Grants (ESG) Program; and authorizing the Mayor, on behalf of the City and County of San Francisco, to apply for, accept, and expend the City's FY2021-2022 ESG Program entitlement from the U.S. Department of Housing and Urban Development, in the amount of \$1,590,749 for an unspecified period starting July 1, 2021.

**ADOPTED by the following vote:**

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

**210770 [Apply for, Accept, and Expend Grant - Retroactive - U.S. Department of Housing and Urban Development - HOME Investment Partnership Program - \$5,261,731 - FY2021-2022]**

**Sponsor: Mayor**

Resolution retroactively approving the Fiscal Year (FY) 2021-2022 HOME Investment Partnership (HOME) Program; and authorizing the Mayor, on behalf of the City and County of San Francisco, to apply for, accept, and expend the City's FY2021-2022 HOME Program entitlement from the U.S. Department of Housing and Urban Development in the amount of \$5,161,731 and to expend Program Income in the amount of \$100,000 for a combined total of \$5,261,731 for the term of July 1, 2021, through June 30, 2026.

**ADOPTED by the following vote:**

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

**210771 [Apply for, Accept, and Expend Grant - Retroactive - U.S. Department of Housing and Urban Development - Housing Opportunities for Persons with AIDS (HOPWA) Program - \$12,977,602 - FY2021-2022]**

**Sponsors: Mayor; Mandelman**

Resolution retroactively approving the Fiscal Year (FY) 2021-2022 Housing Opportunities for Persons with AIDS (HOPWA) Program; and authorizing the Mayor, on behalf of the City and County of San Francisco, to apply for, accept, and expend the City's FY2021-2022 HOPWA Program entitlement from the U.S. Department of Housing and Urban Development in the amount of \$7,041,373 and to expend program income and reprogrammed funds in the amount of \$5,936,229 for a combined total of \$12,977,602 for the period of July 1, 2021, through June 30, 2026.

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

**ADOPTED by the following vote:**

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

## **Recommendations of the Land Use and Transportation Committee**

### **210285 [Planning, Business and Tax Regulations, Police Codes - Small Business Recovery Act]**

**Sponsors: Mayor; Safai**

Ordinance amending the Planning, Business and Tax Regulations, and Police Codes to simplify procedures and allow flexibility for neighborhood, cultural, and entertainment establishments by 1) expanding streamlined review and inspection procedures to principally permitted storefront uses citywide; 2) deleting separate definitions of "Cat Boarding," and "Services, Instructional" from the Planning Code; 3) allowing the continuation of longstanding places of entertainment; 4) temporarily requiring a conditional use authorization for uses replacing Nighttime Entertainment uses; 5) allowing temporary outdoor entertainment, arts, and recreation activities; 6) eliminating the one night dance permit; 7) extending time for limited live performances from 10 p.m. to 11 p.m.; 8) allowing additional One-Time Entertainment Permits and One-Time Outdoor Amplified Sound Permits; 9) exempting single individual performances without amplification from permit requirements; 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 Safai requested to be added as a co-sponsor.*

**PASSED ON FIRST READING by the following vote:**

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

### **210566 [Various Codes - Mobile Vendor Regulation]**

**Sponsor: Peskin**

Ordinance adopting regulation of vending within the jurisdiction of the Port of San Francisco, requiring permits, and authorizing permit fee and enforcement actions in the Port Code; requiring the Port and the Department of Public Health to report to the Board of Supervisors about regulatory implementation and health and safety enforcement; amending provisions of the Port and Public Works Codes, and repealing peddler regulations in the Police Code, to comply with state law regarding sidewalk vending; amending provisions of the Administrative, Business and Tax Regulations, Health, and Transportation Codes to conform with state law and new Port Code regulations regarding vending; and adopting findings under the California Environmental Quality Act.

**PASSED ON FIRST READING by the following vote:**

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton



President Walton requested File Nos. 210596 and 210597 be called together.

**210596 [Hunters View Phase 1 - Accepting Acacia Avenue, Catalina Street, and Portions of Fairfax Avenue, Ironwood Way, and Middle Point Road]**

**Sponsor: Mayor**

Ordinance accepting an irrevocable offer of public infrastructure and real property associated with Hunters View Phase 1 public infrastructure improvements, including Acacia Avenue, Catalina Street, and portions of Fairfax Avenue, Ironwood Way, and Middle Point Road (“HV1 Public Infrastructure”); declaring City property and additional property as shown on official Public Works maps as open public right-of-way; dedicating the HV1 Public Infrastructure to public use; designating such public infrastructure for street and roadway purposes; establishing official public right-of-way widths and street grades; amending Ordinance No. 1061, entitled “Regulating the Width of Sidewalks,” to establish the official sidewalk width on the abovementioned street areas; accepting the HV1 Public Infrastructure for City maintenance and liability purposes, subject to specified limitations; 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; accepting a Public Works Order recommending various actions in regard to the public infrastructure improvements; and authorizing official acts in connection with this Ordinance, as defined herein.

**PASSED ON FIRST READING by the following vote:**

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

**210597 [Summary Public Service Easement Vacation - Hunters View Phase 1 Project]**

**Sponsor: Mayor**

Ordinance ordering the summary vacation of public service easements in the Hunters View project site, which includes a sanitary sewer easement generally running along West Point Road between Catalina Street and Middle Point Road and a public access and emergency vehicle access easement generally located at West Point Road and Catalina Street; authorizing the City to quitclaim its interest in the vacation areas (Assessor’s Parcel Block No. 4624, Lot Nos. 29 and 31) to the San Francisco Housing Authority notwithstanding the requirements of Administrative Code, Chapter 23; affirming the Planning Commission’s determination under the California Environmental Quality Act; adopting findings that the actions contemplated in this Ordinance are consistent with the General Plan, and eight priority policies of Planning Code, Section 101.1; and authorizing official acts in connection with this Ordinance, as defined herein.

**PASSED ON FIRST READING by the following vote:**

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

**210688 [Street Encroachment Permit - North Mary Street Pedestrian Paseo and Underground Utilities in Portions of Minna, Natoma, and Mary Streets]**

**Sponsor: Mayor**

Resolution granting revocable permission to FC 5M M2 Exchange, LLC to construct and maintain the pedestrian-only alley/paseo on Mary Street between Mission and Minna Streets fronting 434 Minna Street (Assessor’s Parcel Block No. 3725, Lot No. 132); the private underground telecommunications conduit connecting 434 Minna Street and 415 Natoma Street below portions of Minna, Natoma, and Mary Streets; and the private non-potable water lines connecting to 434 Minna Street and 415 Natoma Street below portions of Minna and Natoma Streets; adopting environmental findings 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.

**ADOPTED by the following vote:**

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

## **Recommendations of the Public Safety and Neighborhood Services Committee**

### **210539** [Health Code - Designating Fire Department Paramedics to Initiate 5150 Holds]

**Sponsors: Safai; Melgar, Stefani, Walton, Ronen, Mar, Mandelman and Haney**

Ordinance amending the Health Code to designate all certified and accredited paramedics employed by the Fire Department to initiate temporary psychiatric holds, subject to state law procedures and requirements adopted by the county behavioral health director; and require that the Fire Department and Department of Public Health ensure that designated Fire Department paramedics receive all appropriate training.

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

**PASSED ON FIRST READING by the following vote:**

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

### **210697** [Liquor License Transfer - 1600 Jackson Street - Mollie Stone's Market]

Resolution determining that the transfer of a Type-21 off-sale general beer, wine, and distilled spirits liquor license to Albeco, Inc., doing business as Mollie Stone's Market, located at 1600 Jackson Street (District 3), will serve the public convenience or necessity of the City and County of San Francisco, in accordance with California Business and Professions Code, Section 23958.4; and requesting that the California Department of Alcoholic Beverage Control impose a condition on the issuance of the license. (Public Safety and Neighborhood Services Committee)

**ADOPTED by the following vote:**

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

## **Recommendations of the Rules Committee**

### **201089** [Administrative Code - Rules for Awarding Grants]

**Sponsors: Stefani; Chan, Peskin, Mandelman, Safai, Mar, Haney, Walton, Ronen, Melgar and Preston**

Ordinance amending the Administrative Code by codifying a grant award process to, among other things: 1) require, with certain exceptions, a competitive solicitation; 2) require advertisement of solicitations and set forth evaluation criteria of grant proposals; 3) reserve the City's right to cancel, reject, and/or readvertise solicitations; 4) list required grant terms; 5) set forth requirements for the head of a granting agency in making a sole source grant determination; 6) authorize the Purchaser to promulgate rules and regulations for effectively carrying out the requirements of this Ordinance; 7) set forth grant requirements based on a grant's funding source; 8) set forth administrative debarment procedures; and 9) set forth the requirements for the advertisement and notice of availability of rebate and incentive programs.

*Supervisors Safai, Mar, Haney, Walton, Ronen, Melgar, and Preston requested to be added as co-sponsors.*

**PASSED ON FIRST READING by the following vote:**

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

**210696 [Mayoral Appointment, Historic Preservation Commission - Jason Wright]**

Motion approving the Mayor's nomination for appointment of Jason Wright to the Historic Preservation Commission, for a term ending December 31, 2024. (Clerk of the Board) (Charter, Section 4.135, provides that this nomination is subject to approval by the Board of Supervisors and shall be the subject of a public hearing and vote within 60 days from the date the nomination is transmitted to the Clerk of the Board. If the Board fails to act on the nomination within 60 days of the date the nomination is transmitted to the Clerk, then the nominee shall be deemed approved. Transmittal date: June 9, 2021.)

**Motion No.** M21-106

**APPROVED** by the following vote:

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

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

*President Walton suspended all commendations during the declaration of local health emergency.*

**SPECIAL ORDER 3:00 P.M.**

*President Walton requested File Nos. 210709, 210710, 210711, and 210712 be called together.*

**210709 [Hearing - Appeal of Conditional Use Authorization Approval - 575 Vermont Street]**

Hearing of persons interested in or objecting to the approval of a Conditional Use Authorization pursuant to Sections 209.1, 303, and 307 of the Planning Code, for a proposed project at 575 Vermont Street, Assessor's Parcel Block No. 4010, Lot No. 006, identified in Planning Case No. 2020-000886CUA, issued by the Planning Commission by Motion No. 20921, dated May 13, 2021, to allow demolition of an existing single family home and construction of a new, four-story, 40-foot tall residential building containing two dwelling units, one accessory dwelling unit, one off-street automobile parking space, and three class one bicycle parking spaces within the RH-2 (Residential, House, Two-Family) Zoning District and a 40-X Height and Bulk District. (District 10) (Appellants: Marion Parr, Scott Carr, Ron Altoonian, Victoria Carradero, and Chris Stephens) (Filed June 11, 2021) (Clerk of the Board)

*President Walton opened the public hearing and indicated he would be making a motion to continue this Hearing and associated Motions to a future date. He then inquired as to whether any individual wished to address the Board on the proposed continuance. There were no speakers. President Walton closed public comment on the continuance.*

**Supervisor Walton, seconded by Supervisor Ronen, moved that this Hearing be CONTINUED OPEN to the Board of Supervisors meeting of September 28, 2021. The motion carried by the following vote:**

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

**210710 [Approving Conditional Use Authorization - 575 Vermont Street]**

Motion approving the decision of the Planning Commission by its Motion No. 20921, approving a Conditional Use Authorization, identified as Planning Case No. 2020-000886CUA, for a proposed project located at 575 Vermont Street; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Clerk of the Board)

**Supervisor Walton, seconded by Supervisor Ronen, moved that this Motion be CONTINUED to the Board of Supervisors meeting of September 28, 2021. The motion carried by the following vote:**

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

**210711 [Conditionally Disapproving Conditional Use Authorization - 575 Vermont Street]**

Motion conditionally disapproving the decision of the Planning Commission by its Motion No. 20921, approving a Conditional Use Authorization, identified as Planning Case No. 2020-000886CUA, for a proposed project at 575 Vermont Street, subject to the adoption of written findings by the Board in support of this determination. (Clerk of the Board)  
(Charter, Section 4.105, and Planning Code, Section 308.1(d), provides that the Board of Supervisors may disapprove the decision of the Planning Commission by a vote of not less than two-thirds (8 votes) of the members of the Board.)

**Supervisor Walton, seconded by Supervisor Ronen, moved that this Motion be CONTINUED to the Board of Supervisors meeting of September 28, 2021. The motion carried by the following vote:**

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

**210712 [Preparation of Findings Related to Conditional Use Authorization - 575 Vermont Street]**

Motion directing the Clerk of the Board to prepare findings in support of the Board of Supervisors' disapproval of the proposed Conditional Use Authorization, identified as Planning Case No. 2020-000886CUA, for a proposed project at 575 Vermont Street. (Clerk of the Board)

**Supervisor Walton, seconded by Supervisor Ronen, moved that this Motion be CONTINUED to the Board of Supervisors meeting of September 28, 2021. The motion carried by the following vote:**

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

## COMMITTEE REPORTS

**Recommendations of the Government Audit and Oversight Committee**

*President Walton requested File Nos. 210496 and 210490 be called together.*

**210496 [Health Code - Sugar-Sweetened Beverage Warning for Advertisements]  
Sponsor: Walton**

Ordinance amending the Health Code to repeal the requirement that advertisements for sugar-sweetened beverages include a warning about the potentially harmful health effects of consuming such beverages.

**PASSED ON FIRST READING by the following vote:**

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

**210490 [Joint Stipulation - American Beverage Association, California State Outdoor Advertising Association, and California Retailers Association - \$0]**

Ordinance authorizing the entry of a joint stipulation in the lawsuit filed by the American Beverage Association, California State Outdoor Advertising Association, and California Retailers Association against the City and County of San Francisco; the lawsuit was filed on July 24, 2015, in U.S. District Court for the Northern District of California, Case No. 3:15-cv-03415 EMC; entitled American Beverage Association et al. v. City and County of San Francisco; the lawsuit claims that the City's sugar-sweetened beverage warning law, codified in Article 42 of the San Francisco Health Code, violates the United States Constitution; the joint stipulation provides for dismissal of the lawsuit if the City repeals Article 42 of the San Francisco Health Code and conditionally extends Plaintiffs' time to file a motion for attorneys' fees and costs by four years. (City Attorney)

**PASSED ON FIRST READING by the following vote:**

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

**210636 [Mental Health Services Act Annual Update - FY2021-2022]**

Resolution authorizing adoption of the San Francisco Mental Health Services Act Annual Update Fiscal Year (FY) 2021-2022. (Public Health Department)

**ADOPTED by the following vote:**

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

*President Walton requested File Nos. 210772 and 210773 be called together.*

**210772 [Purchase of Real Property - TC II 888 Post, LLC - 888 Post Street - Homelessness and Supportive Housing - \$29,000,000]**

**Sponsors: Mayor; Peskin**

Resolution approving the Director of Property, on behalf of the Department of Homelessness and Supportive Housing, to execute a purchase and sale agreement for the purchase of real property located at 888 Post Street, for \$29,000,000 plus typical closing costs, from TC II 888 Post, LLC; and authorizing the Director of Property to execute documents, make certain modifications and take certain actions in furtherance of the Purchase Agreement, the Purchase Option, the Lease and this Resolution, as defined herein.  
(Fiscal Impact)

**ADOPTED by the following vote:**

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

**210773 [Real Property Lease Extension - Opera Plaza, L.P. - Administrative Offices - 601 Van Ness Avenue - \$363,132 Annual Base Rent]****Sponsor: Mayor**

Resolution authorizing the Director of Property, on behalf of the Department of Homelessness and Supportive Housing, to exercise a Lease Extension Option for approximately 8,646 rentable square feet of office space located at 601 Van Ness Avenue, Suite P, with Opera Plaza L.P., for use as administrative offices, for an extended term to commence on the later of August 1, 2021, or approval of this Resolution, and terminating on July 31, 2026, at the monthly base rent of \$30,261 for a total annual base rent of \$363,132 in the initial year of the extended term, plus an annual \$1 per square foot increase each August 1 thereafter; and authorizing the Director of Property to execute documents, make certain modifications and take certain actions in furtherance of exercising the Lease Extension Option and this Resolution, as defined herein. (Department of Homelessness and Supportive Housing)  
(Fiscal Impact)

**ADOPTED by the following vote:**

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

**Recommendations of the Land Use and Transportation Committee****201151 [Various Codes - Construction and Demolition Debris Recovery]****Sponsors: Safai; Walton**

Ordinance amending the Environment and Public Works Codes to require transporters of construction and demolition debris to obtain a temporary or annual permit from the Department of Environment for each vehicle and debris box used for such transport and to comply with permit conditions; to require facilities that process such debris to comply with updated registration conditions; to require each person who conducts full demolition projects as permitted by the Department of Building Inspection and submits to the Director of the Department of Environment a material reduction and recovery plan to provide for at least 75% recovery away from disposal instead of 65% as required under existing law, and to verify this recovery rate after completing the project; to authorize the Director to impose administrative penalties for violations; and affirming the Planning Department's determination under the California Environmental Quality Act.

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

**210563 [Environment Code - Climate Action Plan]****Sponsors: Mayor; Mandelman and Safai**

Ordinance amending the Environment Code to update the City's climate action goals and planning process, and establish departmental roles and responsibilities; and affirming the Planning Department's determination under the California Environmental Quality Act.

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

**Supervisor Peskin, seconded by Supervisor Melgar, moved that this Ordinance be AMENDED on Page 7, Lines 12-13, by changing '70%' to '61%', and Line 15, by changing '50%' to '40%'. The motion carried by the following vote:**

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

**Supervisor Peskin, seconded by Supervisor Safai, moved that this Ordinance be AMENDED on Page 8, Line 16, by changing '2045' to '2040'. The motion carried by the following vote:**

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

**PASSED ON FIRST READING AS AMENDED by the following vote:**

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

**210603 [Administrative Code - Effect Of COVID-19 On Commercial Leases]****Sponsors: Preston; Peskin, Ronen, Mar, Walton, Chan, Melgar, Haney and Mandelman**

Ordinance amending the Administrative Code to establish a rebuttable presumption that a commercial tenant who was legally required to shut down due to COVID-19 may be excused from having to pay rent that came due during the shutdown.

*Supervisors Melgar, Haney, and Mandelman requested to be added as co-sponsors.*

**PASSED ON FIRST READING by the following vote:**

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

**210698 [Administrative Code - Displaced Tenant Preference in City Affordable Housing]****Sponsor: Mayor**

Ordinance amending the Administrative Code to eliminate the expiration of a preference in City affordable housing for Displaced Tenants due to a fire (Category 3), and extend the period for which a Displaced Tenant due to fire may utilize the preference, from three to six years.

**PASSED ON FIRST READING by the following vote:**

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

**210674 [Planning Code - Code Corrections Ordinance]**

Ordinance amending the Planning Code to correct typographical errors, update outdated cross-references, and make non-substantive revisions to clarify or simplify Code language; 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 general welfare under Planning Code, Section 302. (Planning Commission)

**PASSED ON FIRST READING by the following vote:**

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

**210559 [Administrative Code - Approval of Surveillance Technology Policies for Multiple City Departments]****Sponsor: Peskin**

Ordinance approving Surveillance Technology Policies governing the use of 1) Audio Recorders (ShotSpotter) by the Police Department, 2) Automatic License Plate Readers by the Airport, Public Works, Recreation and Park Department, and Police Department, 3) Drones by the Fire Department, Port, Public Works, Public Utilities Commission, Recreation and Park Department, and Department of Technology, 4) Security Cameras by the Airport, Arts Commission, Asian Art Museum, Department of Child Support Services, City Administrator, Department of Technology, Department of Emergency Management, Fire Department, Department of Homelessness and Supportive Housing, Department of Human Resources, Human Services Agency, Library, Municipal Transportation Agency, Port, Public Utilities Commission, Department of Public Health, Recreation and Park Department, Rent Board, and War Memorial, and 5) Radio Frequency Identification by the Library; making required findings in support of said approvals; and amending the Administrative Code to require departments to post each Board-approved Surveillance Technology Policy on the department website. (City Administrator)

*Supervisor Peskin requested to be added as the sponsor.*

**PASSED ON FIRST READING by the following vote:**

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

## **Recommendations of the Rules Committee**

### **210599 [Administrative Code - Establishing the Sunset Chinese Cultural District]**

**Sponsors: Mar; Ronen, Melgar and Walton**

Ordinance amending the Administrative Code to establish the Sunset Chinese Cultural District in and around the Sunset neighborhood; to require the Mayor's Office of Housing and Community Development to submit written reports and recommendations to the Board of Supervisors and the Mayor describing the cultural attributes of the District and proposing strategies to acknowledge and preserve the cultural legacy of the District; and affirming the Planning Department's determination under the California Environmental Quality Act.

*Supervisors Ronen, Melgar, and Walton requested to be added as co-sponsors.*

**PASSED ON FIRST READING by the following vote:**

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

### **210751 [Appointments, Redistricting Task Force - Jeremy Lee, Jose Maria (Chema) Hernandez Gil, and J. Michelle Pierce]**

Motion appointing Jeremy Lee, Jose Maria (Chema) Hernandez Gil, and J. Michelle Pierce, indefinite terms, to the Redistricting Task Force. (Rules Committee)

**Motion No. M21-107**

**APPROVED by the following vote:**

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

## **ROLL CALL FOR INTRODUCTIONS**

*See Legislation Introduced below.*



## **PUBLIC COMMENT**

*Francisco Da Costa; expressed concerns regarding vaccination status statistics and the need to reinstate Muni transit lines.*

*Dale Gearhart; expressed the support of the Resolution condemning the suspension of Sha'Carri Richardson (File No. 210819).*

*Linda Chapman; expressed concerns regarding zoning issues and public corruption in the building permit process that need to be addressed.*

*Speaker; expressed concerns regarding the exclusion of the public from the Board meetings that are being held in-person for the Members.*

*Speaker; expressed concerns regarding the exclusion of the public from the Board meetings that are being held in-person for the Members.*

*Peter Warfield; expressed concerns regarding a Sunshine Ordinance Task Force complaint against the Public Library for the lack of public access to their Commission meetings.*

*David Goldman; expressed the support of the Resolution condemning the suspension of Sha'Carri Richardson (File No. 210819) and newly introduced legislation supporting Assembly Bill 1256.*

*Vanessa; expressed support of newly introduced legislation regarding the cancellation of student debt.*

*Selina Brown; expressed support of newly introduced legislation regarding the cancellation of student debt.*

*Elizabeth Gall; expressed support of newly introduced legislation regarding the cancellation of student debt.*

*Gyman; expressed support of newly introduced legislation regarding the cancellation of student debt.*

*Shelly Tweed; expressed support of newly introduced legislation regarding the cancellation of student debt.*

*Speaker; expressed the support of the Resolution condemning the suspension of Sha'Carri Richardson (File No. 210819) and newly introduced legislation supporting Assembly Bill 1256.*

*Jennifer Dunkin; expressed support of newly introduced legislation regarding the cancellation of student debt.*

*Javier Guzman; expressed support of newly introduced legislation regarding the cancellation of student debt.*

*Dani Blackman; expressed support of newly introduced legislation regarding the cancellation of student debt.*

*Anonymous; expressed concerns regarding text communications between various City staff and elected officials.*

*Joshua Ochella; expressed support of newly introduced legislation regarding the cancellation of student debt.*

*Gilbert Crisswell; expressed support of providing public comment by telephone and requested it be made permanent.*

*Speaker; expressed support of providing public comment by telephone and requested it be made permanent.*

*Tiffany; expressed support of newly introduced legislation regarding the cancellation of student debt.*

*David Pilpel; shared thoughts and memories of recently passed individuals.*

*Susan Pfizer; shared information on medical coverage being offered through certain government entities.*

## **Appointment of President Pro Tempore**

*At the request of President Walton, Supervisor Ronen assumed the chair at 5:54 p.m.*

*The President resumed the chair at 5:58 p.m.*

## FOR ADOPTION WITHOUT COMMITTEE REFERENCE

### **210819 [Condemning the Suspension of U.S. Track Athlete Sha'Carri Richardson]**

**Sponsors: Haney; Walton, Mandelman, Preston and Safai**

Resolution condemning the suspension of U.S. Track Athlete Sha'Carri Richardson and urging the United States Anti-Doping Agency and World Anti-Doping Agency to change the classification of cannabis and remove it from its list of prohibited substances.

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

**ADOPTED**

### **210821 [Urging Privacy and Preventing Unnecessary Harm for Trans and Non-Binary Residents Seeking Court Ordered Name and Gender Changes in Superior Courts]**

**Sponsors: Ronen; Walton, Preston, Haney, Peskin, Chan and Melgar**

Resolution urging Governor Gavin Newsom and the California Legislature to extend privacy and safety measures to guarantee that all residents petitioning the California Superior Court for an order changing their name or gender marker for the purpose of reflecting their authentic gender identity, can proceed under seal, and that both the petition and the final court order would be sealed from public viewing, with an option for the petitioner to elect to opt-out of these protections and proceed publicly.

*Supervisors Preston, Haney, Peskin, Chan, and Melgar requested to be added as co-sponsors.*

**ADOPTED**

### **210822 [Supporting Assembly Bill No. 990 (Santiago) - Family Unity - Incarcerated Persons' Visiting Rights]**

**Sponsors: Walton; Haney, Melgar, Mandelman and Preston**

Resolution supporting California State Assembly Bill No. 990, "Family Unity - Incarcerated Persons' Visiting Rights," authored by Assembly Member Miguel Santiago (AD-53), to establish personal visits for incarcerated people as a right.

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

**ADOPTED**

### **210790 [Final Map No. 9940 - 1266-1298 Howard Street & 165-173 9th Street]**

Motion approving Final Map No. 9940, a merger and four lot vertical subdivision, 129 residential new condominium units within vertical lot 1 and 6 commercial new condominium units within vertical lot 2, mixed-use condominium project, located at 1266-1298 Howard Street & 165-173 9th Street, being a merger and subdivision of Assessor's Parcel Block No. 3728, Lot Nos. 019, 024, 025, 086, & 087; and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

**Motion No. M21-108**

**APPROVED**

**210799 [Final Map No. 9699 - 495 Cambridge Street]**

Motion approving Final Map No. 9699, a 54 unit residential condominium project, located at 495 Cambridge Street, being a subdivision of Assessor's Parcel Block No. 5992A, Lot No. 071; and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

**Motion No.** M21-109

**APPROVED**

The foregoing items were acted upon by the following vote:

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

**Severed from the For Adoption Without Committee Reference Agenda**

*President Walton requested that File No. 210800 be severed so that it may be considered separately.*

**210800 [Final Map 9677 - Hunters View Phase 3]**

Motion approving Final Map 9677 (relating to a project known as Hunters View Phase 3), the re-subdivision of Lot 10, Final Map No. 5461, filed for record in Book DD of Survey Maps, at pages 90-97, Official Records, resulting in up to nine lots, including up to 310 condominium units for a mixed use residential and commercial project, subject to specified conditions; approving a Public Improvement Agreement related to Final Map 9677; and acknowledging findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

*Privilege of the floor was granted unanimously to Lydia Ely (Mayor's Office of Housing and Community Development) who responded to questions raised throughout the discussion.*

**Supervisor Walton, seconded by Supervisor Haney, moved that this Motion be CONTINUED to the Board of Supervisors meeting of July 27, 2021. The motion carried by the following vote:**

Ayes: 11 - Chan, Haney, Mandelman, Mar, 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](http://www.sfbos.org/legislation_introduced).

## **Introduced at the Request of a Department**

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

## **PROPOSED RESOLUTIONS**

### **210796 [Airport Professional Services Agreement Modification - Vanderlande Industries Inc. - Operate, Maintain and Repair Airport-Owned Passenger Boarding Bridges and Baggage Handling Systems - Not to Exceed \$17,010,647]**

Resolution approving Modification No. 3 to Airport Contract No. 50030.01, Vanderlande Industries Inc., to increase the contract amount by \$4,262,816 for a new not to exceed contract amount of \$17,010,647 to operate, maintain, and repair Airport-owned passenger boarding bridges and baggage handling systems in the domestic terminals; and to extend the contract term by one-year from October 1, 2021, through September 30, 2022, pursuant to Charter, Section 9.1189(b), to commence following Board approval. (Airport Commission)

07/06/21; RECEIVED FROM DEPARTMENT.

07/20/21; RECEIVED AND ASSIGNED to Budget and Finance Committee.

### **210797 [Performance Contract Agreement - Retroactive - California Department of Health Care Services - Mental Health Services Act and Various Programs]**

Resolution retroactively authorizing the Department of Public Health to enter into Performance Contract No. 21-10108, with the California Department of Health Care Services, incorporating the Mental Health Services Act, Lanterman-Petris-Short Act, Projects for Assistance in Transition from Homelessness, Community Mental Health Services Block Grant, Substance Abuse Treatment and Prevention Block Grant, and Crisis Counseling Assistance and Training Program for the period of July 1, 2021, through June 30, 2024. (Public Health Department)

07/09/21; RECEIVED FROM DEPARTMENT.

07/20/21; RECEIVED AND ASSIGNED to Budget and Finance Committee.

### **210798 [Agreement Amendment - Retroactive - California Department of Health Care Services - Whole Person Care Pilot Program - Not to Exceed \$197,589,948]**

Resolution retroactively authorizing the Director of Health to sign an amended agreement with the California Department of Health Care Services for the Whole Person Care Pilot program to fund coordination of health, behavioral health, and social services in a patient-centered manner with the goal of improved beneficiary health and wellbeing through more efficient and effective use of resources, extending the program by one year, from January 1, 2021, through December 31, 2021, for a total agreement term of January 1, 2016, through December 31, 2021; and increasing the agreement amount by \$35,839,948 for a total amount of \$197,589,948.

07/12/21; RECEIVED FROM DEPARTMENT.

07/20/21; RECEIVED AND ASSIGNED to Budget and Finance Committee.

## **ADJOURNMENT**

*There being no further business, the Board adjourned at the hour 6:48 p.m.*