

# BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

## MEETING MINUTES - DRAFT

Tuesday, April 2, 2024 - 2:00 PM

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

### Regular Meeting

AARON PESKIN, PRESIDENT

CONNIE CHAN, MATT DORSEY, JOEL ENGARDIO, RAFAEL MANDELMAN,  
MYRNA MELGAR, DEAN PRESTON, HILLARY RONEN, AHSHA SAFAI,  
CATHERINE STEFANI, SHAMANN WALTON

Angela Calvillo, Clerk of the Board

### BOARD COMMITTEES

#### Committee Membership

##### **Budget and Appropriations Committee**

Supervisors Chan, Mandelman, Melgar, Walton, Peskin

##### **Budget and Finance Committee**

Supervisors Chan, Mandelman, Melgar

##### **Government Audit and Oversight Committee**

Supervisors Preston, Stefani, Chan

##### **Land Use and Transportation Committee**

Supervisors Melgar, Preston, Peskin

##### **Public Safety and Neighborhood Services Committee**

Supervisors Stefani, Engardio, Dorsey

##### **Rules Committee**

Supervisors Ronen, Walton, Safai

#### Meeting Days

Wednesday

1:30 PM

Wednesday

10:00 AM

1st and 3rd Thursday

10:00 AM

Monday

1:30 PM

2nd and 4th Thursday

10:00 AM

Monday

10:00 AM

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

---

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

---

*The Board of Supervisors of the City and County of San Francisco met in regular session on Tuesday, April 2, 2024, with President Aaron Peskin presiding.*

*President Peskin called the meeting to order at 2:01 p.m.*

## ROLL CALL AND PLEDGE OF ALLEGIANCE

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

*All Members were present.*

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

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

## COMMUNICATIONS

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

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

## APPROVAL OF MEETING MINUTES

*President Peskin inquired whether a Member of the Board had any corrections to the February 27, 2024, Regular Board Meeting Minutes, as presented. There were no corrections requested from any Member of the Board.*

**Supervisor Mandelman, seconded by Supervisor Preston, moved to approve the February 27, 2024, Regular Board Meeting Minutes, as presented. The motion carried by the following vote, following general public comment:**

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

## AGENDA CHANGES

*There were no agenda changes.*

## CONSENT AGENDA

### Recommendation of the Budget and Finance Committee

#### 240112 [Administrative Code - Assessor-Recorder Fees]

**Sponsor: Peskin**

Ordinance amending the Administrative Code to revise the fees for copies of certain documents in and services provided by the Office of the Assessor-Recorder.

**FINALLY PASSED**

### Recommendation of the Budget and Appropriations Committee

#### 240126 [Business and Tax Regulations Code - Extending Waiver of Permit, License, and Business Registration Fees for Certain Small Businesses]

**Sponsors: Mayor; Ronen, Engardio, Mandelman, Stefani and Preston**

Ordinance amending the Business and Tax Regulations Code to extend through June 30, 2025, the waiver of certain first-year permit, license, and business registration fees for specified small businesses that newly form or that open a new location.

(Fiscal Impact)

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

**FINALLY PASSED**

### Recommendations of the Government Audit and Oversight Committee

#### 240073 [Settlement of Lawsuit - Mitzey Davis and Leslie Lankster - \$100,000]

Ordinance authorizing settlement of the lawsuit filed by Mitzey Davis and Leslie Lankster against the City and County of San Francisco for \$100,000; the lawsuit was filed on July 14, 2021, in San Francisco Superior Court, Case No. CGC-21-593819; entitled Mitzey Davis, et al. v. City and County of San Francisco, et al.; the lawsuit alleged personal injuries arising from a motor vehicle collision.

(City Attorney)

**PASSED ON FIRST READING**

**240074 [Settlement of Lawsuit - Jocelyn Li - \$45,000]**

Ordinance authorizing settlement of the lawsuit filed by Jocelyn Li against the City and County of San Francisco for \$45,000; the lawsuit was filed on July 1, 2022, in San Francisco Superior Court, Case No. CGC-22-600516; entitled Jocelyn Li v. City and County of San Francisco; the lawsuit involves alleged personal injury and property damage from a vehicle collision. (City Attorney)

**PASSED ON FIRST READING**

**240075 [Settlement of Lawsuit - Ibrahim Nimer Shiheiber - \$50,000]**

Ordinance authorizing settlement of the lawsuit filed by Ibrahim Nimer Shiheiber against the City and County of San Francisco for \$50,000; the lawsuit was filed on April 30, 2021, in United States District Court-Northern District, Case No. 21-cv-00609 JCS; entitled Ibrahim Nimer Shiheiber v. Officer Brent Hernandez #307; the lawsuit involves alleged civil rights violation. (City Attorney)

**PASSED ON FIRST READING**

**240076 [Settlement of Lawsuit - Charles Heard - \$900,000]**

Ordinance authorizing settlement of the lawsuit filed by Charles Heard against the City and County of San Francisco for \$900,000; the lawsuit was filed on December 8, 2021, in United States District Court, Case No. 21-cv-09472-JSC; entitled Charles Heard v. City and County of San Francisco, et al.; the lawsuit involves an alleged civil rights violation relating to a wrongful conviction. (City Attorney)

**PASSED ON FIRST READING**

**240146 [Settlement of Lawsuit - Kirstin Johnson, et al. - \$75,000]**

Ordinance authorizing settlement of the lawsuit filed by Kirstin Johnson, et al. against the City and County of San Francisco for \$75,000; the lawsuit was filed on October 25, 2019, in San Francisco Superior Court, Case No. CGC-19-580277; entitled Kirstin Johnson, et al. v. Kierstie Barr, et al; removed to United States District Court, Case No. 20-cv-01569-SK; the lawsuit involves alleged civil rights violations. (City Attorney)

**PASSED ON FIRST READING**

**240147 [Settlement of Lawsuit - Yes in My Back Yard and Sonja Trauss - Appellants to Pay City \$32,000]**

Ordinance authorizing settlement of the lawsuit filed by Yes in My Back Yard, a California nonprofit corporation, and Sonja Trauss against the City and County of San Francisco, Nordstrom, Inc., 469 Stevenson Investment, LLC, and Yerba Buena Neighborhood Consortium, LLC for a payment to the City of \$32,000; the lawsuit was filed on January 20, 2022, in San Francisco Superior Court, Case No. case # CPF-22-517661, and appealed by petitioners to the First District Court of Appeal, Case No. A167949; entitled Yes In My Back Yard, et al. vs. City and County of San Francisco, et al.; the lawsuit involves a challenge to San Francisco's requirement of further environmental review of a proposed project under the California Environmental Quality Act and compliance with the California Housing Accountability Act. (City Attorney)

**PASSED ON FIRST READING**

**240148 [Settlement of Lawsuit - Danielle Dillard and Kim Lee - \$2,800,000]**

Ordinance authorizing settlement of the lawsuit filed by Danielle Dillard and Kim Lee against the City and County of San Francisco for \$2,800,000; the lawsuit was filed on August 3, 2020, in San Francisco Superior Court, Case No. CGC-20-585992; entitled Danielle Dillard et al. v. City and County of San Francisco et al.; the lawsuit involves an employment dispute. (City Attorney)

**PASSED ON FIRST READING**

**240077 [Settlement of Unlitigated Claim - Mapbox, Inc. - \$102,167.84]**

Resolution approving the settlement of the unlitigated claim filed by Mapbox, Inc. against the City and County of San Francisco for \$102,167.84; the claim was filed on September 7, 2023; the claim involves a refund of gross receipts taxes. (City Attorney)

**ADOPTED**

**240078 [Settlement of Unlitigated Claims - McKesson Corporation - \$444,925.88]**

Resolution approving the settlement of the unlitigated claims filed by McKesson Corporation against the City and County of San Francisco for \$444,925.88; the claims were filed on July 20, 2023; the claims involve a refund of gross receipts and homelessness gross receipts taxes. (City Attorney)

**ADOPTED**

**240079 [Settlement of Unlitigated Claim - The Nederlander Company LLC dba Broadway San Francisco, LLC - \$624,325 Plus Statutory Interest]**

Resolution approving the settlement of the unlitigated claim filed by The Nederlander Company LLC dba Broadway San Francisco, LLC against the City and County of San Francisco for \$624,325 plus statutory interest; the claim was filed on April 3, 2023; the claim involves a refund of real property transfer taxes. (City Attorney)

**ADOPTED**

**240080 [Settlement of Unlitigated Claim - Daniel Lopez - \$40,110.10]**

Resolution approving the settlement of the unlitigated claim filed by Daniel Lopez against the City and County of San Francisco for \$40,110.10; the claim was filed on April 4, 2023; the claim arises from a car accident involving the claimant and the driver of a City firetruck. (City Attorney)

**ADOPTED**

**240081 [Settlement of Grievance - Municipal Executives Association - \$146,453.23]**

Resolution approving settlement of the grievance by the Municipal Executives Association on behalf of Anna Robert against the City and County of San Francisco for \$146,453.23; the grievance was filed on or around March 5, 2021; the grievance involves an employment dispute under the Memorandum of Understanding. (City Attorney)

**ADOPTED**

**240104 [Settlement of Unlitigated Claim - State Farm Insurance - \$54,213.76]**

Resolution approving the settlement of the unlitigated claim filed by State Farm Insurance against the City and County of San Francisco for \$54,213.76; the claim was filed on May 22, 2023; the claim involves property damage arising from flooding alleged to be caused by a water main rupture. (City Attorney)

**ADOPTED**

**240105 [Settlement of Unlitigated Claim - Walter Shepps - \$36,837.93]**

Resolution approving the settlement of the unlitigated claim filed by Walter Shepps against the City and County of San Francisco for \$36,837.93; the claim was filed on September 25, 2023; the claim involves property damage arising from flooding alleged to be caused by a water main rupture. (City Attorney)

**ADOPTED**

**240106 [Settlement of Unlitigated Claim - Nicholas Navarro - \$33,291]**

Resolution approving the settlement of the unlitigated claim filed by Nicholas Navarro against the City and County of San Francisco for \$33,291; the claim was filed on August 24, 2023; the claim involves property damage arising from flooding alleged to be caused by a water main rupture. (City Attorney)

**ADOPTED**

**240150 [Settlement of Unlitigated Claims - Deloitte Tax LLP, Deloitte & Touche LLP, Deloitte Consulting LLP, and Deloitte Services LP - \$3,902,930]**

Resolution approving the settlement of the unlitigated claims filed by Deloitte & Touche LLP, Deloitte Consulting LLP, Deloitte Tax LLP, and Deloitte Services LP against the City and County of San Francisco for \$3,902,930; the claims were filed on April 26, 2023; the claims involve a refund of gross receipts and homelessness gross receipts taxes. (City Attorney)

**ADOPTED**

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

### **240087 [Pier 70, Public Works Code - Street and Public Infrastructure Acceptance, Official Sidewalk Widths and Street Grades, Sidewalk Maintenance for Certain Long-Term Lessees]**

**Sponsors: Mayor; Walton**

Ordinance accepting irrevocable offers of public infrastructure associated with the Pier 70 Project, 28-acre site Phase 1, including improvements located within portions of 20th, 21st, 22nd, Illinois, Louisiana, and Maryland Streets; dedicating this infrastructure to public use; designating this public infrastructure for street and roadway purposes, as applicable; accepting the public infrastructure for City maintenance and liability purposes, subject to specified limitations; establishing official public right-of-way widths and street grades; amending Ordinance No. 1061, entitled "Regulating the Width of Sidewalks," to establish official sidewalk width on 20th, 21st, 22nd, Louisiana, and Maryland Streets; accepting a Public Works Order recommending various actions in regard to the public infrastructure improvements; delegating limited authority to the Public Works Director to accept specified infrastructure; amending the Public Works Code to assign responsibility for sidewalk maintenance and liability from the Port of San Francisco to its long-term lessees in the Pier 70 Special Use District; authorizing official acts, as defined, in connection with this Ordinance; adopting findings under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

**FINALLY PASSED**

**The foregoing items were acted upon by the following vote:**

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

## REGULAR AGENDA

## UNFINISHED BUSINESS

### Recommendation of the Budget and Appropriations Committee

#### **240125 [Appropriation - Ambulance Service Revenue - Fire Department - \$4,770,707 and De-Appropriation and Appropriation - Various Departments \$84,988,592 - FY2023-2024]**

**Sponsor: Mayor**

Ordinance appropriating \$4,770,707 in Ambulance Service Revenue in the Fire Department, de-appropriating \$84,988,592 from permanent salaries, mandatory fringe benefits, and programmatic projects, and appropriating \$89,759,299 to overtime in the Department of Emergency Management, Fire Department, San Francisco Public Utilities Commission, Sheriff's Department, and Police Department, in order to support the Departments' projected increases in overtime as required per Administrative Code, Section 3.17; this Ordinance requires a two-thirds vote of all members of the Board of Supervisors for approval of the Fire Department's appropriation of \$14,509,676 pursuant to Charter, Section 9.113(c).

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

(Fiscal Impact)

**FINALLY PASSED by the following vote:**

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

### Recommendation of the Land Use and Transportation Committee

#### **231225 [Planning Code - Tobacco Paraphernalia Establishments in North of Market SUD and Lower Polk Street NCD]**

**Sponsors: Preston; Peskin**

Ordinance amending the Planning Code to prohibit in the North of Market Special Use District (SUD) and Lower Polk Street Neighborhood Commercial District (NCD) Tobacco Paraphernalia Establishments where any Tobacco Paraphernalia is sold, delivered, distributed, furnished, or marketed, and to establish that after 180 days of non-use a legal non-conforming Tobacco Paraphernalia Establishment in the SUD or NCD will be deemed abandoned, preventing its restoration; and affirming the Planning Department's determination under the California Environmental Quality Act, making findings of consistency with the General Plan and the eight priority policies of Planning Code, Section 101.1, and making findings of public necessity, convenience, and welfare pursuant to Planning Code, Section 302.

**FINALLY PASSED by the following vote:**

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

## NEW BUSINESS

### Recommendations of the Budget and Finance Committee

*President Peskin requested File Nos. 240049 and 240051 be called together.*

**240049 [COVID-19 Lease Extension Program for Certain Airport Food and Beverage, Retail, and Service Concessions Tenants]**

Resolution approving the COVID-19 Lease Extension Program for Certain Airport Food and Beverage, Retail, and Service Concession Tenants, allowing the Airport to offer lease extensions of up to three and one-half years to eligible concessionaires. (Airport Commission)

**ADOPTED by the following vote:**

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

**240051 [Airport Professional Services Agreement Modification - PGH Wong & Partners JV - Project Management Support Services for the Courtyard 3 Connector Project - Further Modifications Not to Exceed \$45,400,000]**

Resolution approving Modification No. 11 to Airport Contract No. 10072.41, Project Management Support Services for the San Francisco International Airport, Courtyard 3 Connector Project with PGH Wong & Partners JV, a joint venture consisting of PGH Wong Engineering, Inc., and Avila and Associates Consulting Engineers, Inc., to increase the Contract amount by \$20,400,000 for a new not to exceed amount of \$45,400,000 for services and to extend the Contract for services through January 25, 2027, pursuant to Charter, Section 9.118(b); and making findings under the California Environmental Quality Act. (Airport Commission)  
(Fiscal Impact)

**ADOPTED by the following vote:**

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

**240192 [Repayment Agreement and Purchase Agreement - Baker Places, Inc. - Baker to Repay \$7,669,814 to the City - 333-7th Street - \$3,000,000 Plus Estimated Closing Costs \$8,200]**

**Sponsors: Mandelman; Ronen, Dorsey and Safai**

Resolution 1) approving and authorizing the City to execute a Repayment Agreement (“Agreement”) with Baker Places, Inc. (“Baker”), requiring Baker to repay to the City a debt amount of \$7,669,814 (“Debt”) over a 23-year term from April 1, 2024, through January 31, 2046, including a parent guaranty by Baker’s parent company PRC, and a collateralization of two Baker/PRC real property assets to secure the Debt, pursuant to Charter, Section 9.118; 2) approving and authorizing the Director of Property, on behalf of the Department of Public Health, to acquire certain property located at 333-7th Street for an amount of \$3,000,000 plus an estimated \$8,200 for closing costs; 3) approving and authorizing an Agreement of Purchase and Sale for Real Estate for the acquisition of the Property from Baker (the “Purchase Agreement”); 4) authorizing the Director of Property to execute the Purchase Agreement, make certain modifications, and take such actions in furtherance of this Resolution and the Purchase Agreement, as defined herein, effective upon approval of this Resolution; 5) affirming the Planning Department’s determination under the California Environmental Quality Act; and 6) adopting the Planning Department’s findings that the Purchase Agreement, and the transaction contemplated therein, is consistent with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Health Department)  
(Fiscal Impact)

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

**ADOPTED by the following vote:**

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

**240200 [Accept and Expend Grant - Retroactive - California Office of Emergency Services - Probation Specialized Unit Program - \$300,000]**

**Sponsor: Mayor**

Resolution retroactively authorizing the Department of Adult Probation to accept and expend a grant in the amount of \$100,000 for the period of October 1, 2023, through September 30, 2024; \$100,000 for the period of October 1, 2024, through September 30, 2025; \$100,000 for period of October 1, 2025, through September 30, 2026; for a total not to exceed amount of \$300,000 from the California Office of Emergency Services for Probation Specialized Units Program federally funded through the Violence Against Women Act, for the total grant period of October 1, 2023, through September 30, 2026, to continue the Probation Specialized Unit Program federally funded through the Violence Against Women Act should the parties agree to an amendment as allowed under the provisions of the grant agreement. (Adult Probation)

**ADOPTED by the following vote:**

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

President Peskin requested File Nos. 240230, 240231, 240232, and 240233 be called together.

**240230 [Grant Agreement - 1296 Shotwell Housing L.P. - Senior Operating Subsidy - Not to Exceed \$4,820,042]**

**Sponsors: Mayor; Peskin, Ronen, Chan, Mandelman and Safai**

Resolution approving and authorizing the Mayor and the Director of the Mayor's Office of Housing and Community Development ("MOHCD") to execute a grant agreement with 1296 Shotwell Housing L.P. in the amount of \$4,820,042 for an 11 year term to provide operating subsidies for 100% affordable housing project housing extremely low-income seniors, effective upon approval of this Resolution; approving the form of and authorizing the execution of the grant agreement; granting general authority to City officials to take actions necessary to implement this Resolution, as defined herein; and to authorize the Director of MOHCD to enter into amendments or modifications to the grant agreement that do not materially increase the obligations or liabilities to the City and are necessary to effectuate the purposes of the grant agreement or this Resolution. (Mayor's Office of Housing and Community Development)  
(Fiscal Impact)

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

**ADOPTED by the following vote:**

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

**240231 [Grant Agreement - Transbay 2 Senior, L.P. - Senior Operating Subsidy - Not to Exceed \$18,290,441]**

**Sponsors: Mayor; Peskin, Ronen, Chan, Mandelman, Dorsey and Safai**

Resolution approving and authorizing the Mayor and the Director of the Mayor's Office of Housing and Community Development ("MOHCD") to execute a grant agreement with Transbay 2 Senior, L.P. in the amount of \$18,290,441 for a 15 year and 3 month term to provide operating subsidies for a 100% affordable housing project housing extremely low-income seniors, effective upon approval of this Resolution; approving the form of and authorizing the execution of the grant agreement; granting general authority to City officials to take actions necessary to implement this Resolution, as defined herein; and to authorize the Director of MOHCD to enter into amendments or modifications to the grant agreement that do not materially increase the obligations or liabilities to the City and are necessary to effectuate the purposes of the grant agreement or this Resolution. (Mayor's Office of Housing and Community Development)  
(Fiscal Impact)

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

**ADOPTED by the following vote:**

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

**240232 [Grant Agreement - 4200 Geary Associates, L.P. - Senior Operating Subsidy - Not to Exceed \$7,795,022]****Sponsors: Mayor; Peskin, Ronen, Chan, Mandelman and Safai**

Resolution approving and authorizing the Mayor and the Director of the Mayor's Office of Housing and Community Development ("MOHCD") to execute a grant agreement with 4200 Geary Associates L.P. in the amount of \$7,795,022 for a 15-year term to provide operating subsidies for a 100% affordable housing project for extremely low-income seniors, effective upon approval of this Resolution; approving the form of and authorizing the execution of the grant agreement; granting general authority to City officials to take actions necessary to implement this Resolution, as defined herein; and to authorize the Director of MOHCD to enter into amendments or modifications to the grant agreement that do not materially increase the obligations or liabilities to the City and are necessary to effectuate the purposes of the grant agreement or this Resolution. (Mayor's Office of Housing and Community Development)  
(Fiscal Impact)

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

**ADOPTED by the following vote:**

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

**240233 [Grant Agreement - Chinatown SRO's, LLC - Senior Operating Subsidy - Not to Exceed \$6,209,204]****Sponsors: Mayor; Peskin, Ronen, Chan, Mandelman and Safai**

Resolution approving and authorizing the Mayor and the Director of the Mayor's Office of Housing and Community Development ("MOHCD") to execute a grant agreement with Chinatown SRO's, LLC in the amount of \$6,209,204 for a 15 year and 6 month term to provide operating subsidies for a 100% affordable housing project housing extremely low-income households, most of whom are seniors, effective upon approval of this Resolution; approving the form of and authorizing the execution of the grant agreement; granting general authority to City officials to take actions necessary to implement this Resolution, as defined herein; and to authorize the Director of MOHCD to enter into amendments or modifications to the grant agreement that do not materially increase the obligations or liabilities to the City and are necessary to effectuate the purposes of the grant agreement or this Resolution. (Mayor's Office of Housing and Community Development)  
(Fiscal Impact)

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

**ADOPTED by the following vote:**

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

**240234 [Loan Agreement - 249 Pennsylvania Associates, L.P. - 100% Affordable Housing at 249 and 201 Pennsylvania Avenue and 935 Mariposa Street - Not to Exceed \$13,000,000]**

**Sponsors: Mayor; Walton and Mandelman**

Resolution approving and authorizing the Mayor and the Director of the Mayor's Office of Housing and Community Development to execute loan documents relating to a loan to provide financing for the acquisition of real property located at 249 and 201 Pennsylvania Avenue and 935 Mariposa Street (the "Property"), and predevelopment activities for a 100% affordable multifamily rental building for families, in an aggregate amount not to exceed \$13,000,000; approving the form of the loan agreement and ancillary documents; ratifying and approving any action heretofore taken in connection with the property, as defined herein; granting general authority to City officials to take actions necessary to implement this Resolution, as defined herein; and finding that the loan is consistent the City's General Plan, and the eight priority policies of Planning Code, Section 101.1. (Mayor's Office of Housing and Community Development)  
(Fiscal Impact)

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

**ADOPTED by the following vote:**

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

**240235 [Grant Agreement - Retroactive - Advocates for Human Potential, Inc. - Behavioral Health Bridge Housing Program - Not to Exceed \$32,265,440]**

**Sponsors: Mayor; Mandelman and Ronen**

Resolution retroactively authorizing the Department of Public Health to retroactively enter into a Grant Agreement for a term commencing on July 1, 2023, through June 30, 2027, between the City and County of San Francisco ("City"), acting by and through its Department of Public Health ("DPH"), and Advocates for Human Potential, Inc., having anticipated revenue to the City of \$32,265,440 in order to operate bridge housing settings to address the immediate and sustainable housing needs of people experiencing homelessness who have serious behavioral health conditions, including serious mental illness and/or substance use disorder under the Behavioral Health Bridge Housing Program; and authorizing DPH to enter into amendments or modifications to the Grant Agreement that do not materially increase the obligations or liabilities of the City and are necessary to effectuate the purpose of the Grant. (Public Health Department)

**ADOPTED by the following vote:**

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

## **Recommendation of the Budget and Appropriations Committee**

### **230314 [Appropriation - General Reserve - San Francisco Public Utilities Commission - \$500,000 - FY2023-2024]**

**Sponsor: Walton**

Ordinance appropriating \$500,000 of General Fund General Reserves to the San Francisco Public Utilities Commission for independent analysis and research on sea level rise and groundwater impacts in the Hunters Point Shipyard in Fiscal Year (FY) 2023-2024.  
(Fiscal Impact)

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

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

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

### **240111 [Memorandum of Understanding - Retroactive - San Francisco Deputy Sheriffs' Association]**

**Sponsor: Mayor**

Ordinance retroactively adopting and implementing the decision and award of the Arbitration Board under Charter, Section A8.409-4, establishing the Memorandum of Understanding 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.

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

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

*President Peskin requested File Nos. 230903, 240157, and 240158 be called together.*

### **230903 [Sheriff's Department Oversight Board First and Second Quarter Report - CY 2023]**

Resolution accepting the Sheriff's Department Oversight Board's First and Second Quarter Reports for the calendar year (CY) 2023. (Sheriff's Department Oversight Board)

**ADOPTED by the following vote:**

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

### **240157 [Sheriff's Department Oversight Board Third and Fourth Quarter Report - CY 2023]**

Resolution accepting the Sheriff's Department Oversight Board's Third and Fourth Quarter Reports for the calendar year (CY) 2023. (Sheriff's Department Oversight Board)

**ADOPTED by the following vote:**

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

**240158 [Sheriff's Department Oversight Board 2023 Annual Report]**

Resolution accepting the Sheriff's Department Oversight Board's Annual Report for the calendar year 2023. (Sheriff's Department Oversight Board)

**ADOPTED by the following vote:**

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

**Recommendations of the Land Use and Transportation Committee****231005 [Building Code - Deadlines for Disability Access Improvements for Places of Public Accommodation]**

**Sponsors: Mandelman; Engardio, Chan and Safai**

Ordinance amending the Building Code to extend the deadlines for existing buildings with a place of public accommodation to comply with the requirement to have all primary entries and paths of travel into the building accessible to persons with disabilities or to receive a City determination of equivalent facilitation, technical infeasibility, or unreasonable hardship; to extend the period for granting extensions from those deadlines; and to extend the time for the Department of Building Inspection's Report to the Board of Supervisors regarding the disability access improvement program.

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

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

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

**231221 [Planning Code - Citywide Expansion of Allowable Commercial, Restaurant, and Retail Uses]**

**Sponsors: Mayor; Engardio, Dorsey, Melgar, Stefani and Mandelman**

Ordinance amending the Planning Code to 1) allow Nighttime Entertainment Uses as principally permitted on the ground floor and conditionally permitted on the second floor in the Polk Street Neighborhood Commercial District (NCD); 2) modify requirements for limited commercial uses within one-quarter mile of the North Beach Special Use District (SUD); 3) conditionally permit Retail Professional Services Uses on the ground floor in the North Beach NCD, subject to existing limitations; 4) allow limited commercial uses (LCUs) in Residential, House (RH) and Residential, Mixed (RM) Districts with specified limitations; 5) require operating hours to end at 10 p.m. for LCUs and limited corner commercial uses (LCCUs) in RH and RM Districts; 6) establish that LCCUs are limited to those uses allowed in an NCD or SUD within one-quarter mile of the use, or the NC-1 District, as specified; 7) prohibit outdoor activity areas not at the front of the building in RH and RM Districts and limit such outdoor activity areas in other residential districts; 8) establish that LCCUs in Residential Transit Oriented (RTO) Districts must be located on corner lots and specify lot depth requirements; and 9) make minor corrections to code text; and affirming the Planning Department's determination under the California Environmental Quality Act, making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1, and making findings of public necessity, convenience, and welfare pursuant to Planning Code, Section 302. (Economic Impact)

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

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

**240001 [Planning Code, Zoning Map - 68 Nantucket Avenue]**

Ordinance amending the Zoning Map of the Planning Code to rezone Assessor's Parcel Block No. 3144B, Lot Nos. 027A and 036A, known as 68 Nantucket Avenue, from Public (P) District to Residential-House, One Family (RH-1) District; affirming the Planning Department's determination under the California Environmental Quality Act; making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and making public necessity, convenience, and general welfare findings under Planning Code, Section 302. (Planning Department)

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

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

**Recommendations of the Rules Committee****240226 [Administrative Code Waivers - SFMTA Contract for Automated Speed Enforcement System - Design-Build-Operate-Maintain Delivery Model]**  
**Sponsors: Mayor; Peskin, Melgar, Dorsey, Ronen, Safai, Mandelman and Chan**

Ordinance waiving certain contracting requirements under Chapters 6 and 21 of the Administrative Code and authorizing the San Francisco Municipal Transportation Agency (SFMTA) to procure design, construction, operation, maintenance, and related services to implement an automated speed enforcement system utilizing a design-build-operate-maintain delivery model, but requiring payment of prevailing wages, and permitting a best-value selection of the contractor. (Municipal Transportation Agency)

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

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

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

**240149 [Annual Surveillance Report Regarding Surveillance Technology]**

Resolution accepting Annual Surveillance Reports under Administrative Code, Section 19B.6, for the following departments: Airport, Arts Commission, Asian Art Museum, Child Support Services, City Administrator's Office - Real Estate Division, Department of Elections, Department of Emergency Management, Department of Homelessness and Supportive Housing, Department of Human Resources, Department of Public Health, Department of Public Works, Department of Technology, Fire Department, Human Services Agency, Juvenile Probation Department, Municipal Transportation Agency, Police Department, Port of San Francisco, Public Library, Public Utilities Commission, Recreation and Park Department, Rent Stabilization and Arbitration Board, and War Memorial Department. (City Administrator)

**ADOPTED by the following vote:**

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

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

*There were no commendations recognized.*

## SPECIAL ORDER 3:00 P.M.

*President Peskin requested File Nos. 240162, 240163, 240164, and 240165 be called together.*

### **240162 [Hearing - Appeal of Conditional Use Authorization Approval - 2351 Mission Street]**

Hearing of persons interested in or objecting to the approval of a Conditional Use Authorization pursuant to Sections 145.2, 249.60, 754, and 303 of the Planning Code, for a proposed project at 2351 Mission Street, Assessor's Parcel Block No. 3595, Lot No. 024, identified in Planning Case No. 2022-008254CUA, issued by the Planning Commission by Motion No. 21497 dated January 25, 2024, to establish an outdoor activity area for an existing restaurant use in the subject property's public parking lot and to expand the existing liquor establishment within the Mission Street NCT (Neighborhood Commercial Transit) Zoning District and 40-X and 55-X Height and Bulk Districts. (District 9) (Appellant: Chris Hastings, on behalf of Down With This Sort of Thing LLC dba Casements) (Filed February 21, 2024) (Clerk of the Board)

*President Peskin opened the public hearing and inquired as to whether any individual wished to address the Board. Sean O'Donovan, Chris Hastings, and Jillian Fitzgerald (Appellants/Project Sponsors) provided an overview of the appeal, responded to questions raised throughout the discussion, and further requested the Board to approve the appeal. Speaker; Steven Cart; Juanita More; Gen; Speaker; Joe Sheehan; Andrew Bundy; Cole Kaufman; Wes Rowe; Essie Olizar; Steven Torres; Christopher; Molly Kudrow; Ernie; Sarah Mitchell; Elaine Ozark; Speaker; Speaker; Tom Temprano; Michael Nguyen; Mark Davito; Ben Bleiman; Christopher Sills; Honey Mahogany; Rachel Ryan; Shoh Shaw; Tracy Mernan; Amber Kane; Caylee Lorden; Ron Huberman; Shakira Simley; Matts; Bevan Dufty; spoke in support of the appeal and in opposition to the Conditional Use as it is currently authorized. Aaron Starr (Planning Department) provided an overview of the decision of the Planning Department and responded to questions raised throughout the discussion. Speaker; Keirney; Speaker; Walter; Eli; Dr. Hayden Bryant; spoke in opposition to the appeal and in support of the Conditional Use as it is currently authorized. Chris Hastings (Appellant/Project Sponsor) provided a rebuttal and further requested the Board to approve the appeal. There were no other speakers. President Peskin closed public comment and declared the public hearing heard and filed.*

**HEARD AND FILED**

### **240163 [Approving Conditional Use Authorization - 2351 Mission Street]**

Motion approving the decision of the Planning Commission by its Motion No. 21497 approving a Conditional Use Authorization, identified as Planning Case No. 2022-008254CUA, for a proposed project located at 2351 Mission Street; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Clerk of the Board)

**Supervisor Ronen, seconded by Supervisor Mandelman, moved that this Motion be TABLED. The motion carried by the following vote:**

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

**240164 [Disapproving the Conditional Use Authorization - 2351 Mission Street]**

Motion disapproving the decision of the Planning Commission by its Motion No. 21497 approving a Conditional Use Authorization, identified as Planning Case No. 2022-008254CUA, for a proposed project at 2351 Mission Street. (Clerk of the Board)

Charter, Section 4.105, and Planning Code, Section 308.1(d), provides that the Board of Supervisors may disapprove the decision of the Planning Commission by a vote of not less than two-thirds (8 votes) of the members of the Board.)

**Supervisor Ronen, seconded by Supervisor Mandelman, moved that this Motion be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE, by 1) disapproving the decision of the Planning Commission; 2) approving the Conditional Use authorization with different conditions; including all the condition in the Planning Commission Motion No. 21497, except that the operational hours of the outdoor activity area be changed from '9:00 a.m. to 10:00 p.m.' to '9:00 a.m. to 11:00 p.m. Sunday through Thursday, and 9:00 a.m. to Midnight on Friday and Saturday'; and 3) requiring the Project Sponsor to implement the three-step sound mitigation strategy that was recommended to them by an acoustic engineer and described at the hearing by increasing the height of the surrounding wall and address sound transmission, installing sound dampening materials, and adjusting the sound system to limit sound that is audible to neighbors; file a complete application for any permits required to make the alterations no later than July 1, 2024; install the higher fencing or other sound mitigation alterations no later than January 1, 2025; and if the sound mitigation equipment have not been identified by January 1, 2025, the operational hours of the outdoor activity area shall revert back to '9:00 a.m. to 10:00 p.m.' until such time as the Project Sponsor installs the sound mitigation measures. The motion carried by the following vote:**

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

Motion disapproving the decision of the Planning Commission by its Motion No. 21497, approving a Conditional Use Authorization identified as Planning Case No. 2022-008254CUA, for a proposed project located at 2351 Mission Street, and approving a Conditional Use Authorization for the same Planning Case and property with new conditions. (Clerk of the Board)

Charter, Section 4.105, and Planning Code, Section 308.1(d), provides that the Board of Supervisors may disapprove the decision of the Planning Commission by a vote of not less than two-thirds (8 votes) of the members of the Board.)

**Motion No. M24-028**

**Supervisor Ronen, seconded by Supervisor Mandelman, moved that this Motion be APPROVED AS AMENDED. The motion carried by the following vote:**

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

**240165 [Preparation of Findings Related to Conditional Use Authorization - 2351 Mission Street]**

Motion directing the Clerk of the Board to prepare findings in support of the Board of Supervisors' disapproval of the proposed Conditional Use Authorization, identified as Planning Case No. 2022-008254CUA for a proposed project at 2351 Mission Street. (Clerk of the Board)

**Motion No. M24-029**

**Supervisor Ronen, seconded by Supervisor Mandelman, moved that this Motion be APPROVED. The motion carried by the following vote:**

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

## ROLL CALL FOR INTRODUCTIONS

*See Legislation Introduced below.*

## PUBLIC COMMENT

*Thierry Fill; shared concerns regarding self-ownership and a certain theatre.*

*Sudi Skull; shared concerns regarding a certain communication companies' discontinuation of telephone landlines.*

*Patricia Anne Carole; shared concerns regarding a certain low-income housing project and her personal experience.*

*Charlie Schultz; expressed support of the Resolution calling for the Housing Authority to fully leverage the "Faircloth-to-RAD" Program (File No. 240313).*

*Bill Mackey; shared concerns regarding Laguna Honda Hospital and his personal experience.*

*Speaker; expressed concerns regarding toxic waste contamination.*

*Speaker; expressed support of newly introduced legislation declaring April 2024 as National Donate Life Month.*

*Speaker; expressed support of newly introduced legislation declaring April 2024 as National Donate Life Month.*

*Walter Paulson; shared in song concerns regarding the drug crisis.*

*Chris Ward Kline; expressed concerns regarding the Homeward Bound Program and its contribution to increased overdoses and crime.*

*Sherry Holmes; expressed support of legislative policies addressing the Bayview Hunters Point Shipyard.*

*Maria Historia; expressed support of the Resolution celebrating "The Week of the Young Child in San Francisco" (File No. 240321).*

*Elon Duscher; expressed support of the Resolution celebrating "The Week of the Young Child in San Francisco" (File No. 240321).*

*Sarah Kilday; expressed support of the Resolution celebrating "The Week of the Young Child in San Francisco" (File No. 240321).*

*Speaker; expressed support of the Resolution celebrating "The Week of the Young Child in San Francisco" (File No. 240321).*

*Speaker; expressed support of the Resolution celebrating "The Week of the Young Child in San Francisco" (File No. 240321).*

*Speaker; expressed support of the Resolution celebrating "The Week of the Young Child in San Francisco" (File No. 240321).*

*Speaker; expressed support of the Resolution celebrating "The Week of the Young Child in San Francisco" (File No. 240321).*

*Chanelle Brown; expressed support of the Resolution celebrating "The Week of the Young Child in San Francisco" (File No. 240321).*

*Ryan Kinselton; expressed support of the Resolution celebrating "The Week of the Young Child in San Francisco" (File No. 240321).*

*Anna; expressed support of the Resolution celebrating "The Week of the Young Child in San Francisco" (File No. 240321).*

*Oscar; expressed support of the Resolution celebrating "The Week of the Young Child in San Francisco" (File No. 240321).*

*Sally Chen; expressed support of the Resolution celebrating "The Week of the Young Child in San Francisco" (File No. 240321).*

Speaker; expressed support of the Resolution celebrating "The Week of the Young Child in San Francisco" (File No. 240321).

Speaker; expressed support of the Resolution celebrating "The Week of the Young Child in San Francisco" (File No. 240321).

Speaker; expressed support of the Resolution celebrating "The Week of the Young Child in San Francisco" (File No. 240321).

Speaker; expressed support of the Resolution celebrating "The Week of the Young Child in San Francisco" (File No. 240321).

Maria Mendez; expressed support of the Resolution celebrating "The Week of the Young Child in San Francisco" (File No. 240321).

Speaker; expressed support of the Resolution celebrating "The Week of the Young Child in San Francisco" (File No. 240321).

Alan Wong; expressed support of the Resolution celebrating "The Week of the Young Child in San Francisco" (File No. 240321).

Regina Chavez; expressed support of the Resolution celebrating "The Week of the Young Child in San Francisco" (File No. 240321).

## FOR ADOPTION WITHOUT COMMITTEE REFERENCE

### **240311 [Initiating Landmark Designation - Gilbert Baker's Rainbow Flag Installation at Harvey Milk Plaza]**

**Sponsors: Mandelman; Dorsey, Stefani, Peskin and Chan**

Resolution initiating a landmark designation under Article 10 of the Planning Code of Gilbert Baker's Rainbow Flag installation at Harvey Milk Plaza at the southwest corner of the intersection of Market Street and Castro Street.

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

**ADOPTED**

### **240314 [Supporting California State Senate Bill No. 899 (Skinner and Blakespear) - Strengthening California's Red Flag Laws]**

**Sponsors: Stefani; Mandelman**

Resolution supporting California State Senate Bill No. 899, introduced by Senators Nancy Skinner and Catherine Blakespear, to strengthen California's 'Red Flag' Laws.

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

**ADOPTED**

### **240315 [Declaration of Election Results - March 5, 2024, Consolidated Presidential Primary Election]**

Resolution declaring the results of the March 5, 2024, Consolidated Presidential Primary Election. (Clerk of the Board)

**ADOPTED**

**240324 [Pokémon Spring Celebration Day - April 13, 2024]****Sponsors: Chan; Walton, Preston, Safai and Melgar**

Resolution declaring Saturday, April 13, 2024, as Pokémon Spring Celebration Day in the City and County of San Francisco, encouraging the public to visit their local libraries to check out Pokémon books, and make a friend through the Pokémon mobile games, console games, or trading card games.

**ADOPTED****240305 [Committee of the Whole - Ground Lease Agreements - Transbay Block 2 East - April 23, 2024, at 3:00 p.m.]****Sponsor: Dorsey**

Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on April 23, 2024, at 3:00 p.m., to hold a public hearing under California Health and Safety Code, Section 33433, and Section 4.7.2 of the Redevelopment Plan for the Transbay Redevelopment Project Area to consider approval of ground leases with Transbay 2 Family, LP and Transbay 2 Family Commercial, LLC, for the construction and operation of a mixed-use affordable housing development located at 200 Folsom Street, Assessor's Parcel Block No. 3739, Lot Nos. 017 and 018, also referred to as Transbay Block 2 East within the Transbay Redevelopment Project Area.

**Motion No. M24-030****APPROVED****240316 [Committee of the Whole - Report of Assessment Costs - Building Code Enforcement Violations - May 21, 2024, at 3:00 P.M.]**

Motion scheduling the Board of Supervisors to convene as a Committee of the Whole on May 21, 2024, at 3:00 p.m., to hold a public hearing on a Resolution confirming a report of delinquent charges for code enforcement cases with delinquent assessment of costs, and fees pursuant to the provisions of Building Code, Sections 102A.3, 102A.4, 102A.6, 102A.12, 102A.16, 102A.17, 102A.18, 102A.19, 102A.20 et seq., 103A.3.3, 108A, and 110A - Tables 1A-K and 1A-G, submitted by the Director of the Department of Building Inspection for services rendered by said Department of costs thereof having accrued pursuant to code violations referenced above. (Clerk of the Board)

**Motion No. M24-031****APPROVED****240322 [Reappointment, Child Care Planning and Advisory Council - Elizabeth Winograd]**

Motion reappointing Elizabeth Winograd, term ending March 19, 2027, to the Child Care Planning and Advisory Council. (Clerk of the Board)

Elizabeth Winograd, seat 5, succeeding themselves, must be a nominee of the District 5 Supervisor and represent one of the following categories: consumers, child care providers, discretionary, community representatives, or public agency representatives, for the unexpired portion of a three-year term ending March 19, 2027.

**Motion No. M24-032****APPROVED**

**240323 [Reappointment, Commission on the Aging Advisory Council - Allen Cooper]**

Motion reappointing Allen Cooper, term ending March 31, 2026, to the Commission on the Aging Advisory Council. (Clerk of the Board)

**Motion No.** M24-033

**APPROVED**

The foregoing items were acted upon by the following vote:

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

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

*Supervisor Preston requested that File No. 240313 be severed so that it may be considered separately.*

**240313 [Calling for the Housing Authority to Initiate Requests to HUD to Fully Leverage "Faircloth-to-RAD" Program]**

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

Resolution calling for the Housing Authority to fully leverage the "Faircloth-to-RAD" option provided by the United States Department of Housing and Urban Development (HUD) to create up to 3,668 new deeply affordable rental units with permanent federal subsidy in the City and County of San Francisco.

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

**Supervisor Preston, seconded by Supervisor Walton, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, on Page 2, Lines 6-7, by adding 'added rent augmentation flexibility for certain jurisdictions, which rent augmentation flexibility is', and Line 8, by changing 'by September 30, 2024' to 'on September 30, 2024'. The motion carried by the following vote:**

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

**ADOPTED AS AMENDED by the following vote:**

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

*Supervisor Melgar requested that File No. 240321 be severed so that it may be considered separately.*

**240321 [The Week of the Young Child in San Francisco - April 6 through April 12, 2024]**

**Sponsors: Melgar; Chan, Safai, Walton, Ronen, Peskin, Mandelman, Preston, Dorsey, Engardio and Stefani**

Resolution celebrating early care educators and families of young children during "The Week of the Young Child," April 6 through April 12, 2024, in the City and County of San Francisco.

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

**ADOPTED by the following vote:**

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

Supervisor Chan requested that File No. 240325 be severed so that it may be considered separately.

### **240325 [AANHPI Equal Pay Day - April 3, 2024]**

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

Resolution declaring April 3, 2024, as Asian American, Native Hawaiian, Pacific Islander (AANHPI) Equal Pay Day in the City and County of San Francisco to raise public awareness about the impact of pay inequity for women, particularly women of color and LGBTQIA+ people.

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

**ADOPTED by the following vote:**

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

## **IMPERATIVE AGENDA**

*[Serious Injury Finding]*

*Motion that the Board find that for the resolution(s) being considered at this time "the need to take action is so imperative as to threaten serious injury to the public interest if action is deferred to a later meeting."*

**Supervisor Safai, seconded by Supervisor Dorsey, moved ADOPTION of the serious injury finding. The motion carried by the following vote:**

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

*[Brown Act Finding]*

*Motion that the Board find by roll call vote that, for the resolution(s) being considered at this time, there is a need to take immediate action. The need to take action came to the attention of the City and County of San Francisco after the agenda was posted.*

**Supervisor Safai, seconded by Supervisor Dorsey, moved ADOPTION of the Brown Act finding. The motion carried by the following vote:**

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

### **240329 [Opposing Proposed Renaming of the Metropolitan Oakland International Airport]**

**Sponsors: Peskin; Chan, Melgar, Walton, Engardio, Safai, Ronen and Dorsey**

Resolution opposing the proposed renaming of the Metropolitan Oakland International Airport to "San Francisco Bay Oakland International Airport" and urging the Port of Oakland Commission to reject any name change that would use the name "San Francisco."

*President Peskin inquired whether any individual wished to address the Board on the Imperative Agenda item opposing the proposed renaming of the Metropolitan Oakland International Airport (File No. 240329). There were no speakers. The President declared public comment closed.*

**ADOPTED by the following vote:**

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

## LEGISLATION INTRODUCED AT ROLL CALL

### Introduced by a Supervisor or the Mayor

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

Legislation Introduced will appear on the Final Minutes for this meeting. Once the Legislation Introduced is approved, it will be available on [http://www.sfbos.org/legislation\\_introduced](http://www.sfbos.org/legislation_introduced).

### Introduced at the Request of a Department

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

## PROPOSED ORDINANCES

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

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

03/25/24; RECEIVED FROM DEPARTMENT.

04/02/24; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 5/2/2024.

### **240282 [Settlement of Lawsuit - Elijah Williams - \$37,500]**

Ordinance authorizing settlement of the lawsuit filed by Elijah Williams against the City and County of San Francisco for \$37,500; the lawsuit was filed on June 28, 2022, in San Francisco Superior Court, Case No. CGC-22-600440; entitled Elijah Williams, a Minor, By And Through His Guardian Ad Litem Ann Precilla Luyon v. City and County of San Francisco, et al.; the lawsuit involves an alleged personal injury caused by an alleged dangerous condition of public property. (City Attorney)

03/25/24; RECEIVED FROM DEPARTMENT.

04/02/24; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

## PROPOSED RESOLUTIONS

### **240283 [Settlement of Unlitigated Claim - 333 Valencia Owner, L.L.C. - Storage Space and \$50,000 Rent Credit]**

Resolution approving the settlement of the unlitigated claim by the City and County of San Francisco ("City") against 333 Valencia Owner, L.L.C. ("Landlord"), requiring Landlord to provide the City additional storage space and a rent credit of \$50,000; the claim involves a dispute between the City and Landlord about building systems located inside closets that limited the amount of space available for storage by the City. (City Attorney)

03/20/24; RECEIVED FROM DEPARTMENT.

04/02/24; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

### **240284 [Settlement of Unlitigated Claim - Mathias Salle - \$58,986]**

Resolution approving the settlement of the unlitigated claim filed by Mathias Salle against the City and County of San Francisco for \$58,986; the claim was filed on March 6, 2023; the claim involves property damage arising from flooding alleged to be caused by a water main rupture. (City Attorney)

03/25/24; RECEIVED FROM DEPARTMENT.

04/02/24; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

### **240285 [Contract Agreement - Retroactive - Health Advocates LLC - Uncompensated Care Reimbursement Recovery Services - Not to Exceed \$11,391,540]**

Resolution retroactively approving the Agreement between Health Advocates LLC and the Department of Public Health, to provide uncompensated care reimbursement recovery services for an amount not to exceed \$11,391,540 for a total agreement term of five years from January 1, 2024, through December 31, 2028; 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)

03/19/24; RECEIVED FROM DEPARTMENT.

04/02/24; RECEIVED AND ASSIGNED to Budget and Finance Committee.

### **240286 [Contract Amendment - Bayview Hunters Point Foundation - Substance Use Disorder Services - Not to Exceed \$19,496,043]**

Resolution approving Amendment No. 3 to the agreement between Bayview Hunters Point Foundation and the Department of Public Health (DPH), for substance use disorder services; to increase the agreement by \$7,896,043 for a total amount not to exceed \$19,496,043; to extend the term by three years from June 30, 2024, for a total agreement term of July 1, 2017, through June 30, 2027; 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)

03/25/24; RECEIVED FROM DEPARTMENT.

04/02/24; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**240287 [Contract Amendment - Retroactive - Regents of the University of California - Behavioral Health Services - Not to Exceed \$133,397,493]**

Resolution retroactively approving Amendment No. 2 to the agreement between The Regents of the University of California and the Department of Public Health, for behavioral health services for high-risk transitional-aged youth, adults, and older adults, to increase the agreement by \$84,121,542 for an amount not to exceed \$133,397,493; to extend the term by five and one-half years from December 31, 2022, for a total agreement term of July 1, 2018, through June 30, 2028; 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)

03/25/24; RECEIVED FROM DEPARTMENT.

04/02/24; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**240288 [Contract Amendment - San Francisco Public Health Foundation - Food Security Services - Not to Exceed \$11,197,782]**

Resolution approving Amendment No. 1 to the Agreement between San Francisco Public Health Foundation and the Department of Public Health, for food security services; to increase the agreement by \$1,625,459 for an amount not to exceed \$11,197,782; to extend the term by five years from June 30, 2024, for a total agreement term of July 1, 2021, through June 30, 2029; and to authorize DPH to enter into modifications of the Agreement that do not materially increase the City's obligations or liabilities and are necessary to effectuate the purposes of the Agreement or this Resolution. (Public Health Department)

03/25/24; RECEIVED FROM DEPARTMENT.

04/02/24; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**240289 [Real Property Lease Amendment - Raul and Denise Arriaza and Olson Trust - 1305 & 1309 Evans Avenue - \$470,544 Annual Base Rent]**

Resolution authorizing and approving an Amendment to the real property lease of approximately 12,690 square feet located at 1305 & 1309 Evans Avenue including 13 parking stalls, with Raul and Denise Arriaza, husband and wife, as to an undivided 50% interest; and Linda Lee Olson and Carl Edwards Olson, as Trustees of The Olson Family Trust dated October 16, 2014, as to an undivided 50% interest as Landlord, for an extended approximately five-year term effective upon approval of this Resolution, through June 13, 2028, at the fixed monthly base rent of \$39,212 for a total annual base rent of \$470,544; and authorizing the Director of Property to enter into amendments or modifications to the Lease that do not materially increase the obligations or liabilities to the City and are necessary to effectuate the purposes of the Amendment or this Resolution. (Public Health Department)

03/25/24; RECEIVED FROM DEPARTMENT.

04/02/24; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**240290 [Permit to Enter and Use - Honeybee Foods Corp. - Hallidie Plaza - \$1,200 Initial Monthly Base Fee]**

Resolution approving and authorizing the Director of Property to enter into a permit to enter and use with Honeybee Foods Corp., a Delaware Corporation, dba Jollibee USA for approximately 414 square feet (underground) of Hallidie Plaza, effective upon approval of this Resolution, through December 8, 2034, at an initial rent of \$1,200 per month with 3% annual increases thereafter; and authorizing the Director of Property to enter into any additions, amendments, or other modifications to the Permit that do not materially increase the obligations or liabilities of the City to effectuate the purposes of this Resolution. (Real Estate Department)

03/19/24; RECEIVED FROM DEPARTMENT.

04/02/24; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**240293 [Report of Assessment Costs - Sidewalk Inspection and Repair Program]**

Resolution approving a report of assessment costs submitted by the Director of Public Works for sidewalk and curb repairs through the Sidewalk Inspection and Repair Program, ordered to be performed by said Director pursuant to the provisions of Public Works Code, Section 706.9, and Administrative Code, Chapter 80, the costs thereof having been paid for out of a revolving fund. (Public Works)

03/25/24; RECEIVED FROM DEPARTMENT.

04/02/24; RECEIVED AND ASSIGNED to Board of Supervisors.

**240296 [Report of Assessment Costs for Blighted Properties - Accelerated Sidewalk Abatement Program]**

Resolution approving a report of assessment costs submitted by the Director of Public Works for inspection and/or repair of blighted properties ordered through the Accelerated Sidewalk Abatement Program, ordered to be performed by said Director pursuant to the provisions of Administrative Code, Chapter 80, the costs thereof having been paid for out of a blight abatement fund. (Public Works)

03/25/24; RECEIVED FROM DEPARTMENT.

04/02/24; RECEIVED AND ASSIGNED to Board of Supervisors.

**ADJOURNMENT**

*There being no further business, the Board adjourned at the hour of 5:09 p.m.*