

BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES - DRAFT

Tuesday, September 6, 2022 - 2:00 PM

IN-PERSON MEETING

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

(remote access provided)

(remote public comment provided via teleconference)

www.sfgovtv.org

Regular Meeting

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

Meeting Days

Budget and Appropriations Committee Supervisors Ronen, Safai, Mar, Chan, Walton	Wednesday 1:00 PM
Budget and Finance Committee Supervisors Ronen, Safai, Mar	Wednesday 12:30 PM
Government Audit and Oversight Committee Supervisors Preston, Chan, Mandelman	1st and 3rd Thursday 10:00 AM
Land Use and Transportation Committee Supervisors Melgar, Preston, Peskin	Monday 1:30 PM
Public Safety and Neighborhood Services Committee Supervisors Mar, Stefani, Melgar	2nd and 4th Thursday 10:00 AM
Rules Committee Supervisors Peskin, Mandelman, Chan	Monday 10:00 AM
Youth, Young Adult, and Families Committee Supervisors Ronen, Safai, Dorsey	2nd Friday 10:00 AM

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

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

The Board of Supervisors of the City and County of San Francisco met in regular session, in-person with remote access and public comment also available via telephone, on Tuesday, September 6, 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) to stream the live meetings and watch meetings on demand or watch live meetings on San Francisco Cable Channels 26, 28, 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; 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) 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.

ROLL CALL AND PLEDGE OF ALLEGIANCE

On the call of the roll, Supervisors Chan, Dorsey, Mandelman, Mar, Melgar, Peskin, Preston (remote), Ronen, Stefani, and Walton were noted present.

Supervisor Safai 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.

Supervisor Safai was noted present at 2:02 p.m.

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 June 28, 2022, July 12, 2022, and July 19, 2022, Board Meeting Minutes; or the June 27, 2022, Special Meeting Minutes at the Budget and Appropriations Committee Meeting, or the June 29, 2022, Special Meeting Minutes at the Rules Committee, which constituted quorums of the Board of Supervisors, as presented. There were no corrections requested from any Member of the Board.

Supervisor Ronen, seconded by Supervisor Mandelman, moved to approve the June 28, 2022, July 12, 2022, and July 19, 2022, Board Meeting Minutes; and the June 27, 2022, Special Meeting Minutes at the Budget and Appropriations Committee Meeting, and the June 29, 2022, Special Meeting Minutes at the Rules Committee, which constituted quorums of the Board of Supervisors, as presented. The motion carried by the following vote, following general public comment:

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

AGENDA CHANGES

There were no agenda changes.

CONSENT AGENDA

Recommendation of the Budget and Finance Committee

220541 [Administrative Code - Cancellation of Delinquent Property Tax Penalties]

Sponsor: Safai

Ordinance amending the Administrative Code to authorize the Tax Collector to establish procedures for the consideration of delinquent property tax penalty cancellations when the delinquency is due to the City's failure to send a notice of taxes to the owner of property acquired after the lien date on the secured roll, and to delegate the authority to grant such penalty cancellations to the Tax Collector.

FINALLY PASSED

Recommendations of the Government Audit and Oversight Committee

220653 [Settlement of Lawsuit - Rebecca Michaels - \$280,000]

Ordinance authorizing settlement of the lawsuit filed by Rebecca Michaels against the City and County of San Francisco for \$280,000; the lawsuit was filed on May 12, 2020, in San Francisco Superior Court, Case No. CGC-20-584429; entitled Rebecca Michaels v. City and County of San Francisco, et al.; the lawsuit involves alleged personal injuries on a City sidewalk. (City Attorney)

PASSED ON FIRST READING

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)

PASSED ON FIRST READING

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)

PASSED ON FIRST READING

220743 [Settlement of Lawsuit - Koreda Tan - \$180,000]

Ordinance authorizing settlement of two (2) grievances, one (1) anticipated grievance, Public Employment Relations Board charge, and lawsuit filed by Koreda Tan against the City and County of San Francisco for \$180,000; Grievance ERD Ref. #08-19-3732 (20-day suspension); Grievance ERD Ref. #08-20-3882 (30-day suspension); PERB charge SF-CE-1810-M; the lawsuit was filed on December 3, 2019, in San Francisco Superior Court, Case No. CGC-19-581229, entitled Koreda Tan v. City and County of San Francisco, et al.; the lawsuit involves an employment dispute. (City Attorney)

PASSED ON FIRST READING

220745 [Settlement of Lawsuit - Breonna Richard - \$47,500]

Ordinance authorizing settlement of the lawsuit filed by Breonna Richard against the City and County of San Francisco for \$47,500; the lawsuit was filed on July 13, 2020, in U.S. District Court Northern District, Case No. 20-CV-04276-JSC; entitled Breonna Richard v. City and County of San Francisco, et al.; the lawsuit involves an alleged civil rights violation. (City Attorney)

PASSED ON FIRST READING

220746 [Settlement of Lawsuit - Kevin Lee - \$35,000]

Ordinance authorizing settlement of the lawsuit filed by Kevin Lee against the City and County of San Francisco and the San Francisco Police Department for \$35,000; the lawsuit was filed on November 22, 2019, in San Francisco Superior Court, Case No. CGC-19-580969; entitled Kevin Lee v. City and County of San Francisco et al.; the lawsuit involves an employment dispute. (City Attorney)

PASSED ON FIRST READING

Recommendations of the Land Use and Transportation Committee**220036 [Planning Code - Electric Vehicle Charging Locations]**

Sponsors: Mayor; Mandelman, Stefani, Melgar, Mar, Dorsey and Safai

Ordinance amending the Planning Code to create Electric Vehicle Charging Location and Fleet Charging as Automotive Uses, allow conversion of Automotive Service Stations to Electric Vehicle Charging Locations without Conditional Use authorization and principally permit conversion of other Automotive Uses to Electric Vehicle Charging Locations, revise zoning control tables to reflect these changes, and require annual reporting by the Planning Department regarding Electric Vehicle Charging Location and Fleet Charging project approvals; 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.

FINALLY PASSED

220130 [Planning Code - Conditional Use Appeals]

Sponsors: Melgar; Peskin, Walton, Preston, Ronen, Chan and Mar

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.

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

FINALLY PASSED

220757 [Planning Code - Landmark Designation - Mother's Building in San Francisco Zoo]

Sponsors: Melgar; Mar, Chan and Peskin

Ordinance amending the Planning Code to designate Mother's Building, situated within San Francisco Zoological Gardens, 1 Zoo Road, southeast of Great Highway and Sloat Boulevard, in Assessor's Parcel Block No. 7281, Lot No. 006, as a Landmark consistent with the standards set forth in Article 10 of the Planning Code; affirming the Planning Department's determination under the California Environmental Quality Act; and making public necessity, convenience, and welfare findings under Planning Code, Section 302, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

FINALLY PASSED

Recommendation of the Rules Committee

220808 [Administrative, Campaign and Governmental Conduct Codes - Early Childhood Department and Advisory Committee]

Sponsors: Mayor; Melgar, Mandelman, Safai and Mar

Ordinance amending the Administrative and Campaign and Governmental Conduct Codes to establish a Department of Early Childhood as successor to the Office of Early Care and Education and First Five San Francisco; establish an Early Childhood Community Oversight and Advisory Committee as successor to the Office of Early Care and Education Citizens' Advisory Committee; and update the responsibilities of the Children and Families First Commission.

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

FINALLY PASSED

The foregoing items were acted upon by the following vote:

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

REGULAR AGENDA

NEW BUSINESS

Recommendations of the Budget and Finance Committee

220789 [Contract Amendment - Crestwood Behavioral Health - Long-Term Mental Health Services - Not to Exceed \$224,216,994]

Resolution approving Amendment No. 1 to the agreement between Crestwood Behavioral Health and the Department of Public Health (DPH), to provide long-term mental health services in a 24-hour locked facility, to increase the agreement by \$146,936,994 for an amount not to exceed \$224,216,994; to extend the term by five years from June 30, 2023, for a total agreement term of July 1, 2018, through June 30, 2028; and to authorize DPH to enter into amendments or modifications to the contract prior to its final execution by all parties that do not materially increase the obligations or liabilities to the City and are necessary to effectuate the purposes of the contract or this Resolution.

(Public Health Department)

(Fiscal Impact)

ADOPTED by the following vote:

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

220812 [Outreach Community and Neighborhood Advertising; Wind Newspaper, Potrero View, World Journal - FY2022-2023]

Resolution designating Wind Newspaper to be the outreach community periodical of the City and County of San Francisco for the Chinese Community; Potrero View Inc. to be the neighborhood outreach periodical of the City and County of San Francisco for the Potrero Hill, Dogpatch, Mission Bay, eastern South of Market, Mission, and Bayview neighborhoods; World Journal to be the neighborhood outreach periodical of the City and County of San Francisco for the Portola neighborhood and as one of the neighborhood outreach periodicals for the Sunset neighborhood; and to provide outreach advertising for Fiscal Year (FY) 2022-2023. (Office of Contract Administration)

ADOPTED by the following vote:

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

President Walton requested File Nos. 220822 and 220823 be called together.

220822 [Accept and Expend Grant - Retroactive - California Department of Public Health - Sexually Transmitted Disease Program Management and Collaboration - \$978,948] Sponsors: Mayor; Mandelman and Dorsey

Resolution retroactively authorizing the Department of Public Health to accept and expend a grant increase in the amount of \$95,863 from the California Department of Public Health for a total amount of \$978,948 for participation in a program, entitled "Sexually Transmitted Disease Program Management and Collaboration," for the period of July 1, 2019, through June 30, 2024.

ADOPTED by the following vote:

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

220823 [Accept and Expend Grant - Retroactive - United States Department of Education - California Department of Rehabilitation - State Vocational Rehabilitation Services Program - \$791,433]**Sponsor: Mayor**

Resolution retroactively authorizing the Department of Public Health to accept and expend a grant in the amount of \$791,433 from the United States Department of Education through the California Department of Rehabilitation for participation in a program, entitled "State Vocational Rehabilitation Services Program," for the period of July 1, 2022, through June 30, 2025. (Fiscal Impact)

ADOPTED by the following vote:

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

President Walton requested File Nos. 220824 and 220825 be called together.

220824 [Apply for and Accept Funds Allocation - California Department of Housing and Community Development - Child Welfare Agency Allocation - Housing Navigator Program - Up to \$183,775]

Sponsor: Mayor

Resolution reauthorizing the Human Services Agency to apply for and accept a County Child Welfare Agency Allocation for an amount up to \$183,775 from the California Department of Housing and Community Development under the Housing Navigators Program to help young adults secure and maintain housing.

ADOPTED by the following vote:

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

220825 [Apply for and Accept Funds Allocation - California Department of Housing and Community Development - Child Welfare Agency Allocation - Transitional Housing Program - Up to \$573,950]

Sponsors: Mayor; Safai

Resolution reauthorizing the Human Services Agency to apply for and accept a County Child Welfare Agency Allocation for an amount up to \$573,950 from the California Department of Housing and Community Development under the Transitional Housing Program to help young adults secure and maintain housing. (Human Services Agency)

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

ADOPTED by the following vote:

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

Recommendation of the Government Audit and Oversight Committee

220483 [Accept and Expend In-Kind Gift - Retroactive - University of San Francisco School of Law - Racial Justice Clinic Work - Estimated at \$250,000]

Sponsors: Preston; Mandelman

Resolution retroactively authorizing the Office of the District Attorney to accept and expend an in-kind gift of pro bono legal services, with a value estimated at \$250,000 provided by the University of San Francisco School of Law's Racial Justice Clinic (RJC), and funded by the Vital Projects Fund and Elizabeth Zitrin, to support the RJC's work assisting the Office of the District Attorney's Sentencing Review Unit and Wrongful Conviction Unit and Innocence Commission, for the grant term of November 2021 through November 2022. (District Attorney)

Privilege of the floor was granted unanimously to Tara Anderson (Office of the District Attorney) who responded to questions raised throughout the discussion.

ADOPTED by the following vote:

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

Recommendation of the Land Use and Transportation Committee

220507 [Planning Code - Landmark Designation - 200 Rhode Island Street (aka Takahashi Trading Company)]

Sponsors: Dorsey; Peskin and Preston

Ordinance amending the Planning Code to designate 200 Rhode Island Street (aka Takahashi Trading Company), Assessor's Parcel Block No. 3936, Lot No. 001, as a Landmark consistent with the standards set forth in Article 10 of the Planning Code; affirming the Planning Department's determination under the California Environmental Quality Act; and making public necessity, convenience, and welfare findings under Planning Code, Section 302, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Historic Preservation Commission)

PASSED ON FIRST READING by the following vote:

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

Recommendation of the Public Safety and Neighborhood Services Committee

220769 [SOMA Pilipinas - Filipino Cultural Heritage District's Cultural, History, Housing, and Economic Sustainability Strategy Report]

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

Resolution adopting the SOMA Pilipinas - Filipino Cultural Heritage District's Cultural, History, Housing, and Economic Sustainability Strategy Report (CHHESS).

Supervisors Mandelman, Ronen, Stefani, Mar, Melgar, and Safai requested to be added as co-sponsors.

ADOPTED by the following vote:

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

Recommendation of the Rules Committee

Supervisor Dorsey Excused from Voting

Supervisor Stefani, seconded by Supervisor Mandelman, moved that Supervisor Dorsey be excused from voting on File No. 220838. The motion carried by the following vote:

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

220838 [Appointment, Golden Gate Bridge, Highway and Transportation District - Supervisor Matt Dorsey]

Motion appointing Supervisor Matt Dorsey, term ending January 31, 2023, to the Golden Gate Bridge, Highway and Transportation District. (Clerk of the Board)

APPROVED by the following vote:

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

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 Stefani introduced, welcomed, and presented a Certificate of Honor to The Korean Center, accepted by Kate Nam, Executive Director, on the occasion of Korean Chuseok Day and in recognition of the many accomplishments and contributions by the Korean American community.

President Walton introduced, welcomed, and presented Certificates of Honor to the following Black San Francisco Firefighters: Earl Gage Junior (posthumously), the first Black San Francisco Fire Department (SFFD) Firefighter and Director of Community Relations; Lieutenant Edgar Bryant (posthumously), the second Black SFFD Firefighter; Battalion Chief John Harris (posthumously), San Francisco Black Firefighters Association (SFBFA) Founder and First President; Assistant Deputy Chief of Management and Support Services Frank Scales (retired); Assistant Chief Audry Lee (retired), SFBFA Founder, President, and Vice President; Chief Robert Demmons (retired), first Black SFFD Fire Chief; and Lieutenant Sheila Hunter (retired), first Black female SFFD Firefighter, on the occasion of the SFBFA's 50th Anniversary and in recognition of their service to the City and County of San Francisco. Antoine Davis, current President (SFBFA), provided additional commendatory remarks.

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

Carolyn Kennedy; expressed concerns regarding the rampant drug use, violent incidents, and homelessness that is plaguing the streets.

John Phillips; provided an update on the tetrachloroethylene contamination in the vicinity of the 2500 Irving Street block.

James McConky; expressed support of the Resolution supporting entheogenic plant practices (File No. 220896).

Maryanne; expressed support of the Resolution supporting entheogenic plant practices (File No. 220896).

Nico Summers; expressed support of the Resolution supporting entheogenic plant practices (File No. 220896).

Jacqueline Doyes; expressed support of the Resolution supporting entheogenic plant practices (File No. 220896).

Speaker; expressed support of the Resolution recognizing September 10, 2022, as Korean Chuseok Day (File No 220899).

Christina, Allison, and Logan Tsu; expressed support of the Resolution recognizing September 10, 2022, as Korean Chuseok Day (File No 220899).

Christina Jun Bentel, Naomi, and Elsie; expressed support of the Resolution recognizing September 10, 2022, as Korean Chuseok Day (File No 220899).

Yumi Kim and Isaac; expressed support of the Resolution recognizing September 10, 2022, as Korean Chuseok Day (File No 220899).

Sewon Chun-Barrera; expressed support of the Resolution recognizing September 10, 2022, as Korean Chuseok Day (File No 220899).

Lois Youngin Wu; expressed support of the Resolution recognizing September 10, 2022, as Korean Chuseok Day (File No 220899).

Taurin Barrera; expressed support of the Resolution recognizing September 10, 2022, as Korean Chuseok Day (File No 220899).

Jun Lo Lee; expressed support of the Resolution recognizing September 10, 2022, as Korean Chuseok Day (File No 220899).

Carlos Lasola; expressed support of the Resolution supporting entheogenic plant practices (File No. 220896).

Dr. Larry Norris; expressed support of the Resolution supporting entheogenic plant practices (File No. 220896).

Brenda Barros; expressed concerns regarding harassment by certain City employees.

Jennifer Kirk; expressed support of the Resolution recognizing September 10, 2022, as Korean Chuseok Day (File No 220899).

Barry Alexander; expressed support of the Resolution supporting entheogenic plant practices (File No. 220896).

Bo Mi; expressed support of the Resolution recognizing September 10, 2022, as Korean Chuseok Day (File No 220899).

Korina Park; expressed support of the Resolution recognizing September 10, 2022, as Korean Chuseok Day (File No 220899).

Cheryl Thornton; expressed the need for equity in the workplace due to discriminatory practices.

Jennie Stepanian; expressed support of the Resolution supporting entheogenic plant practices (File No. 220896).

FOR ADOPTION WITHOUT COMMITTEE REFERENCE**220887 [Arnald “Arnie” Barros Day - July 26, 2022]****Sponsor: Chan**

Resolution celebrating Arnald “Arnie” Barros on the occasion of his 100th birthday, and declaring July 26, 2022, as Arnald “Arnie” Barros Day in the City and County of San Francisco.

ADOPTED**220896 [Supporting Entheogenic Plant Practices]****Sponsors: Preston; Ronen**

Resolution supporting entheogenic plant practices, urging City law enforcement agencies that the investigation and arrest of individuals involved with the adult use of entheogenic plants on the Federal Schedule 1 List be amongst the lowest priority for the City and County of San Francisco, and urging the State of California and the United States Federal government to decriminalize entheogenic plant practices and their uses.

ADOPTED**220932 [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)

APPROVED**220933 [Concurring in the Continuation of the Declaration of a Local Health Emergency - Monkeypox Virus Outbreak]****Sponsor: Walton**

Motion concurring in the continuance of the San Francisco Health Officer’s August 1, 2022, Declaration of Local Health Emergency regarding the outbreak of the Monkeypox virus.

APPROVED

The foregoing items were acted upon by the following vote:

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

Severed from the For Adoption Without Committee Reference Agenda

Supervisor Stefani requested that File No. 220899 be severed so that it may be considered separately.

220899 [Recognizing Korean Chuseok Day - September 10, 2022]

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

Resolution recognizing September 10, 2022, as Korean Chuseok Day and honoring the Korean Center, Inc. for its contributions to the Korean American community in the City and County of San Francisco.

Supervisors Mandelman, Preston, Ronen, Mar, Melgar, Safai, and Dorsey requested to be added as co-sponsors.

ADOPTED by the following vote:

Ayes: 11 - Chan, Dorsey, 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.

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

220914 [General Plan Amendments - Transbay Block 4 Redevelopment Project]

Ordinance amending the General Plan, to revise the Transit Center District Plan, a Sub-Area Plan of the Downtown Plan, to facilitate development of the Transbay Block 4 Redevelopment Project by revising height limits and bicycle network policy; adopting findings under the California Environmental Quality Act; making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and making public necessity, convenience, and general welfare findings under Planning Code, Section 340. (Planning Department)

08/23/22; RECEIVED FROM DEPARTMENT.

09/06/22; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 10/6/2022.

220915 [Settlement of Lawsuit - Michael Petersen - \$75,000]

Ordinance authorizing settlement of the lawsuit filed by Michael Petersen against the City and County of San Francisco for \$75,000; the lawsuit was filed on September 12, 2019, in San Francisco Superior Court, Case No. CGC-19-579234; entitled Michael Petersen v. City and County of San Francisco; the lawsuit involves alleged personal injury in a City park. (City Attorney)

07/20/22; RECEIVED FROM DEPARTMENT.

09/06/22; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

PROPOSED RESOLUTIONS

220916 [Settlement of Unlitigated Claims - Allianz Asset Management of America L.P. - \$1,173,047.78]

Resolution approving the settlement of the unlitigated claims filed by Allianz Asset Management of America L.P. against the City and County of San Francisco for \$1,173,047.78; the claims were filed on April 25, 2022; the claims involve a refund of gross receipts and homelessness gross receipts taxes. (City Attorney)

08/03/22; RECEIVED FROM DEPARTMENT.

09/06/22; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

220917 [Settlement of Unlitigated Claim - Williams-Sonoma, Inc. - \$163,479.04]

Resolution approving the settlement of the unlitigated claim filed by Williams-Sonoma, Inc. against the City and County of San Francisco for \$163,479.04; the claim was filed on June 7, 2022; the claim involves a refund of homelessness gross receipts taxes. (City Attorney)

08/17/22; RECEIVED FROM DEPARTMENT.

09/06/22; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

220918 [Settlement of Unlitigated Claim - Wyeth Holdings LLC - \$119,283.21]

Resolution approving the settlement of the unlitigated claim filed by Wyeth Holdings LLC, against the City and County of San Francisco for \$119,283.21; the claim was filed on January 10, 2022; the claim involves a refund of homelessness gross receipts taxes for the 2019 tax year. (City Attorney)

08/17/22; RECEIVED FROM DEPARTMENT.

09/06/22; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

220919 [Contract Agreement - Toyon Associates, Inc. - Regulatory Report and Reimbursement and Revenue Optimization Services - Not to Exceed \$6,714,114]

Resolution approving an original contract agreement between Toyon Associates, Inc. and the Department of Public Health, to provide regulatory report and reimbursement and revenue optimization services, in an amount not to exceed \$6,714,114 for a total contract term of October 1, 2022, through September 30, 2027, and to authorize the Department of Public Health to enter into amendments or modifications to the contract prior to its final execution by all parties that do not materially increase the obligations or liabilities to the City and are necessary to effectuate the purposes of the contract or this Resolution. (Public Health Department)

08/24/22; RECEIVED FROM DEPARTMENT.

09/06/22; RECEIVED AND ASSIGNED to Budget and Finance Committee.

220920 [Emergency Contract - Retroactive - Health Management Associates, Inc. - Specialized Consulting Services - Not to Exceed \$3,782,365]

Resolution retroactively authorizing the Department of Public Health to award an emergency contract to Health Management Associates, Inc., as authorized under Section 21.15 of the Administrative Code, for the purpose of providing specialized consulting services, in an amount not to exceed \$3,782,365 for a term of thirteen and one-half months, from May 9, 2022, through June 30, 2023; and to authorize the Department of Public Health to enter into any amendments or modifications to the contract that do not otherwise materially increase the obligations or liabilities to the City and are necessary or advisable to effectuate the purposes of the contract or this Resolution. (Public Health Department)

08/12/22; RECEIVED FROM DEPARTMENT.

09/06/22; RECEIVED AND ASSIGNED to Budget and Finance Committee.

220921 [Emergency Contract - Retroactive - Tryfacta, Inc. - Temporary Staffing Services - Not to Exceed \$3,500,000]

Resolution retroactively authorizing the Department of Public Health to award an emergency contract to Tryfacta, Inc., as authorized under Section 21.15 of the Administrative Code, for the purpose of providing temporary staffing services, in an amount not to exceed \$3,500,000 for a term of six months, from June 17, 2022, through December 17, 2022; and to authorize the Department of Public Health to enter into any amendments or modifications to the contract that do not otherwise materially increase the obligations or liabilities to the City and are necessary or advisable to effectuate the purposes of the contract or this Resolution. (Public Health Department)

08/12/22; RECEIVED FROM DEPARTMENT.

09/06/22; RECEIVED AND ASSIGNED to Budget and Finance Committee.

220922 [Contract Amendment - Retroactive - Health Services Advisory Group, Inc. - Specialized Consulting Services - Not to Exceed \$6,989,564]

Resolution retroactively approving Amendment No. 1 to the agreement between Health Services Advisory Group, Inc., and the Department of Public Health, as authorized under Section 21.15 of the Administrative Code, for the purpose of providing specialized consulting services, to increase the agreement by \$5,211,317 for an amount not to exceed \$6,989,564 for a total agreement term of seven and one-half months, with no changes to the term of May 9, 2022, through December 31, 2022; and to authorize the Department of Public Health to enter into any amendments or modifications to the contract that do not otherwise materially increase the obligations or liabilities to the City and are necessary or advisable to effectuate the purposes of the contract or this Resolution. (Public Health Department)

08/12/22; RECEIVED FROM DEPARTMENT.

09/06/22; RECEIVED AND ASSIGNED to Budget and Finance Committee.

220923 [Contract Amendment - Denali Water Solutions LLC - Biosolids and Grit Hauling Services Oceanside and Southeast Wastewater Treatment Plants - Not to Exceed \$18,800,000]

Resolution authorizing the Office of Contract Administration to amend PeopleSoft Contract ID 1000015461 between the City and County of San Francisco and Denali Water Solutions LLC for the hauling of biosolids and grit from Public Utilities Commission's Oceanside and Southeast wastewater treatment plants, increasing the contract amount by \$10,200,000 for a total not to exceed amount of \$18,800,000 and extending the contract end date by four years, with a contract duration of seven years for a total term of October 1, 2019, through September 30, 2026. (Office of Contract Administration)

08/29/22; RECEIVED FROM DEPARTMENT.

09/06/22; RECEIVED AND ASSIGNED to Budget and Finance Committee.

220927 [Public Trust Exchange and Title Settlement Agreement - Cole Trust - 1620-1650-1680 Davidson Avenue - Agreement to Sell a Portion of Port Real Property - Vicinity of Islais Creek]

Resolution approving and authorizing the execution, delivery and performance of a 1) Purchase and Sale Agreement with the Cole Trust for the sale by the City, acting by and through the San Francisco Port Commission, of unimproved real property known as a portion of Former Custer Avenue; 2) a Public Trust Exchange and Title Settlement Agreement for 1620-1650-1680 Davidson Avenue between the City, acting by and through the Port Commission, the California State Lands Commission and the Cole Trust, both agreements in furtherance of a settlement agreement between the Port Commission and the Cole Trust; 3) affirming the Planning Department's determination under the California Environmental Quality Act; 4) adopting findings that the agreements are consistent with the General Plan, and the eight priority policies of Planning Code, Section 101.1; 5) adopting findings declaring that the real property transactions comply with the State Surplus Lands Act and City Surplus Lands Ordinance; 6) authorizing future City acceptance from the State of a new Public Trust Easement pending State enabling legislation; and 7) authorizing the Port's Executive Director and the Director of Property to take certain actions in furtherance of this Resolution, as defined herein. (Port)

08/25/22; RECEIVED FROM DEPARTMENT.

09/06/22; RECEIVED AND ASSIGNED to Budget and Finance Committee.

220928 [Real Property Sale Agreement - Sale of Portions of SFPUC Parcel No. 57 - State Route 84 Alameda Creek Bridge Replacement Project in Alameda County - \$24,528]

Resolution 1) approving and authorizing the General Manager of the San Francisco Public Utilities Commission ("SFPUC") and/or the Director of Property, on behalf of the City and County of San Francisco ("City"), to sell certain real property located along State Route 84 in unincorporated Alameda County to the State of California, acting through its California Department of Transportation ("Caltrans"); 2) approving and authorizing an Agreement for Sale of Real Estate ("Sale Agreement") for the sale of the Property to Caltrans; 3) authorizing the SFPUC General Manager and/or City's Director of Property to execute the Sale Agreement, make certain modifications, and take certain actions in furtherance of this Resolution and the Sale Agreement, as defined herein; 4) adopting findings declaring that the real property is "surplus land" and "exempt surplus land" pursuant to the California Surplus Land Act; 5) determining that a competitive bidding process for the conveyance of the Property is impractical and not in the public interest, in accordance with Section 23.3 of the Administrative Code; 6) affirming the Planning Department's determination under the California Environmental Quality Act and adopting the findings required by Section 15091 of the CEQA Guidelines previously adopted by Caltrans in conjunction with the Project; 7) adopting the Planning Department's findings that the Sale Agreement, and the transaction contemplated therein, is consistent with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and 8) and to authorize the SFPUC General Manager and/or City's Director of Property to enter into any additions, amendments or modifications to the Sale Agreement that do not materially decrease the benefits to the City with respect to the Property, and that do not otherwise materially increase the obligations or liabilities of either SFPUC or to the City and are necessary or advisable to effectuate the purposes of the Sale Agreement or this Resolution. (Public Utilities Commission)

08/19/22; RECEIVED FROM DEPARTMENT.

09/06/22; RECEIVED AND ASSIGNED to Budget and Finance Committee.

220929 [Contract Amendment - Bar None Auction - Auction Services - \$2,100,000 Anticipated Revenue]

Resolution authorizing the Office of Contract Administration to execute Amendment 2 to Contract 1000024326 with Bar None Auction for auction services on an as-needed basis; extending the duration by one year for a total contract duration of four years from October 1, 2019, through September 30, 2023, with an increase in anticipated revenue of \$800,000 for a total anticipated revenue amount of \$2,100,000. (Office of Contract Administration)

07/29/22; RECEIVED FROM DEPARTMENT.

09/06/22; RECEIVED AND ASSIGNED to Budget and Finance Committee.

220930 [Grant Agreement - Retroactive - Low Income Investment Fund - San Francisco Child Care Facilities Fund and Technical Assistance - Not to Exceed \$91,466,252]

Resolution retroactively approving the grant agreement between the City and County of San Francisco and Low Income Investment Fund for the provision to administer the San Francisco Child Care Facilities Fund and technical assistance for the period of July 1, 2022, through June 30, 2024, in an amount not to exceed \$91,466,252. (Human Services Agency)

08/03/22; RECEIVED FROM DEPARTMENT.

09/06/22; RECEIVED AND ASSIGNED to Budget and Finance Committee.

220931 [Real Property Lease Extension - SFII 1390 MARKET ST, LLC - 1390 Market Street - Not to Exceed \$4,959,042 in Initial Year]

Resolution approving a lease amendment extending the term from January 1, 2023, to December 31, 2032, for approximately 69,402 square feet at 1390 Market Street (Fox Plaza), with SFII 1390 MARKET ST, LLC as Landlord, for use by the Office of the City Attorney, at an initial annual rent of \$4,959,042 (or \$413,253.50 per month) with 3% annual increases thereafter; approving the continued use of a portion of the premises for childcare services; and to authorizes the Director of Property to enter into any amendments to the Lease or the Day Care License that do not materially increase the obligations or liabilities to the City, do not materially decrease the benefits to the City, and are necessary or advisable to effectuate the purposes of the lease or this Resolution. (Real Estate Department)

08/15/22; RECEIVED FROM DEPARTMENT.

09/06/22; RECEIVED AND ASSIGNED to Budget and Finance Committee.

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 4:10 p.m.