

# BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

## MEETING MINUTES

**Tuesday, June 14, 2022 - 2:00 PM**

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

**Regular Meeting**

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SHAMANN WALTON, PRESIDENT

CONNIE CHAN, MATT DORSEY, 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 Ronen, Safai, Mar, Chan, Walton

**Budget and Finance Committee**  
Supervisors Ronen, 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, Melgar

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

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

### **Meeting Days**

Wednesday  
1:30 PM

Wednesday  
10:00 AM

1st and 3rd Thursday  
10:00 AM

Monday  
1:30 PM

2nd and 4th Thursday  
10:00 AM

Monday  
10:00 AM

2nd Friday  
10:00 AM

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

**Volume 117    Number 21**

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

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*The Board of Supervisors of the City and County of San Francisco met in regular session, in-person with remote access and public comment also available via telephone, on Tuesday, June 14, 2022, with President Shamann Walton presiding.*

*President Walton called the meeting to order at 2:00 p.m.*

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

*The Board of Supervisors and its committees convene hybrid meetings that allow in-person attendance, remote access, and public comment via teleconference. Visit the SFGovTV website ([www.sfgovtv.org](http://www.sfgovtv.org)) to stream the live meetings and watch meetings on demand or watch live meetings on San Francisco Cable Channels 26, 78 or 99 (depending on your provider). Members of the public may provide public comment in-person or remotely via teleconference (detailed instructions available at: <https://sfbos.org/remote-meeting-call>).*

*Members of the public 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. Committee 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 or [bos@sfgov.org](mailto:bos@sfgov.org).*

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

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

*Supervisors Chan, Mar, and Stefani was noted not present.*

*A quorum of the Board was 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.*

*Supervisors Chan and Mar were noted present at 2:01 p.m.*

### **Supervisor Stefani Excused from Attendance**

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

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

## 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 in-person or by dialing the provided telephone number. In-person public comment will be taken before remote public comment is called. Those who are providing public comment remotely must dial \* 3 to be added to the remote queue to speak. Written comments may be submitted through email (bos@sfgov.org) or the U.S. Postal Service at City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.*

## APPROVAL OF MEETING MINUTES

*President Walton inquired whether any Member of the Board had any corrections to the May 3, 2022, or May 10, 2022, Board Meeting Minutes; or the May 4, 2022, or May 11, 2022, Special Meeting Minutes at the Budget and Appropriations Committee Meeting, which constituted quorums of the Board of Supervisors, as presented. There were no corrections requested from any Member of the Board.*

**Supervisor Mar, seconded by Supervisor Ronen, moved to approve the May 3, 2022, and May 10, 2022, Board Meeting Minutes; and the May 4, 2022, and May 11, 2022, Special Meeting Minutes at the Budget and Appropriations Committee Meeting, which constituted quorums of the Board of Supervisors, as presented. The motion carried by the following vote, following general public comment:**

Ayes: 10 - Chan, Dorsey, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Walton

Excused: 1 - Stefani

## AGENDA CHANGES

*There were no agenda changes.*

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

*There were no questions submitted from the eligible Supervisors representing Districts 9, 10, and Mayor London N. Breed addressed the Board of Supervisors regarding the important month of June, including the annual budget season, the Juneteenth Holiday, Pride Month, and all the scheduled events throughout the City. Following public comment this matter was filed. No further action was taken.*

## CONSENT AGENDA

### Recommendations of the Budget and Appropriations Committee

#### **220494 [Administrative Code - Board of Appeals Surcharges on Permit Fees]**

**Sponsor: Mayor**

Ordinance amending the Administrative Code to adjust existing surcharges on permit fees, license fees, permit review fees, and permit and license renewal fees for permits and licenses issued by the Planning Department, Department of Building Inspection, Department of Public Works, Department of Public Health, Police Department, and the Entertainment Commission that may be appealed to the Board of Appeals; and affirming the Planning Department's determination under the California Environmental Quality Act.

**Ordinance No. 106-22**

**FINALLY PASSED**

#### **220497 [Appropriation - Proceeds from CleanPowerSF Revenue and California Public Utilities Commission Grant Funds - Disadvantaged Communities Green Tariff and Community Solar Green Tariff Programs - \$3,727,592 - FY2022-2023]**

**Sponsor: Mayor**

Ordinance appropriating \$1,586,046 CleanPowerSF revenue for CleanPowerSF Capital Improvements and \$2,141,546 in California Public Utilities Commission grant funds, for a total amount of \$3,727,592 to implement the Disadvantaged Communities Green Tariff and Community Solar Green Tariff Programs for Fiscal Year (FY) 2022-2023.  
(Fiscal Impact)

**Ordinance No. 107-22**

**FINALLY PASSED**

#### **220498 [Appropriation - \$211,004,676 in Proceeds from Revenue Bonds, Hetch Hetchy Revenue, Cap and Trade Allowance - Hetch Hetchy Water and Power Capital Improvements - FY2022-2023]**

**Sponsor: Mayor**

Ordinance appropriating a total of \$211,004,676 of Hetch Hetchy Revenue, Cap and Trade Revenue and Power and Water Revenue Bonds for the San Francisco Public Utilities Commission (SFPUC) Hetch Hetchy Capital Improvement Program for Fiscal Year (FY) 2022-2023; and placing \$140,889,875 of Power Bonds and \$67,069,801 of Water 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 Findings for projects, following review and consideration of completed project related environmental analysis, where required.

(Fiscal Impact)

**Ordinance No. 108-22**

**FINALLY PASSED**

**220499 [SFPUC Power Revenue Bond Issuance - Various Capital Projects Benefitting the Power Enterprise - Not to Exceed \$140,889,875]****Sponsor: Mayor**

Ordinance authorizing the issuance and sale of tax-exempt or taxable Power Revenue Bonds and other forms of indebtedness (as described below) by the San Francisco Public Utilities Commission (SFPUC) ("Commission") in an aggregate principal amount not to exceed \$140,889,875 to finance the costs of various capital projects benefitting the Power Enterprise under the Charter, including amendments to the Charter enacted by the voters on June 5, 2018, 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)

**Ordinance No. 109-22**

**FINALLY PASSED**

**220500 [SFPUC Wastewater Revenue Bond Issuance - Various Capital Wastewater Projects Benefitting the Wastewater Enterprise - Not to Exceed \$704,198,901]****Sponsor: Mayor**

Ordinance authorizing 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 (SFPUC) ("Commission") in an aggregate principal amount not to exceed \$704,198,901 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)

**Ordinance No. 110-22**

**FINALLY PASSED**

**220501 [Appropriation - Proceeds from Revenue Bonds, State Loans or Grant Funds, Wastewater Revenues, and Wastewater Capacity Fees - Wastewater Capital Improvements - \$793,003,901 - FY2022-2023]**

**Sponsor: Mayor**

Ordinance appropriating a total of \$793,003,901 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), wastewater revenue and capacity fees for the San Francisco Public Utilities Commission (SFPUC) Wastewater Enterprise's Capital Improvement Program for Fiscal Year (FY) 2022-2023, and placing \$704,198,901 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 findings for projects, following review and consideration of completed project related environmental analysis, where required.

(Fiscal Impact)

**Ordinance No. 111-22**

**FINALLY PASSED**

**220502 [SFPUC Water Revenue Bond and Other Forms of Indebtedness Issuance - Various Capital Water Projects Benefitting the Water Enterprise - Not to Exceed \$141,418,472]**

**Sponsor: Mayor**

Ordinance authorizing the issuance and sale of tax-exempt or taxable Water Revenue Bonds and other forms of indebtedness (as described below) by the San Francisco Public Utilities Commission (SFPUC) in an aggregate principal amount not to exceed \$141,418,472 to finance the costs of various capital water projects benefitting the Water 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 Water Revenue Refunding Bonds and the retirement of outstanding Water Enterprise Commercial Paper; declaring the Official Intent of the SFPUC 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)

**Ordinance No. 112-22**

**FINALLY PASSED**

**220503 [Appropriation - Proceeds from Revenue Bonds, State Loan or Grant Funds, Water Revenues, and Water Capacity Fees - \$122,471,597; De-Appropriation and Re-Appropriation - Water Capital Improvement Projects - \$38,331,661 - FY2022-2023]**

**Sponsor: Mayor**

Ordinance appropriating a total of \$122,471,597 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), water revenues, and water capacity fees for the San Francisco Public Utilities Commission (SFPUC) Water Enterprise's Capital Improvement Program for Fiscal Year (FY) 2022-2023; and de-appropriating and re-appropriating Water Capital Project appropriations of \$38,331,661 in FY2022-2023; and placing \$2,536,607 on Budget and Finance Committee Reserve pending a report to the Board of Supervisors on facility design, space needs, total project costs, and disposition of 1990 Newcomb Avenue; and placing \$96,899,821 of Revenue Bond and State Loan Funds or State Grant Funds proceeds 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 findings for projects, following review and consideration of completed project related environmental analysis, where required.  
(Fiscal Impact)

**Ordinance No. 113-22**

**FINALLY PASSED**

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

**220566 [Memorandum of Understanding - Building Inspectors' Association]**

**Sponsor: Mayor**

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Building Inspectors' Association, to be effective July 1, 2022, through June 30, 2024.

**Ordinance No. 114-22**

**FINALLY PASSED**

**220567 [Memorandum of Understanding - Crafts Coalition]****Sponsor: Mayor**

Ordinance adopting and implementing the decision and award of the Arbitration Board under Charter, Section A8.490-4, establishing the Memorandum of Understanding between the City and County of San Francisco and the Crafts Coalition: the Bricklayers and Allied Crafts, Local 3; Hod Carriers, Local 166; The Northern California Carpenters Regional Council, Local 22; Carpet, Linoleum and Soft Tile Workers, Local 12; Plasterers and Cement Masons, Local 300; Glaziers, Architectural Metal and Glass Workers, Local Union No. 718; International Alliance of Theatrical Stage Employees, Moving Picture Technicians, Artist and Allied Crafts of the United States, Its Territories and Canada, Local 16; International Association of Bridge, Structural, Ornamental, Reinforcing Iron Workers, Riggers and Machinery Movers, Local 377; Pile Drivers, Divers, Carpenters, Bridge, Wharf and Dock Builders, Local Union No. 34; Plasterers and Shophands, Local 66; United Union of Roofers, Waterproofers and Allied Workers, Local 40; Sheet Metal Workers International Union, Local 104; and Teamsters, Local 853, to be effective July 1, 2022, through June 30, 2024.

**Ordinance No. 146-22**

**FINALLY PASSED**

**220568 [Memorandum of Understanding - San Francisco Deputy Probation Officers' Association]****Sponsor: Mayor**

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the San Francisco Deputy Probation Officers' Association, to be effective July 1, 2022, through June 30, 2024.

**Ordinance No. 115-22**

**FINALLY PASSED**

**220569 [Collective Bargaining Agreement - The San Francisco Deputy Sheriffs' Association]****Sponsor: Mayor**

Ordinance adopting and implementing the Collective Bargaining Agreement between the City and County of San Francisco and the San Francisco Deputy Sheriffs' Association, to be effective July 1, 2022, through June 30, 2024.

**Ordinance No. 116-22**

**FINALLY PASSED**

**220570 [Collective Bargaining Agreement - The San Francisco District Attorney Investigators' Association]****Sponsor: Mayor**

Ordinance adopting and implementing the Collective Bargaining Agreement between the City and County of San Francisco and the San Francisco District Attorney Investigators' Association, to be effective July 1, 2022, through June 30, 2024.

**Ordinance No. 117-22**

**FINALLY PASSED**



**220571 [Collective Bargaining Agreement - The International Brotherhood of Electrical Workers, Local 6]****Sponsor: Mayor**

Ordinance adopting and implementing the Collective Bargaining Agreement between the City and County of San Francisco and the International Brotherhood of Electrical Workers, Local 6, to be effective July 1, 2022, through June 30, 2024.

**Ordinance No. 118-22**

**FINALLY PASSED**

**220572 [Memorandum of Understanding - International Federation of Professional and Technical Engineers, Local 21]****Sponsor: Mayor**

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and International Federation of Professional and Technical Engineers, Local 21, to be effective July 1, 2022, through June 30, 2024.

**Ordinance No. 119-22**

**FINALLY PASSED**

**220573 [Memorandum of Understanding - Laborers International Union, Local 261]****Sponsor: Mayor**

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and Laborers International Union, Local 261, to be effective July 1, 2022, through June 30, 2024.

**Ordinance No. 120-22**

**FINALLY PASSED**

**220574 [Memorandum of Understanding - Machinists Union, Local 1414]****Sponsor: Mayor**

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Machinists Union, Local 1414, to be effective July 1, 2022, through June 30, 2024.

**Ordinance No. 121-22**

**FINALLY PASSED**

**220575 [Memorandum of Understanding - Municipal Attorneys Association]****Sponsor: Mayor**

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Municipal Attorneys Association, to be effective July 1, 2022, through June 30, 2024.

**Ordinance No. 122-22**

**FINALLY PASSED**

**220576 [Memorandum of Understanding - Municipal Executives Association]****Sponsor: Mayor**

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Municipal Executives Association, to be effective July 1, 2022, through June 30, 2024.

**Ordinance No. 123-22**

**FINALLY PASSED**

**220577 [Memorandum of Understanding - Operating Engineers Local Union No. 3]****Sponsor: Mayor**

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Operating Engineers Local Union No. 3, to be effective July 1, 2022, through June 30, 2024.

**Ordinance No. 124-22**

**FINALLY PASSED**

**220578 [Memorandum of Understanding - Operating Engineers Local Union No. 3 Supervising Probation Officers]****Sponsor: Mayor**

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and Operating Engineers Local Union No. 3 Supervising Probation Officers, to be effective July 1, 2022, through June 30, 2024.

**Ordinance No. 125-22**

**FINALLY PASSED**

**220579 [Memorandum of Understanding - San Francisco City Workers United Painters]****Sponsor: Mayor**

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and San Francisco City Workers United Painters, to be effective July 1, 2022, through June 30, 2024.

**Ordinance No. 126-22**

**FINALLY PASSED**

**220580 [Collective Bargaining Agreement - The San Francisco Sheriffs' Managers and Supervisors Association]****Sponsor: Mayor**

Ordinance adopting and implementing the Collective Bargaining Agreement between the City and County of San Francisco and the San Francisco Sheriffs' Managers and Supervisors Association, to be effective July 1, 2022, through June 30, 2024.

**Ordinance No. 127-22**

**FINALLY PASSED**

**220581 [Collective Bargaining Agreement - Service Employees International Union, Local 1021]****Sponsor: Mayor**

Ordinance adopting and implementing the Collective Bargaining Agreement between the City and County of San Francisco and Service Employees International Union, Local 1021, to be effective July 1, 2022, through June 30, 2024.

**Ordinance No. 128-22**

**FINALLY PASSED**

**220582 [Memorandum of Understanding - The International Union of Operating Engineers Stationary Engineers, Local 39]****Sponsor: Mayor**

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the International Union of Operating Engineers Stationary Engineers, Local 39, to be effective July 1, 2022, through June 30, 2024.

**Ordinance No. 129-22**

**FINALLY PASSED**

**220583 [Memorandum of Understanding - Teamsters, Local 856 (Multi-Unit)]****Sponsor: Mayor**

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and Teamsters, Local 856 (Multi-Unit), to be effective July 1, 2022, through June 30, 2024.

**Ordinance No. 130-22**

**FINALLY PASSED**

**220584 [Memorandum of Understanding - Teamsters, Local 856: Supervising Registered Nurses]****Sponsor: Mayor**

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and Teamsters, Local 856: Supervising Registered Nurses, to be effective July 1, 2022, through June 30, 2024.

**Ordinance No. 131-22**

**FINALLY PASSED**

**220585 [Memorandum of Understanding - The Transport Workers Union of America, AFL-CIO, Local 200]****Sponsor: Mayor**

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Transport Workers Union of America, AFL-CIO, Local 200, to be effective July 1, 2022, through June 30, 2024.

**Ordinance No. 132-22**

**FINALLY PASSED**

**220586 [Collective Bargaining Agreement - Transport Workers Union of America, Local 250-A Automotive Service Workers (7410)]****Sponsor: Mayor**

Ordinance adopting and implementing the Collective Bargaining Agreement between the City and County of San Francisco and the Transport Workers Union of America, Local 250-A, Automotive Service Workers (7410), to be effective July 1, 2022, through June 30, 2024.

**Ordinance No. 133-22****FINALLY PASSED****220587 [Collective Bargaining Agreement - Transport Workers Union of America, Local 250-A, Multi-Unit]****Sponsor: Mayor**

Ordinance adopting and implementing the Collective Bargaining Agreement between the City and County of San Francisco and the Transport Workers Union of America, Local 250-A, Multi-Unit, to be effective July 1, 2022, through June 30, 2024.

**Ordinance No. 134-22****FINALLY PASSED****220588 [Memorandum of Understanding - United Association of Journeymen and Apprentices of the Plumbing and Pipe Fitting Industry, Local 38]****Sponsor: Mayor**

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the United Association of Journeymen and Apprentices of the Plumbing and Pipe Fitting Industry, Local 38, to be effective July 1, 2022, through June 30, 2024.

**Ordinance No. 135-22****FINALLY PASSED****220589 [Collective Bargaining Agreement - Union of American Physicians and Dentists, Unit 17]****Sponsor: Mayor**

Ordinance adopting and implementing the Collective Bargaining Agreement between the City and County of San Francisco and the Union of American Physicians and Dentists, Unit 17, to be effective July 1, 2022, through June 30, 2024.

**Ordinance No. 136-22****FINALLY PASSED****220590 [Collective Bargaining Agreement - Union of American Physicians and Dentists, Unit 18]****Sponsor: Mayor**

Ordinance adopting and implementing the Collective Bargaining Agreement between the City and County of San Francisco and the Union of American Physicians and Dentists, Unit 18, to be effective July 1, 2022, through June 30, 2024.

**Ordinance No. 137-22****FINALLY PASSED**

**220592 [Memorandum of Understanding - Fire Fighters Union Local 798, Unit 2]****Sponsor: Mayor**

Ordinance adopting and implementing the Fourth Amendment to the 2018-2023 Memorandum of Understanding between the City and County of San Francisco and the San Francisco Fire Fighters Union, Local 798, Unit 2, to restore effective June 30, 2022, a deferred two percent (2%) base wage increase originally due on July 1, 2020.

**Ordinance No. 138-22**

**FINALLY PASSED**

**220593 [Memorandum of Understanding - Fire Fighters Union Local 798, Unit 1]****Sponsor: Mayor**

Ordinance adopting and implementing the Third Amendment to the 2018-2023 Memorandum of Understanding between the City and County of San Francisco and the San Francisco Fire Fighters Union, Local 798, Unit 1, to restore effective June 30, 2022, a deferred two percent (2%) base wage increase originally due on July 1, 2020.

**Ordinance No. 139-22**

**FINALLY PASSED**

**220596 [Memorandum of Understanding - Municipal Executives' Association Fire]****Sponsor: Mayor**

Ordinance adopting and implementing the Second Amendment to the 2018-2023 Memorandum of Understanding between the City and County of San Francisco and the Municipal Executives' Association Fire, to restore effective June 30, 2022, a deferred two percent (2%) base wage increase originally due on July 1, 2020.

**Ordinance No. 140-22**

**FINALLY PASSED**

**220597 [Letter of Agreement - Committee Interns and Residents]****Sponsor: Mayor**

Ordinance adopting and implementing the Letter of Agreement between the City and County of San Francisco and the Committee of Interns and Residents, to be effective July 1, 2022, through June 30, 2023.

**Ordinance No. 141-22**

**FINALLY PASSED**

**220607 [Environment, Health Codes - Requirements for Edible Food Recovery and Organic Waste Collection]****Sponsors: Walton; Mandelman, Preston and Safai**

Ordinance amending the Environment and Health Codes to implement state regulations issued under Senate Bill (SB) 1383 (2016), the Short-Lived Climate Pollutant Reduction Law, by: 1) requiring commercial edible food generators to engage in edible food recovery efforts and maintain related records; 2) requiring food service organizations and services to maintain records and report to the Department of the Environment (SFE) on edible food recovery efforts; 3) authorizing SFE to impose fines for violations of the requirements imposed on commercial edible food generators and food services organizations and services; 4) requiring owners and managers of commercial properties to inspect their containers for proper sorting of recyclables, compostables, and trash, and to instruct their employees on sorting requirements; 5) requiring organic waste recovery facilities to report to SFE on their waste recovery capacity; 6) requiring solid waste facilities to report to the Department of Public Health (DPH) on their waste recovery capacity; 7) requiring refuse collectors to transfer organic waste to facilities that recover organic waste, provide DPH with a list of the facilities receiving organic waste, and obtain authorization from DPH to transport organic waste; and 8) authorizing DPH to enforce requirements imposed on solid waste facilities and refuse collectors transporting organic waste.

**Ordinance No. 090-22****FINALLY PASSED****Recommendation of the Land Use and Transportation Committee****220342 [Planning Code - Fire-Damaged Liquor Stores in North Beach Neighborhood Commercial District]****Sponsors: Peskin; Chan**

Ordinance amending the Planning Code to extend the time, from three to six years from the date of a fire, for a temporary closure of a liquor store in the North Beach Neighborhood Commercial District (NCD) as a result of the fire to not result in an abandonment of such use, and for the relocation of such use to another location in the North Beach NCD to not require a new Conditional Use permit; 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.

**Ordinance No. 095-22****FINALLY PASSED**

**Recommendations of the Public Safety and Neighborhood Services Committee****220240 [Administrative Code - Community Policing Plans and Foot and Bike Patrols]****Sponsors: Mar; Walton, Melgar, Chan and Safai**

Ordinance amending the Administrative Code to require the Police Department to create a Community Policing Plan ("CPP") at each district police station, that, among other strategies, incorporates a foot and bike patrol deployment, and also includes a community process for eliciting input; and to require the public posting of the CPPs with a yearly update.

**Ordinance No. 093-22****FINALLY PASSED****220281 [Administrative Code - Shelter and Permanent Supportive Housing Expansion Program]****Sponsors: Mandelman; Melgar, Stefani, Mar, Dorsey and Safai**

Ordinance amending the Administrative Code to require the Department of Homelessness and Supportive Housing ("HSH") to submit to the Board of Supervisors and the Mayor a plan to implement a program to provide unsheltered persons in San Francisco with access to shelter and permanent supportive housing ("Place for All Program"), including a cost estimate of implementation; requiring HSH to fully implement the Place for All Program; requiring HSH to implement a system to allow individuals experiencing homelessness to register for shelter by telephone; and affirming the Planning Department's determination under the California Environmental Quality Act.

**Ordinance No. 092-22****FINALLY PASSED****The foregoing items were acted upon by the following vote:**

Ayes: 10 - Chan, Dorsey, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Walton

Excused: 1 - Stefani

## REGULAR AGENDA

### UNFINISHED BUSINESS

#### Recommendation of the Budget and Finance Committee

##### **220286 [Administrative Code - Transitional Housing for Homeless Transitional Age Youth in Haight- Ashbury]**

**Sponsor: Preston**

Ordinance amending the Administrative Code to require the City to acquire at least 20 additional dwelling units for use as transitional housing for homeless transitional age youth in the Haight-Ashbury neighborhood no later than March 31, 2023; and to require the Department of Homelessness and Supportive Housing to report to the Board of Supervisors on its progress for such acquisition no later than 120 days after the effective date of this Ordinance; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Fiscal Impact)

**Ordinance No.** 094-22

**FINALLY PASSED** by the following vote:

Ayes: 10 - Chan, Dorsey, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Walton

Excused: 1 - Stefani

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

*President Walton requested File Nos. 220372, 220373, 220374, 220375, 220376, 220377, 220378, 220380, 220381, 220411, and 220412 be called together.*

##### **220372 [Settlement of Lawsuit - Lauren Jones - \$95,000]**

Ordinance authorizing settlement of the lawsuit filed by Lauren Jones against the City and County of San Francisco for \$95,000; the lawsuit was filed on February 18, 2021, in San Francisco Superior Court, Case No. CGC-21-589832; entitled Lauren Jones v. City and County of San Francisco; the lawsuit involves an employment dispute. (City Attorney)

**Ordinance No.** 096-22

**FINALLY PASSED** by the following vote:

Ayes: 10 - Chan, Dorsey, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Walton

Excused: 1 - Stefani



**220373 [Settlement of Lawsuit - Francine Austin - \$90,000]**

Ordinance authorizing settlement of the lawsuit filed by Francine Austin against the San Francisco Department of Public Health for \$90,000; the lawsuit was filed on November 4, 2020, in United States District Court for the Northern District of California, Case No. 20-CV-07803; entitled Francine Austin v. San Francisco Department of Public Health; the lawsuit involves an employment dispute. (City Attorney)

**Ordinance No.** 097-22

**FINALLY PASSED by the following vote:**

Ayes: 10 - Chan, Dorsey, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Walton

Excused: 1 - Stefani

**220374 [Settlement of Lawsuit - Floridalma Jeronimo, Gerardo Perez - \$125,000]**

Ordinance authorizing settlement of the lawsuit filed by Floridalma Jeronimo and Gerardo Perez against the City and County of San Francisco for \$125,000; the lawsuit was filed on May 14, 2021, in San Francisco Superior Court, Case No. CGC-21-591939; entitled Floridalma Jeronimo, et al. v. City and County of San Francisco, et al.; the lawsuit involves alleged personal injury and wrongful death from medical negligence. (City Attorney)

**Ordinance No.** 098-22

**FINALLY PASSED by the following vote:**

Ayes: 10 - Chan, Dorsey, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Walton

Excused: 1 - Stefani

**220375 [Settlement of Lawsuit - Angelo Dumlao - \$100,000]**

Ordinance authorizing settlement of the lawsuit filed by Angelo Dumlao against the City and County of San Francisco for \$100,000; the lawsuit was filed on February 5, 2020, in San Francisco Superior Court, Case No. CGC-20-582729; entitled Angelo Dumlao v. City of San Francisco, et al.; the lawsuit involves alleged personal injury from a two vehicle rear-end collision. (City Attorney)

**Ordinance No.** 099-22

**FINALLY PASSED by the following vote:**

Ayes: 10 - Chan, Dorsey, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Walton

Excused: 1 - Stefani

**220376 [Settlement of Lawsuit - Jonathan Tuse and Sarah Falconer - \$525,000]**

Ordinance authorizing settlement of the lawsuit filed by Jonathan Tuse and Sarah Falconer against the City and County of San Francisco for \$525,000; the lawsuit was filed on March 23, 2020, in San Francisco Superior Court, Case No. CGC-20-583895; entitled Jonathan Tuse, et al. v. City and County of San Francisco, et al.; the lawsuit alleged a personal injury in Huntington Park resulting from a falling tree branch. (City Attorney)

**Ordinance No.** 100-22

**FINALLY PASSED by the following vote:**

Ayes: 10 - Chan, Dorsey, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Walton

Excused: 1 - Stefani

**220377 [Settlement of Lawsuit - Michael Kliment and Linda Kliment as Co-Successors-In Interest for Decedent, Christopher Paul Kliment - \$1,500,000]**

Ordinance authorizing settlement of the lawsuit filed by Michael Kliment as co-successor-in interest for Decedent, Christopher Paul Kliment; and Linda Kliment as co-successor-in-interest for Decedent, Christopher Paul Kliment against the City and County of San Francisco for \$1,500,000; the lawsuit was filed on May 13, 2020, in United States District Court, Northern District of California, Case No. 20-cv-03257-YGR; entitled Michael Kliment, et al. v. City and County of San Francisco, et al.; the lawsuit involves alleged civil rights violations. (City Attorney)

**Ordinance No.** 101-22

**FINALLY PASSED** by the following vote:

Ayes: 10 - Chan, Dorsey, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Walton

Excused: 1 - Stefani

**220378 [Settlement of Lawsuit - Scott Crayne - \$45,000]**

Ordinance authorizing settlement of the lawsuit filed by Scott Crayne against the City and County of San Francisco for \$45,000; the lawsuit was filed on April 19, 2021, in San Francisco Superior Court, Case No. CGC-21-591124; entitled Scott Crayne v. City and County of San Francisco, et al.; the lawsuit involves an alleged personal injury on a City sidewalk. (City Attorney)

**Ordinance No.** 102-22

**FINALLY PASSED** by the following vote:

Ayes: 10 - Chan, Dorsey, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Walton

Excused: 1 - Stefani

**220380 [Settlement of Lawsuit - Leslie Drapkin - \$75,000]**

Ordinance authorizing settlement of the lawsuit filed by Leslie Drapkin against the City and County of San Francisco for \$75,000; the lawsuit was filed on July 20, 2020, in San Francisco Superior Court, Case No. CGC-20-585425; entitled Leslie Drapkin v. City and County of San Francisco, et al.; the lawsuit involves alleged personal injury on a City sidewalk. (City Attorney)

**Ordinance No.** 103-22

**FINALLY PASSED** by the following vote:

Ayes: 10 - Chan, Dorsey, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Walton

Excused: 1 - Stefani

**220381 [Settlement of Lawsuit - Rodrigo Frias Mier - \$85,000]**

Ordinance authorizing settlement of the lawsuit filed by Rodrigo Frias Mier against the City and County of San Francisco for \$120,313 (City to pay Plaintiff \$85,000 and Department of Public Works to pay Department of Public Health \$35,313 to satisfy lien); the lawsuit was filed on September 30, 2020, in San Francisco Superior Court, Case No. CGC-20-586884; entitled Rodrigo Frias Mier; the lawsuit involves a personal injury on a City street. (City Attorney)

**Ordinance No.** 104-22

**FINALLY PASSED** by the following vote:

Ayes: 10 - Chan, Dorsey, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Walton

Excused: 1 - Stefani

**220411 [Settlement of Lawsuit - Daniel Wong, Elaine Mak, and Carolyn Wong - \$450,000]**

Ordinance authorizing settlement of the lawsuit filed by Daniel Wong, Elaine Mak, and Carolyn Wong against the City and County of San Francisco for \$450,000; the lawsuit was filed on October 28, 2019, in San Francisco Superior Court, Case No. CGC-19-580302; entitled Daniel Wong, et al. v. City and County of San Francisco, et al.; the lawsuit involves alleged personal injuries from a vehicle collision. (City Attorney)

**Ordinance No.** 105-22

**FINALLY PASSED** by the following vote:

Ayes: 10 - Chan, Dorsey, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Walton

Excused: 1 - Stefani

**220412 [Settlement of Lawsuit - Kristen Lewett - \$500,000]**

Ordinance authorizing settlement of the lawsuit filed by Kristen Lewett against the City and County of San Francisco for \$500,000; the lawsuit was filed on October 18, 2019, in San Francisco Superior Court, Case No. CGC-19-580048; entitled Kristen Lewett v. City and County of San Francisco, et al.); the lawsuit involves alleged personal injury on a City street. (City Attorney)

**Ordinance No.** 142-22

**FINALLY PASSED** by the following vote:

Ayes: 10 - Chan, Dorsey, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Walton

Excused: 1 - Stefani

**Referred Without Recommendation from the Government Audit and Oversight Committee****220591 [Compensation for Unrepresented Employees]**

**Sponsor:** Mayor

Ordinance fixing compensation for persons employed by the City and County of San Francisco whose compensation is subject to the provisions of Section A8.409 of the Charter, in job codes not represented by an employee organization, and establishing working schedules and other terms and conditions of employment and methods of payment effective July 1, 2022.

**Ordinance No.** 144-22

**FINALLY PASSED** by the following vote:

Ayes: 10 - Chan, Dorsey, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Walton

Excused: 1 - Stefani

President Walton requested File Nos. 220594 and 220595 be called together.

**220594 [Memorandum of Understanding - San Francisco Police Officers Association]**

**Sponsor: Mayor**

Ordinance adopting and implementing the Second Amendment to the 2018-2023 Memorandum of Understanding between the City and County of San Francisco and the San Francisco Police Officers Association, to restore effective June 30, 2022, a deferred one percent (1%) base wage increase originally due on July 1, 2020.

**Ordinance No. 145-22**

**FINALLY PASSED by the following vote:**

Ayes: 9 - Chan, Dorsey, Mandelman, Mar, Melgar, Peskin, Ronen, Safai, Walton

Noes: 1 - Preston

Excused: 1 - Stefani

**220595 [Memorandum of Understanding - Municipal Executives' Association Police]**

**Sponsor: Mayor**

Ordinance adopting and implementing the Second Amendment to the 2018-2023 Memorandum of Understanding between the City and County of San Francisco and the Municipal Executives' Association Police, to restore effective June 30, 2022, a deferred one percent (1%) base wage increase originally due on July 1, 2020.

**Ordinance No. 143-22**

**FINALLY PASSED by the following vote:**

Ayes: 9 - Chan, Dorsey, Mandelman, Mar, Melgar, Peskin, Ronen, Safai, Walton

Noes: 1 - Preston

Excused: 1 - Stefani

## NEW BUSINESS

### Recommendation of the Budget and Finance Committee

#### **220438 [Mutual Termination Agreement of Real Property - 2829 Taylor Street - 360 Jefferson Street - Alioto Fish Company, Ltd.]**

Resolution authorizing the Executive Director of the Port of San Francisco to execute a Mutual Termination Agreement for Port Lease No. L-7491 and Port Lease No. L-9171 between the Port of San Francisco and Alioto Fish Company Ltd., for the restaurant premises located at 2829 Taylor Street and the associated warehouse premises located at 360 Jefferson Street; and to authorize the Executive Director of the Port of San Francisco to enter into amendments or modifications to the Mutual Termination Agreement that do not materially increase the obligations or liabilities to the City and are necessary to effectuate the purposes of this Resolution. (Port)  
(Fiscal Impact)

**Resolution No.** 289-22

**ADOPTED by the following vote:**

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

### Recommendations of the Land Use and Transportation Committee

*President Walton requested File Nos. 211300 and 220446 be called together.*

#### **211300 [Planning Code, Zoning Map - Group Housing Special Use District] Sponsors: Peskin; Melgar and Preston**

Ordinance amending the Planning Code to create the Group Housing 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.

**Supervisor Mandelman, seconded by Supervisor Peskin, moved that this Ordinance be CONTINUED ON FIRST READING to the Board of Supervisors meeting of June 28, 2022. The motion carried by the following vote:**

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

**220446 [Planning, Administrative, Subdivision Codes; Zoning Map - Density Exception in Residential Districts]****Sponsors: Mandelman; Melgar**

Ordinance amending the Planning Code to rezone all Residential, One Family (RH-1) zoning districts, except for Residential, One Family, Detached (RH-1(D)) districts, to Residential, Two Family (RH-2) zoning districts; to rezone the RH-1(D) districts to a new class of residential district called Residential, Two Family, Detached (RH-2(D)) districts; and to provide a density limit exception to permit up to four dwelling units per lot, and up to six dwelling units per lot in Corner Lots, in all RH (Residential, House) zoning districts, subject to certain requirements, including among others the replacement of protected units; amending the Administrative Code to require new dwelling units constructed pursuant to the density limit exception to be subject to the rent increase limitations of the Rent Ordinance; amending the Subdivision Code to authorize a subdivider that is constructing new dwelling units pursuant to the density exception to submit an application for condominium conversion or a condominium map that includes the existing dwelling units and the new dwelling units that constitute the project; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1, and findings of public necessity, convenience, and welfare under Planning Code, Section 302.

**Supervisor Mandelman, seconded by Supervisor Peskin, moved that this Ordinance be CONTINUED ON FIRST READING to the Board of Supervisors meeting of June 28, 2022. The motion carried by the following vote:**

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

**Recommendations of the Rules Committee****220511 [Mayoral Appointment, Public Works Commission - Lynne Newhouse Segal]**

Motion approving the Mayor's nomination for the appointment of Lynne Newhouse Segal to the Public Works Commission, for a term ending July 2, 2026. (Clerk of the Board)  
(Charter, Section 4.141, provides that this nomination is subject to confirmation 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: May 2, 2022.)

**Motion No. M22-102**

**APPROVED by the following vote:**

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

**220632 [Appointments, Mental Health SF Implementation Working Group - Steven Fields and Monique LeSarre]**

Motion appointing Steven Fields (residency requirement waived) and Monique LeSarre, terms ending June 1, 2024, to the Mental Health SF Implementation Working Group. (Rules Committee)

**Motion No. M22-103**

**APPROVED by the following vote:**

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

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

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

*Supervisor Ronen introduced, welcomed, and presented a Certificate of Honor to retired San Francisco Immigration Court Judge Dana Leigh Marks in recognition of her many accomplishments and continued community support.*

*Supervisor Safai introduced, welcomed, and presented a posthumous Certificate of Honor for Peter Vaernet, accepted by his family and the Friends of Brooks Park, in recognition of his many accomplishments as a longtime parks advocate.*

*President Walton introduced, welcomed, and presented a Certificate of Honor to Virginia Marshall on the occasion of her retirement from the San Francisco Unified School District and in recognition of her many accomplishments as an educator and advocate for the youth and families of San Francisco.*

*Supervisor Dorsey introduced, welcomed, and presented a Certificate of Honor to the 2022 Graduating Class of Youthchance High School on the occasion of their graduation and in recognition of their academic accomplishments.*

*Supervisor Mandelman introduced, welcomed, and presented a Certificate of Honor to Dr. Tim Seelig on the occasion of his retirement from the San Francisco Gay Men's Chorus and in recognition of his musical accomplishments.*

## SPECIAL ORDER 3:00 P.M.

### Board of Supervisors Sitting as a Committee of the Whole

#### **220619 [Hearing - Committee of the Whole - Laguna Honda Hospital's Strategy for Recertification and the Submission of a Closure and Patient Transfer and Relocation Plan - November 1, 2022, at 3:00 p.m.]**

Hearing of the Board of Supervisors sitting as a Committee of the Whole on Tuesday, November 1, 2022, at 3:00 p.m., to hold a public hearing on Laguna Honda Hospital's Strategy for Recertification and the Submission of a Closure and Patient Transfer and Relocation Plan; and requesting the Department of Public Health to present; scheduled pursuant to Motion No. M22-098 (File No. 220618), approved on May 24, 2022. (Clerk of the Board)

*President Walton opened the public hearing and inquired as to whether any member of the public wished to address the Committee of the Whole relating to Laguna Honda Hospital's strategy for recertification and the submission of a Closure and Patient Transfer and Relocation Plan (File No. 220619). Dr. Grant Colfax and Roland Pickens (Department of Public Health); and Theresa Rutherford and Kathleen MacKerrow (SEIU, Local 1021) provided an overview of the subject matter and responded to questions raised throughout the discussion. Vincent Naidell; Sarah Larson; Michael Monolli; Francisco Da Costa; Alana Granum; Lucia Montado; Jessica Lehman; Tess Wellborn; Dr. Theresa Palmer; Louise Whitlock; Shane O'Hurn; Patrick Monette-Shaw; Laura Liesem; Betty Trainor; Paul Buxbaum; Art Persyko; H. Brown; spoke on various concerns relating to the subject matter. The President adjourned as the Committee of the Whole, and reconvened as the Board of Supervisors.*

**Supervisor Melgar, seconded by Supervisor Safai, moved that this Hearing be CONTINUED to a Committee of the Whole at the Board of Supervisors meeting of September 13, 2022, at 3:00 p.m. The motion carried by the following vote:**

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

#### **Appointment of President Pro Tempore**

*At the request of President Walton, Supervisor Chan assumed the chair at 6:02 p.m. The President resumed the chair at 6:07 p.m.*

### Committee of the Whole Adjourn and Report



## SPECIAL ORDER 3:00 P.M.

*President Walton requested File Nos. 220674, 220704, and 220705 be called together.*

## Board of Supervisors Sitting as a Committee of the Whole

### **220674 [Hearing - Committee of the Whole - Grant Agreements for Financial Solvency - Baker Places, Inc. - \$1,210,000 - Positive Resource Center - \$2,010,000 - June 14, 2022, at 3:00 p.m.]**

Hearing of the Board of Supervisors sitting as a Committee of the Whole on Tuesday, June 14, 2022, at 3:00 p.m., to hold a public hearing on Ordinances authorizing the Department of Public Health to award a one-time limited term grant to Baker Places, Inc. in the amount of \$1,210,000 (File No. 220705) and a one-time limited term grant to Positive Resource Center in the amount of \$2,010,000 (File No. 220704); scheduled pursuant to Motion No. M22-101 (File No. 220672), approved on June 7, 2022. (Clerk of the Board)

*President Walton opened the public hearing and inquired as to whether any member of the public wished to address the Committee of the Whole relating to the Grant Agreements for Financial Solvency (File Nos. 220674, 220704, and 220705). Dr. Hillary Kunins, Drew Murrell, and Max Rocha (Department of Public Health); Brett Andrews, Chief Executive Officer (Positive Research Center); Nicolas Menard (Office of the Budget and Legislative Analyst); Anne Pearson (Office of the City Attorney); and Ben Rosenfield, Controller (Office of the City Controller), provided an overview of the subject matter and responded to questions raised throughout the discussion. Francisco Da Costa; Brenda Barros; Cheryl Thornton; Speaker; Louise Whitlock; spoke on various concerns relating to the Grant Agreements. The President closed public comment, declared the hearing heard and filed, adjourned as the Committee of the Whole, and reconvened as the Board of Supervisors.*

**HEARD AND FILED**

## Committee of the Whole Adjourn and Report

### **220704 [Grant Agreement for Financial Solvency - Positive Resource Center - \$800,000 - Waiver of Competitive Solicitation Requirement]**

**Sponsors: Mayor; Dorsey and Mandelman**

Ordinance authorizing the Department of Public Health to award a one-time, limited term grant to Positive Resource Center ("PRC"), without engaging in the competitive solicitation process otherwise required by the Administrative Code for grants, for the purpose of maintaining the financial solvency of PRC in an amount not to exceed \$2,010,000 for a not to exceed one-year period to commence on July 1, 2022, through June 30, 2023.

**Supervisor Ronen, seconded by Supervisor Peskin, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE, by changing the grant amount from '\$2,010,000' to '\$800,000'; and requiring the granted funds to be used only for staff payroll and to prevent the displacement of patients. The motion carried by the following vote:**

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

Ordinance authorizing the Department of Public Health to award a one-time, limited term grant to Positive Resource Center ("PRC"), without engaging in the competitive solicitation process otherwise required by the Administrative Code for grants, for the purpose of maintaining PRC's staffing, and preventing displacement of residents, in an amount not to exceed \$800,000 for a not to exceed one-year period to commence on July 1, 2022, through June 30, 2023.  
(Fiscal Impact)

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

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

**220705 [Grant Agreement for Financial Solvency - Baker Places, Inc. - Not to Exceed \$450,000 - Waiver of Competitive Solicitation Requirement]**

**Sponsors: Mayor; Dorsey and Mandelman**

Ordinance authorizing the Department of Public Health to award a one-time, limited term grant to Baker Places, Inc. ("Baker"), without engaging in the competitive solicitation process otherwise required by the Administrative Code for grants, for the purpose of maintaining the financial solvency of Baker, in an amount not to exceed \$1,210,000 for a not to exceed one-year period to commence on July 1, 2022, through June 30, 2023.

**Supervisor Ronen, seconded by Supervisor Peskin, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE, by changing the grant amount from '\$1,210,000' to '\$450,000'; and requiring the granted funds to be used only for staff payroll and to prevent the displacement of patients. The motion carried by the following vote:**

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

Ordinance authorizing the Department of Public Health to award a one-time, limited term grant to Baker Places, Inc. ("Baker"), without engaging in the competitive solicitation process otherwise required by the Administrative Code for grants, for the purpose of maintaining Baker's staffing, and preventing displacement of residents, in an amount not to exceed \$450,000 for a not to exceed one-year period to commence on July 1, 2022, through June 30, 2023.  
(Fiscal Impact)

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

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

## COMMITTEE REPORTS

### Recommendations of the Budget and Appropriations Committee

*President Walton requested File Nos. 220666 and 220667 be called together.*

#### **220666 [Proposed Interim Budget and Appropriation Ordinance for Departments - FYs 2022-2023 and 2023-2024]**

**Sponsor: Mayor**

Proposed Interim Budget and Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures for Departments of the City and County of San Francisco as of June 1, 2022, for the Fiscal Years (FYs) ending June 30, 2023, and June 30, 2024.

(Fiscal Impact; No Budget and Legislative Analyst Report)

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

Ayes: 9 - Chan, Dorsey, Mandelman, Mar, Melgar, Peskin, Ronen, Safai, Walton

Noes: 1 - Preston

Excused: 1 - Stefani

#### **220667 [Proposed Interim Annual Salary Ordinance - FYs 2022-2023 and 2023-2024]**

**Sponsor: Mayor**

Proposed Interim Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the Fiscal Years (FYs) ending June 30, 2023, and June 30, 2024, 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.

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

Ayes: 9 - Chan, Dorsey, Mandelman, Mar, Melgar, Preston, Ronen, Safai, Walton

Noes: 1 - Peskin

Excused: 1 - Stefani

## **Recommendation of the Rules Committee**

### **220598 [Memorandum of Understanding - Citywide Amendment]**

**Sponsor: Mayor**

Ordinance adopting and implementing an Amendment to the current Memorandums of Understanding and Collective Bargaining Agreements between the City and County of San Francisco and each of the Unions identified in Appendix A, providing for the carry forward to fiscal year 2022-2023 of an additional 80 hours of accrued floating holidays, accrued in lieu holidays, and waiving the 120 hour limitation on the number of hours of compensatory that "Z" designated employees can carry forward under the Memorandum of Understanding with Local 21, the amendment to be effective June 30, 2022.

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

Ayes: 10 - Chan, Dorsey, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Walton

Excused: 1 - Stefani

## **ROLL CALL FOR INTRODUCTIONS**

*See Legislation Introduced below.*

## **PUBLIC COMMENT**

*There was no public comment.*

## **FOR ADOPTION WITHOUT COMMITTEE REFERENCE**

### **220711 [Urging St. Mary's Medical Center and Dignity Health to Negotiate in Good Faith]**

**Sponsors: Chan; Preston, Walton and Safai**

Resolution urging St. Mary's Medical Center and Dignity Health to return to the bargaining table in order to negotiate contract language that protects the rights of resident physicians and attracts medical students to San Francisco to complete their residency.

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

**Resolution No. 286-22**

**ADOPTED**

### **220712 [Urging to Delay Implementation of the Responsible Beverage Service Training Program]**

**Sponsors: Chan; Peskin, Mar and Walton**

Resolution urging Governor Gavin Newsom and the Department of Alcoholic Beverage Control to delay implementation of the Responsible Beverage Service Training Program.

**Resolution No. 287-22**

**ADOPTED**

**220713 [Urging Airline Service Contractors to Maintain Full Time Work for Employees]****Sponsors: Mandelman; Walton, Mar, Preston, Chan, Ronen and Safai**

Resolution urging airline service contractors operating at San Francisco International Airport to protect workers and to create and maintain as many full-time jobs as the flight schedules will allow.

*Supervisors Ronen and Safai requested to be added as co-sponsors.*

**Resolution No. 288-22****ADOPTED****220673 [Appointment, Child Care Planning and Advisory Council - Mona Malan]**

Motion appointing Mona Malan (residency requirement waived), term ending September 14, 2023, to the Child Care Planning and Advisory Council. (Clerk of the Board)

**Motion No. M22-104****APPROVED****220699 [Reappointment, Child Care Planning and Advisory Council - Patricia Sullivan]**

Motion reappointing Patricia Sullivan, term ending March 19, 2025, to the Child Care Planning and Advisory Council. (Clerk of the Board)

**Motion No. M22-105****APPROVED**

**220718 [Findings to Allow Teleconferenced Meetings During Declared Emergency]**

Motion making findings to allow teleconferenced meetings under California Government Code, Section 54953(e). (Clerk of the Board)

**Motion No.** M22-106

**APPROVED**

The foregoing items were acted upon by the following vote:

Ayes: 10 - Chan, Dorsey, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Walton

Excused: 1 - Stefani

**IMPERATIVE AGENDA**

*There were no imperative agenda items.*

**LEGISLATION INTRODUCED AT ROLL CALL****Introduced by a Supervisor or the Mayor**

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

**ORDINANCES****220733 [Campaign and Governmental Conduct Code - Behested Payments]**

**Sponsor:** Mayor

Ordinance amending the Campaign and Governmental Conduct Code to modify the rules concerning behested payment solicitations, by 1) exempting payments less than \$1,000; 2) providing that a person does not become an interested party due to the City issuing them a license, permit, or other entitlement for use, if the issuance was ministerial and in certain other situations; 3) providing that a person does not become an interested party by attempting to influence a legislative or administrative action; 4) authorizing the solicitation of payments directly to City departments, and from nonprofits with agreements approved by the City Attorney and Controller; 5) authorizing departments to solicit payments pursuant to their approved Racial Equity Action Plans; 6) establishing that certain solicitations from tenants, contractors, and parties to development agreements are not prohibited; and 7) making other clarifying changes.

06/14/22; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 7/14/2022.

**220736 [Street and Public Service Easement Vacation Order - Parkmerced Development Project]****Sponsor: Mayor**

Ordinance ordering the conditional vacation of portions of Higuera Avenue, Vidal Drive, Arballo Drive, and Garces Drive (the "Street Vacation Area"), and certain San Francisco Public Utilities Commission public service easements (the "Easement Vacation Area"), all within the Parkmerced Development Project area, an approximately 152-acre site located in the Lake Merced District in the southwest corner of San Francisco and generally bounded by Vidal Drive, Font Boulevard, Pinto Avenue, and Serrano Drive to the north, 19th Avenue and Junipero Serra Boulevard to the east, Brotherhood Way to the south, and Lake Merced Boulevard to the west; reserving various easement rights in favor of the City and third-party utilities, subject to specified conditions; adopting findings under the California Environmental Quality Act; adopting findings that the vacations are consistent with the Parkmerced Development Agreement, the General Plan, and the eight priority policies of Planning Code, Section 101.1; and authorizing actions by City officials in furtherance of this Ordinance, as specified herein.

06/14/22; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 7/14/2022.

**220737 [Appropriation - Fiscal Cliff Reserve - General Services Agency - City Administrator - Affordable Housing Development - \$118,000,000 - FY2022-2023]****Sponsors: Chan; Peskin**

Ordinance appropriating \$118,000,000 of Fiscal Cliff Reserves to the General Services Agency - City Administrator (ADM) to support land acquisition, capital improvement projects, capacity building for affordable housing development and the stabilization of community-based organizations and services that benefit San Francisco's Asian American Pacific Islander community in Fiscal Year (FY) 2022-2023.

(Fiscal Impact; No Budget and Legislative Analyst Report)

06/14/22; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 7/14/2022.

**220130 [Planning Code - Conditional Use Appeals]****Sponsors: Melgar; Peskin, Walton, Preston, Ronen and Chan**

Ordinance amending the Planning Code to allow the signatures of Verified Tenants to count towards the threshold needed to permit an appeal of a Conditional Use authorization; clarifying timelines applicable to appeals of Conditional Use authorizations; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of public convenience, necessity, and welfare under Planning Code, Section 302.

02/01/22; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 3/3/2022.

02/04/22; REFERRED TO DEPARTMENT.

02/09/22; REFERRED TO DEPARTMENT.

02/10/22; RESPONSE RECEIVED.

04/26/22; REMAIN ACTIVE.

06/14/22; SUBSTITUTED AND ASSIGNED to Land Use and Transportation Committee.

**220539 [204-22 Campaign and Governmental Conduct Code - Behested Payments Exceptions]****Sponsors: Peskin; Safai, Chan, Walton, Preston and Mar**

Ordinance amending the Campaign and Governmental Conduct Code to modify the rules concerning behested payment solicitations, by excepting solicitations made under certain types of City programs to solicit, request, and contractually obligate charitable donations through competitively procured contracts; providing that the receipt of a non-discretionary license, permit, or other entitlement for use does not make a person an interested party; providing that attempting to influence an administrative action does not make a person an interested party; excepting solicitations made in connection with the City's acquisition of real property; and making other clarifying changes. (Pursuant to Campaign and Governmental Conduct Code, Section 3.204, this matter requires two-thirds vote of the full membership of the Board of Supervisors (8 votes) for passage.)

05/10/22; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 6/9/2022.

05/25/22; REFERRED TO DEPARTMENT.

06/07/22; SUBSTITUTED AND ASSIGNED UNDER 30 DAY RULE to Rules Committee.

06/14/22; SUBSTITUTED AND ASSIGNED to Rules Committee.

**RESOLUTIONS****220734 [Resolution of Intent - Streets and Public Service Easement Vacation - Parkmerced Development Project]****Sponsor: Mayor**

Resolution declaring the intent of the Board of Supervisors to order the conditional vacation of portions of Higuera Avenue, Vidal Drive, Arballo Drive, and Garces Drive (the "Street Vacation Area"), and certain San Francisco Public Utilities Commission public service easements (the "Easement Vacation Area"), all within the Parkmerced Development Project area, an approximately 152-acre site located in the Lake Merced District in the southwest corner of San Francisco and generally bounded by Vidal Drive, Font Boulevard, Pinto Avenue, and Serrano Drive to the north, 19th Avenue and Junipero Serra Boulevard to the east, Brotherhood Way to the south, and Lake Merced Boulevard to the west; reserve various easement rights in favor of the City and third party utilities, subject to conditions specified; adopt findings under the California Environmental Quality Act; adopt findings that the vacations are consistent with the Parkmerced Development Agreement, the General Plan, and the eight priority policies of Planning Code, Section 101.1; and authorize actions by City officials in furtherance of the street vacation ordinance, as specified herein; direct the Clerk of the Board of Supervisors to make certain transmittals; and set a hearing date for all persons interested in the proposed vacation of said street areas and public service easements.

06/14/22; RECEIVED AND ASSIGNED to Land Use and Transportation Committee.

**220738 [Disapproval of Mills Act Historical Property Contract - 714 Steiner Street]****Sponsor: Peskin**

Resolution rescinding Resolution No. 225-22, which had approved a historical property contract between Leah Culver Revocable Trust, the owner of 714 Steiner Street, Assessor's Parcel Block No. 803, Lot No. 019, and the City and County of San Francisco, under Administrative Code, Chapter 71, and disapproving said contract.

06/14/22; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.



**220739 [Urging the Department of Public Health, Municipal Transportation Agency, and Police Department to Amend the City's Vision Zero Traffic Fatality Protocol]****Sponsors: Preston; Walton**

Resolution urging the Department of Public Health, Municipal Transportation Agency, and Police Department to amend the City's Vision Zero Traffic Fatality Protocol to include a public town hall within two weeks of a traffic fatality, at which information regarding the fatal incident is presented to the public and agency representatives are available to answer questions.

**220740 [Urging the San Francisco Housing Authority to Evaluate Options for Affordable Housing Units]****Sponsors: Preston; Walton**

Resolution urging the San Francisco Housing Authority, in consultation with McCormack Baron Salazar (MBS) to evaluate, as an alternative to the plans currently being proposed by MBS, rehabilitation and redevelopment options that result in 100% of the units onsite as affordable housing, including but not limited to an alternative proposal that incorporates Faircloth-to-RAD conversion.

06/14/22; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

## MOTIONS

**220741 [Initiative Ordinance - Campaign and Governmental Conduct Code - Behested Payments]****Sponsor: Mayor**

Motion ordering submitted to the voters at an election to be held on November 8, 2022, an Ordinance amending the Campaign and Governmental Conduct Code to modify the rules concerning behested payment solicitations, by 1) exempting payments less than \$1,000; 2) providing that a person does not become an interested party due to the City issuing them a license, permit, or other entitlement for use, if the issuance was ministerial and in certain other situations; 3) providing that a person does not become an interested party by attempting to influence a legislative or administrative action; 4) authorizing the solicitation of payments directly to City departments, and from nonprofits with agreements approved by the City Attorney and Controller; 5) authorizing departments to solicit payments pursuant to their approved Racial Equity Action Plans; 6) establishing that certain solicitations from tenants, contractors, and parties to development agreements are not prohibited; and 7) making other clarifying changes.

06/14/22; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 7/14/2022.

**220744 [Mayoral Appointment, Sanitation and Streets Commission - Maryo Mogannam]**

Motion approving the Mayor's nomination for the appointment of Maryo Mogannam to the Sanitation and Streets Commission, term ending July 1, 2024. (Clerk of the Board)  
(Charter, Section 4.139(b), provides that this nomination is subject to confirmation 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 15, 2022.)

06/14/22; RECEIVED AND ASSIGNED to Rules Committee.

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

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

## **PROPOSED ORDINANCES**

### **220697 [Settlement of Lawsuit - Morton Weisberg - \$50,000]**

Ordinance authorizing settlement of the lawsuit filed by Morton Weisberg against the City and County of San Francisco for \$50,000; the lawsuit was filed on December 23, 2020, in San Francisco Superior, Case No. CGC-20-588596; entitled Morton Weisberg v. Gabriel Arteaga and City and County of San Francisco; the lawsuit involves alleged personal injuries from being struck by a City vehicle. (City Attorney)

06/03/22; RECEIVED FROM DEPARTMENT.

06/14/22; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

### **220700 [Settlement of Lawsuit - Elsa Acevedo Lubguban - \$175,000]**

Ordinance authorizing settlement of the lawsuit filed by Elsa Acevedo Lubguban against the City and County of San Francisco for \$175,000; the lawsuit was filed on March 23, 2020, in San Francisco Superior Court, Case No. CGC-20-583887; entitled Elsa Acevedo Lubguban v. City and County of San Francisco, et al.; the lawsuit involves alleged personal injury from an alleged dangerous condition of public property. (City Attorney)

06/03/22; RECEIVED FROM DEPARTMENT.

06/14/22; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

## **PROPOSED RESOLUTION**

### **220701 [Home Detention and Electronic Monitoring Program for Home Detention - Program Administrator's Evidence of Financial Responsibility - FY2022-2023]**

Resolution approving the Sheriff Office's home detention and electronic monitoring program in lieu of confinement rules and regulations; and approving evidence of financial responsibility demonstrated by program administrator, Sentinel Offender Services, LLC, for Fiscal Year (FY) 2022-2023. (Sheriff)

05/31/22; RECEIVED FROM DEPARTMENT.

06/14/22; RECEIVED AND ASSIGNED to Budget and Finance Committee.

## **In Memoriam**

*Larry Ken Lee - Supervisor Peskin*

## ADJOURNMENT

*There being no further business, the Board adjourned at the hour 8:10 p.m.*

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

*Approved by the Board of Supervisors on July 19, 2022.*

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Angela Calvillo, Clerk of the Board