

# BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

## MEETING MINUTES - DRAFT

Tuesday, March 25, 2025 - 2:00 PM

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

### Regular Meeting

RAFAEL MANDELMAN, PRESIDENT

CONNIE CHAN, CHYANNE CHEN, MATT DORSEY, JOEL ENGARDIO, JACKIE FIELDER,  
BILAL MAHMOOD, MYRNA MELGAR, DANNY SAUTER, STEPHEN SHERRILL,  
SHAMANN WALTON

Angela Calvillo, Clerk of the Board

### BOARD COMMITTEES

#### Committee Membership

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

Supervisors Chan, Dorsey, Engardio, Walton, Mandelman

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

Supervisors Chan, Dorsey, Engardio

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

Supervisors Fielder, Sauter, Sherrill

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

Supervisors Melgar, Chen, Mahmood

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

Supervisors Dorsey, Mahmood, Sauter

##### **Rules Committee**

Supervisors Walton, Sherrill, Mandelman

#### 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.

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**Members Present:** Connie Chan, Chyanne Chen, Matt Dorsey, Joel Engardio, Jackie Fielder, Bilal Mahmood, Rafael Mandelman, Myrna Melgar, and Stephen Sherrill

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*The Board of Supervisors of the City and County of San Francisco met in regular session on Tuesday, March 25, 2025, with President Rafael Mandelman presiding.*

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

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

*On the call of the roll, Supervisors Chan, Chen, Dorsey, Engardio, Fielder, Mahmood, Mandelman, Melgar, and Sherrill and were noted present.*

*Supervisors Sauter and Walton were noted not present.*

*A quorum of the Board was present.*

*President Mandelman 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 Mandelman 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.*

## **Supervisors Sauter and Walton Excused from Attendance**

**Supervisor Chen, seconded by Supervisor Mahmood, moved that Supervisors Sauter and Walton be excused from attending today's meeting. The motion carried by the following vote:**

Ayes: 9 - Chan, Chen, Dorsey, Engardio, Fielder, Mahmood, Mandelman, Melgar, Sherrill

Excused: 2 - Sauter, Walton

## **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.)*

*Clerk Calvillo informed the Board that an Americans with Disabilities Act (ADA) request for accommodations was received to allow a member of the public to provide their remarks at the beginning of public comment (Clerk's Note: The requester did not call in to provide remarks).*

## AGENDA CHANGES

*There were no agenda changes.*

## CONSENT AGENDA

### Recommendation of the Government Audit and Oversight Committee

#### 250068 [Settlement of Lawsuit - Hotel Des Arts, LLC]

Ordinance authorizing settlement of the lawsuit filed by Hotel Des Arts, LLC against the City and County of San Francisco; the lawsuit was filed on June 14, 2023, in the Northern District of California, Case No. 3:23-cv-02933; entitled Hotel Des Arts, LLC v. City and County of San Francisco, et al; the lawsuit challenges 2023 amendments to the Residential Hotel Unit Conversion and Demolition Ordinance (Board File No. 220815, Ordinance No. 36-23) that define Tourist or Transient use as a stay of less than 30 days and establish a two-year amortization period; material terms of the settlement require the City to permit the conversion of the existing 38 Residential Hotel Rooms at Assessor's Parcel Block No. 0287, Lot No. 020, also known as 447 Bush Street, currently operated as the Hotel des Arts, to Tourist Hotel Rooms under Administrative Code Chapter 41 in exchange for conversion of 27 Group Housing rooms and associated amenities at 412-422 Hayes and seven Group Housing rooms and associated amenities at 319-321 Ivy Street to Residential Hotel Rooms, subject to Administrative Code, Chapter 41. (City Attorney)

**FINALLY PASSED**

### Recommendations of the Land Use and Transportation Committee

#### 250069 [Planning Code - Conversion of Residential Hotel Rooms to Tourist Hotel Rooms at 447 Bush Street]

Ordinance amending the Planning Code to principally permit up to 51 Tourist Hotel rooms at Assessor's Parcel Block No. 0287, Lot No. 020, also known as 447 Bush Street; exempting 447 Bush Street from the requirement to obtain a conditional use authorization to convert 38 Residential Hotel rooms to Tourist Hotel rooms; waiving development impact fees and requirements for the conversion of the 38 rooms; providing that the conversion of the 38 rooms shall occur simultaneously with the application of the Residential Hotel Unit Conversion and Demolition Ordinance to 27 Group Housing rooms at 412-422 Hayes Street and seven Group Housing Rooms at 319-321 Ivy Street, Assessor's Parcel Block No. 0808, Lot No. 007; providing that the Department of Building Inspection shall issue certificates of use to reflect the changes in use of all the aforementioned properties and waiving associated fees; providing that the Ordinance is conditioned on enactment of the ordinance approving settlement of claims in Hotel Des Arts, LLC v. City and County of San Francisco et al.; 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 under Planning Code, Section 302. (City Attorney)

**FINALLY PASSED**

**250003 [General Plan - Central SoMa and Transit Center District Commercial Development Requirements]****Sponsors: Mayor; Dorsey**

Ordinance amending the General Plan to reduce commercial development requirements in the Central SoMa Area Plan and the Transit Center District SubArea Plan areas; affirming the Planning Department's determination under the California Environmental Quality Act; making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and adopting findings of public necessity, convenience, and welfare under Planning Code, Section 340. (Planning Commission)

(Pursuant to Charter, Section 4.105, the Planning Commission recommends General Plan amendments to the Board of Supervisors for approval or rejection. If the Board fails to act within 90 days of receipt, the proposed General Plan amendment shall be deemed approved. Transmittal Date: December 30, 2024)

**FINALLY PASSED**

**240787 [Planning Code, Zoning Map - Central SoMa and Transit Center District Commercial Development Requirements]****Sponsors: Mayor; Dorsey**

Ordinance amending the Planning Code and Zoning Map to reduce commercial development requirements for certain residential projects and modify the land dedication requirements in the Central SoMa Special Use District and remove the Transit Center C-3-0(SD) Commercial Special Use District; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan and the eight priority policies of Planning Code, Section 101.1, and adopting findings of public necessity, convenience, and welfare under Planning Code, Section 302.

(Economic Impact)

**FINALLY PASSED**

**241021 [Planning Code - Window Replacement Standards]****Sponsors: Melgar; Engardio, Sauter, Sherrill, Mahmood, Dorsey and Fielder**

Ordinance amending the Planning Code to limit restrictions on replacement materials in window replacement projects in certain buildings; 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.

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

**FINALLY PASSED**

**241067 [Planning, Building Codes - Interim Housing in Hotels and Motels]****Sponsors: Mayor; Sauter, Dorsey and Mandelman**

Ordinance amending the Planning Code to allow tourist hotels and motels to be used for Interim Housing without thereby abandoning or discontinuing the hotel use classification under that Code; amending the Building Code to allow Interim Housing without thereby changing the underlying occupancy classification of the property, and amending Appendix P to remove restriction that emergency housing be located on land owned or leased by the City; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1, and findings of public necessity, convenience, and welfare under Planning Code, Section 302.

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

**FINALLY PASSED****241173 [Planning Code - Continuation of Nonconforming Public Parking Lots in CMUO and MUR]****Sponsor: Dorsey**

Ordinance amending the Planning Code to authorize the continuance of nonconforming public parking lots in the Central SoMa Mixed Use-Office (CMUO) and Mixed Use-Residential (MUR) Districts through December 31, 2026; enabling an existing public parking lot operator in CMUO and MUR Districts to apply for a conditional use authorization for a five-year extension; affirming the Planning Department's determination under the California Environmental Quality Act; making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and adopting findings of public necessity, convenience, and welfare under Planning Code, Section 302.

**FINALLY PASSED****250098 [Treasure Island/Yerba Buena Island - Acceptance of Sanitary Sewer Pump Stations]****Sponsor: Dorsey**

Ordinance accepting irrevocable offers of public infrastructure associated with the Treasure Island/Yerba Buena Island Project for the Bruton Sanitary Sewer Pump Station on Bruton Street and the Cravath Sanitary Sewer Pump Station on Cravath Street, both on Treasure Island; and the Macalla Sanitary Sewer Pump Station on Macalla Road and the North Gate Sanitary Sewer Pump Station on North Gate Road, both on Yerba Buena Island; dedicating this infrastructure to public use; designating it for utility purposes; accepting the public infrastructure for City maintenance and liability; approving a grant deed for the Macalla Pump Station; adopting findings under the California Environmental Quality Act; making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; accepting a Public Works Order recommending various actions in regard to the public infrastructure; and authorizing official acts, as defined herein, in connection with this Ordinance.

**FINALLY PASSED**

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

Ayes: 9 - Chan, Chen, Dorsey, Engardio, Fielder, Mahmood, Mandelman, Melgar, Sherrill  
Excused: 2 - Sauter, Walton

## REGULAR AGENDA

## UNFINISHED BUSINESS

### Recommendations of the Budget and Finance Committee

#### **250001 [Business and Tax Regulations Code - Empty Homes Tax Suspension Pending Litigation]**

Ordinance amending the Business and Tax Regulations Code to suspend the Empty Homes Tax pending a final decision in Eric Debbane, et al. v. City & County of San Francisco, et al., San Francisco Superior Court Case No. CGC-23-604600, retroactive to January 1, 2024, and to reinstate that tax so that the tax first applies in the tax year immediately following the calendar year of that final decision. (Treasurer-Tax Collector)

(In accordance with Section 2961 of Article 29A of the Business and Tax Regulations Code, passage of this ordinance by the Board of Supervisors requires an affirmative vote of two-thirds of the Board of Supervisors.)

(Fiscal Impact)

(Supervisors Fielder and Walton voted No on First Reading.)

**FINALLY PASSED** by the following vote:

Ayes: 8 - Chan, Chen, Dorsey, Engardio, Mahmood, Mandelman, Melgar, Sherrill

Noes: 1 - Fielder

Excused: 2 - Sauter, Walton

#### **250097 [Appropriation - State and Federal Revenues - Human Services Agency - CalWORKs Housing Support Program - \$4,956,133 - FY2024-2025]**

**Sponsors: Mayor; Mandelman**

Ordinance appropriating \$4,956,133 of State and Federal Revenues to the Human Services Agency for direct client assistance, rental subsidies, and services through the CalWORKS Housing Support Program in Fiscal Year (FY) 2024-2025; this Ordinance requires a two-thirds vote of all members of the Board of Supervisors 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: 9 - Chan, Chen, Dorsey, Engardio, Fielder, Mahmood, Mandelman, Melgar, Sherrill

Excused: 2 - Sauter, Walton

## NEW BUSINESS

### Recommendations of the Budget and Finance Committee

#### **250048 [Findings of Fiscal Feasibility - Marina Improvement and Remediation]**

**Sponsor: Sherrill**

Resolution adopting findings that the Marina Improvement and Remediation Project is fiscally feasible and responsible under Administrative Code, Chapter 29.  
(Fiscal Impact)

**ADOPTED by the following vote:**

Ayes: 9 - Chan, Chen, Dorsey, Engardio, Fielder, Mahmood, Mandelman, Melgar, Sherrill  
Excused: 2 - Sauter, Walton

#### **250144 [Accept and Expend In-Kind Gift - Consulting Services - Various Providers - Valued at \$337,920]**

**Sponsors: Mayor; Mandelman**

Resolution authorizing the Mayor's Office, through the Mayor's Office of Innovation, to accept in-kind gifts of consulting services from ZS Associates valued at \$168,960 and Adobe valued at \$168,960 for a total value of \$337,920 from February 26, 2025, through June 13, 2025, in connection with the Civic Bridge Program; and to authorize the Mayor's Office of Innovation to enter into amendments or modifications to the donor agreement that do not materially increase the obligations or liabilities to the City and are necessary to effectuate the purposes of the donor agreement or this Resolution.

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

**ADOPTED by the following vote:**

Ayes: 9 - Chan, Chen, Dorsey, Engardio, Fielder, Mahmood, Mandelman, Melgar, Sherrill  
Excused: 2 - Sauter, Walton

*President Mandelman requested File Nos. 250163 and 250164 be called together.*

#### **250163 [California Constitution Appropriations Limit for FY2024-2025]**

Resolution establishing the appropriations limit established at \$11,752,763,337 for Fiscal Year (FY) 2024-2025, pursuant to California Constitution, Article XIII B, due to the addition of local non-residential new construction and the percent change in population within the San Francisco Metropolitan Area from the previous year for the purpose of computation of its Appropriations Limit.  
(Controller)  
(Fiscal Impact)

**ADOPTED by the following vote:**

Ayes: 9 - Chan, Chen, Dorsey, Engardio, Fielder, Mahmood, Mandelman, Melgar, Sherrill  
Excused: 2 - Sauter, Walton

**250164 [California Constitution Appropriations Limit (Gann Limit) - Special Tax Districts and Infrastructure and Revitalization Financing Districts - FY2024-2025]**

Resolution establishing the appropriations limit for Fiscal Year (FY) 2024-2025, pursuant to California Constitution, Article XIII B (Gann Limit), for Special Tax Districts and Infrastructure Revitalization and Financing Districts, and determining other matters in connection therewith, as defined herein.

(Controller)

(Fiscal Impact)

**ADOPTED by the following vote:**

Ayes: 9 - Chan, Chen, Dorsey, Engardio, Fielder, Mahmood, Mandelman, Melgar, Sherrill

Excused: 2 - Sauter, Walton

**250183 [Improvement Area No. 1 (Pier 1) of Special Tax District No. 2009-1 Delinquent Special Tax Payment; Settlement Agreement and Release of Claims]**

Resolution accepting payment of delinquent special taxes in Improvement Area No. 1 of City and County of San Francisco Special Tax District No. 2009-1 (San Francisco Sustainable Financing) from AMB Pier One, LLC, approving Settlement Agreement and Release of Claims, and providing for other matters related thereto, as defined herein. (Controller)

**ADOPTED by the following vote:**

Ayes: 9 - Chan, Chen, Dorsey, Engardio, Fielder, Mahmood, Mandelman, Melgar, Sherrill

Excused: 2 - Sauter, Walton

**250196 [General Obligation Bonds - San Francisco Unified School District, Election of 2024, Series A - Not to Exceed \$160,000,000]**

**Sponsor: Chan**

Resolution authorizing the issuance and sale from time to time of bonds of the San Francisco Unified School District; prescribing the terms of sale of not to exceed \$160,000,000 of said General Obligation Bonds, Election of 2024, Series A; authorizing sale of said General Obligation Bonds by negotiated sale and approving the form of bond purchase agreement; approving the forms of one or more paying agent agreements; and authorizing the execution of necessary documents and certificates relating to such bonds.

(Fiscal Impact)

**ADOPTED by the following vote:**

Ayes: 9 - Chan, Chen, Dorsey, Engardio, Fielder, Mahmood, Mandelman, Melgar, Sherrill

Excused: 2 - Sauter, Walton



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

### **250151 [Liquor License Transfer - 1266 9th Avenue - Luke's Local]**

Resolution determining that the person-to-person, premise-to-premise transfer of a Type-21 off-sale general beer, wine, and distilled spirits liquor license to LUKE'S LOCAL, INC., doing business as Luke's Local, located at 1266 9th Avenue (District 7), will serve the public convenience or necessity of the City and County of San Francisco, in accordance with California Business and Professions Code, Section 23958.4; and requesting that the California Department of Alcoholic Beverage Control impose a condition on the issuance of the license. (Public Safety and Neighborhood Services Committee)

**ADOPTED by the following vote:**

Ayes: 9 - Chan, Chen, Dorsey, Engardio, Fielder, Mahmood, Mandelman, Melgar, Sherrill  
Excused: 2 - Sauter, Walton

### **250197 [Urging Implementation of Drug Market Intervention (DMI) Strategy in San Francisco]**

**Sponsors: Mahmood; Dorsey, Mandelman, Sherrill, Engardio and Sauter**

Resolution urging the implementation of a comprehensive drug market intervention (DMI) strategy to address San Francisco's Fentanyl Crisis.

**Supervisor Mahmood, seconded by Supervisor Dorsey, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, on Page 2, Lines 8-10, by adding 'to enhance coordination among the San Francisco Police Department, San Francisco District Attorney's Office, San Francisco Sheriff's Department, Department of Public Works, and the Department of Emergency Management', and Line 14, by adding 'and illegal vending markets,'; and on Page 3, Line 12, by striking 'expanding DMACC operations,'. The motion carried by the following vote:**

Ayes: 9 - Chan, Chen, Dorsey, Engardio, Fielder, Mahmood, Mandelman, Melgar, Sherrill  
Excused: 2 - Sauter, Walton

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

Ayes: 7 - Chen, Dorsey, Engardio, Mahmood, Mandelman, Melgar, Sherrill  
Noes: 2 - Chan, Fielder  
Excused: 2 - Sauter, Walton

## **Recommendations of the Rules Committee**

*President Mandelman requested File Nos. 250204, 250205, and 250206 be called together.*

### **250204 [Mayoral Reappointment, Successor Agency Commission (Commonly known as the Commission on Community Investment and Infrastructure) - Carolyn Ransom-Scott]**

Motion approving the Mayor's nomination for reappointment of Carolyn Ransom-Scott to the Successor Agency Commission (commonly known as the Commission on Community Investment and Infrastructure), term ending November 3, 2028. (Clerk of the Board) (Ordinance No. 215-12, Section 6(b), provides that this member shall be appointed by the Mayor and subject to confirmation by the majority of the Board of Supervisors. There is no deadline for confirmation and the appointment is not effective until the Board takes action. Transmittal date: February 28, 2025)

**Motion No.** M25-025

**APPROVED** by the following vote:

Ayes: 9 - Chan, Chen, Dorsey, Engardio, Fielder, Mahmood, Mandelman, Melgar, Sherrill  
Excused: 2 - Sauter, Walton

### **250205 [Mayoral Appointment, Successor Agency Commission (Commonly known as the Commission on Community Investment and Infrastructure) - Earl Shaddix]**

Motion approving the Mayor's nomination for appointment of Earl Shaddix to the Successor Agency Commission (commonly known as the Commission on Community Investment and Infrastructure), term ending November 3, 2028. (Clerk of the Board) (Ordinance No. 215-12, Section 6(b), provides that this member shall be appointed by the Mayor and subject to confirmation by the majority of the Board of Supervisors. There is no deadline for confirmation and the appointment is not effective until the Board takes action. Transmittal date: February 28, 2025)

**Motion No.** M25-026

**APPROVED** by the following vote:

Ayes: 9 - Chan, Chen, Dorsey, Engardio, Fielder, Mahmood, Mandelman, Melgar, Sherrill  
Excused: 2 - Sauter, Walton

### **250206 [Mayoral Appointment, Successor Agency Commission (Commonly known as the Commission on Community Investment and Infrastructure) - Mark Miller]**

Motion approving the Mayor's nomination for appointment of Mark Miller to the Successor Agency Commission (commonly known as the Commission on Community Investment and Infrastructure), term ending November 3, 2026. (Clerk of the Board) (Ordinance No. 215-12, Section 6(b), provides that this member shall be appointed by the Mayor and subject to confirmation by the majority of the Board of Supervisors. There is no deadline for confirmation and the appointment is not effective until the Board takes action. Transmittal date: February 28, 2025)

**Motion No.** M25-027

**APPROVED** by the following vote:

Ayes: 9 - Chan, Chen, Dorsey, Engardio, Fielder, Mahmood, Mandelman, Melgar, Sherrill  
Excused: 2 - Sauter, Walton

## 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).*

### **WOMEN'S HISTORY MONTH**

*Supervisors introduced, welcomed, and presented Certificates of Honor to individuals in recognition of Women's History Month, their accomplishments, and their continued community support, as referenced below:*

*Supervisor Melgar recognized Dr. Zea Malawa (Abundant Birth Project);  
Supervisor Chan recognized the Chinese Consolidated Women's Association;  
Supervisor Fielder recognized Nicole Santamaria (El/La Para TransLatinas);  
Supervisor Chen recognized Elaine Villasper-Dizon, Executive Director (Filipino Community Center);  
Supervisor Sherrill recognized Camryn Marlow (Youth Commission);  
Supervisor Dorsey recognized Sue Betts (Life Ring);  
Supervisor Engardio recognized Margaret Graf (San Francisco Senior Power);  
Supervisor Mahmood recognized Radwa Hussein (Tenderloin Community School); and  
President Mandelman recognized Chuan Teng, Chief Executive Officer (PRC).*

## SPECIAL ORDER 3:00 P.M.

*President Mandelman requested File Nos. 250174, 250175, 250176, and 250177 be called together.*

### **250174 [Hearing - Appeal of Conditional Use Authorization Approval - 4100-3rd Street]**

Hearing of persons interested in or objecting to the approval of a Conditional Use Authorization pursuant to Planning Code, Sections 121.2, 303, 317, and 752 for a proposed project at 4100-3rd Street, Assessor's Parcel Block No. 5260, Lot No. 032, identified in Planning Case No. 2024-008292CUA, issued by the Planning Commission by Motion No. 21669 dated January 9, 2025, to establish a use greater than 6,000 square feet in size and to convert an existing two-story over basement, mixed-use building with eight group housing units at the second floor into an approximately 6,123 square-foot social service facility use (d.b.a. Friends of the Children-SF Bay Area) that will include an outdoor activity area within the NCT-3 (Moderate Scale Neighborhood Commercial Transit District) Zoning District, Third Street Alcohol Special Use District, and a 65-J Height and Bulk District. (District 10) (Appellant: Bivett Brackett, Founder of Big Black Brunch) (Filed February 10, 2025) (Clerk of the Board)

*President Mandelman opened the public hearing and Supervisor Dorsey indicated he would be making a motion, on behalf of Supervisor Walton who is excused for this meeting, to continue this hearing and its associated Motions to a later date. The President then inquired as to whether any member of the public wished to address the Committee of the Whole relating to the continuance of the appeal of a conditional use authorization approval for the proposed project at 4100-3rd Street (File Nos. 250174, 250175, 250176, and 250177). There were no speakers. The President declared public comment on the continuance closed.*

**Supervisor Dorsey, seconded by Supervisor Chen, moved that this Hearing be CONTINUED OPEN to the Board of Supervisors meeting of April 8, 2025. The motion carried by the following vote:**

**Ayes:** 9 - Chan, Chen, Dorsey, Engardio, Fielder, Mahmood, Mandelman, Melgar, Sherrill

**Excused:** 2 - Sauter, Walton

**250175 [Approving Conditional Use Authorization - 4100-3rd Street]**

Motion approving the decision of the Planning Commission by its Motion No. 21669, approving a Conditional Use Authorization, identified as Planning Case No. 2024-008292CUA, for a proposed project located at 4100-3rd 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 Dorsey, seconded by Supervisor Chen, moved that this Motion be CONTINUED to the Board of Supervisors meeting of April 8, 2025. The motion carried by the following vote:**

Ayes: 9 - Chan, Chen, Dorsey, Engardio, Fielder, Mahmood, Mandelman, Melgar, Sherrill  
Excused: 2 - Sauter, Walton

**250176 [Disapproving Conditional Use Authorization - 4100-3rd Street]**

Motion disapproving the decision of the Planning Commission by its Motion No. 21669, approving a Conditional Use Authorization, identified as Planning Case No. 2024-008292CUA, for a proposed project at 4100-3rd 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 Dorsey, seconded by Supervisor Chen, moved that this Motion be CONTINUED to the Board of Supervisors meeting of April 8, 2025. The motion carried by the following vote:**

Ayes: 9 - Chan, Chen, Dorsey, Engardio, Fielder, Mahmood, Mandelman, Melgar, Sherrill  
Excused: 2 - Sauter, Walton

**250177 [Preparation of Findings Related to Conditional Use Authorization - 4100-3rd 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. 2024-008292CUA, for a proposed project at 4100-3rd Street. (Clerk of the Board)

**Supervisor Dorsey, seconded by Supervisor Chen, moved that this Motion be CONTINUED to the Board of Supervisors meeting of April 8, 2025. The motion carried by the following vote:**

Ayes: 9 - Chan, Chen, Dorsey, Engardio, Fielder, Mahmood, Mandelman, Melgar, Sherrill  
Excused: 2 - Sauter, Walton

## COMMITTEE REPORTS

### Recommendations of the Government Audit and Oversight Committee

#### **250160 [Settlement of Grievance - International Union of Operating Engineers Stationary Engineers, Local 39 - \$1,022,500]**

Resolution approving the settlement of the grievance by the International Union of Operating Engineers Stationary Engineers, Local 39 (“the Union”) against the City and County of San Francisco (“the City”) for \$1,022,500; the grievance was filed on March 21, 2022; the grievance involves an employment dispute under the City’s Memorandum of Understanding (MOU) with the Union. (City Attorney)

**ADOPTED by the following vote:**

Ayes: 9 - Chan, Chen, Dorsey, Engardio, Fielder, Mahmood, Mandelman, Melgar, Sherrill  
Excused: 2 - Sauter, Walton

#### **250195 [Temporary Shelter and Homeless Services - Behested Payment Waiver] Sponsors: Mayor; Mandelman**

Resolution authorizing the Department of Homelessness and Supportive Housing to solicit donations from various private entities and organizations to support the expansion of temporary shelter and other homeless services to support people experiencing homelessness, notwithstanding the Behested Payment Ordinance.

**ADOPTED by the following vote:**

Ayes: 9 - Chan, Chen, Dorsey, Engardio, Fielder, Mahmood, Mandelman, Melgar, Sherrill  
Excused: 2 - Sauter, Walton

### Recommendation of the Rules Committee

#### **250239 [Amending the Rules of Order - Board of Supervisors Parental Leave Policy]**

**Sponsors: Melgar; Sauter, Mandelman, Engardio, Walton, Mahmood, Fielder and Sherrill**

Motion amending the Board of Supervisors’ Rules of Order by adding a new Rule 5.22.1 (Member Participation During Parental Leave); and adopting a parental leave policy for the Board of Supervisors.

(Pursuant to Board Rule 3.26.1, an amendment to the Board of Supervisors’ Rules of Order shall be adopted by the affirmative vote of two-thirds (8 votes) of the Board of Supervisors.)

**Motion No. M25-028**

**APPROVED by the following vote:**

Ayes: 9 - Chan, Chen, Dorsey, Engardio, Fielder, Mahmood, Mandelman, Melgar, Sherrill  
Excused: 2 - Sauter, Walton

## ROLL CALL FOR INTRODUCTIONS

*See Legislation Introduced below.*

## PUBLIC COMMENT

*Thierry Fill; expressed concerns regarding technology, artificial intelligence, and the end of existence.  
Chris Ward Kline; expressed concerns regarding systemic racism, the invasion of Grenada, federal funding cuts.*

*Ian Bartsow; expressed support of newly introduced legislation on women seeking housing.*

*Anton Ether; expressed concerns regarding the Municipal Transportation Agency's budget and proposed cuts to Muni services.*

*Lisa Platt; expressed concerns regarding the Municipal Transportation Agency's budget and proposed cuts to Muni services.*

*Sonya Barrera; expressed concerns regarding the Municipal Transportation Agency's budget and proposed cuts to Muni services.*

*Bradley Dunn; expressed support of the Resolution urging the Governor and state to provide multi-year operations funding to support Bay Area transit agencies (File No. 250267).*

*Speaker; shared the plight of taxi medallion holders and concerns regarding the Municipal Transportation Agency.*

*Speaker; shared the plight of taxi medallion holders and concerns regarding the Municipal Transportation Agency.*

*Robin Crockett; expressed concerns regarding the Municipal Transportation Agency's budget and provided posthumous remarks about David Hartsough.*

*Ari Juno; expressed concerns regarding the Municipal Transportation Agency's budget and proposed cuts to Muni services.*

*Phil Bradford; expressed concerns regarding the Municipal Transportation Agency's budget and proposed cuts to Muni services.*

*Dorothy Petersen; requested a hearing be held regarding recent violence and poor conditions in public housing.*

*Janice Smith; requested a hearing be held regarding recent violence and poor conditions in public housing.*

*Griffin Lee; expressed opposition to the Resolution urging the Governor and state to provide multi-year operations funding to support Bay Area transit agencies (File No. 250267).*

*Shivonne; expressed concerns regarding homelessness and vehicle blocking issues in the Haight-Ashbury neighborhood.*

*Mark; shared his personal religious views.*

*Otto Duffy; shared various religious beliefs and a person's need for faith during recovery.*

*Richard Petersen; expressed concerns regarding the Municipal Transportation Agency's budget and proposed cuts to Muni services.*

*Speaker; expressed concerns regarding federal funding cuts and the City's ability to incorporate variables when considering the budget.*

*Ken; expressed concerns regarding social instability, elected officials, overdoses, and fatalities.*

## FOR ADOPTION WITHOUT COMMITTEE REFERENCE

### **250267 [Urging the Governor and State Legislature of California to Provide Multi-Year Operations Funding and Develop Long-Term Funding Plans to Support Bay Area Transit Agencies]**

**Sponsors: Fielder; Melgar, Chan, Sauter, Chen, Walton, Mahmood, Dorsey and Mandelman**

Resolution urging the Governor and State Legislature of California to provide \$2,000,000,000 in flexible funding over two years for public transit and to explore all options to close the Bay Area transit agencies transportation funding gap.

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

**ADOPTED**

### **250268 [Supporting California State Senate Bill No. 222 (Wiener; Muratsuchi, et al.) - The Affordable Insurance and Climate Recovery Act]**

**Sponsors: Mandelman; Fielder**

Resolution supporting California State Senate Bill No. 222, introduced by Senator Scott Wiener and principal coauthor Assembly Member Al Muratsuchi and others, to address the insurance crisis in California by shifting the burden of increased insurance costs away from California residents and small businesses to fossil fuel companies that have created the climate and insurance crises.

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

**ADOPTED**

### **250271 [Supporting California State Senate Bill No. 417 (Cabaldon) and California State Assembly Bill No. 736 (Wicks) - The Affordable Housing Bond Act of 2026]**

**Sponsors: Sauter; Chen, Chan, Dorsey, Melgar, Mahmood, Sherrill, Fielder, Engardio, Walton and Mandelman**

Resolution supporting California State Senate Bill No. 417, introduced by Senator Christopher Cabaldon, and California State Assembly Bill No. 736, introduced by Assembly Member Buffy Wicks, to authorize the issuance of \$10 billion in general obligation bonds to fund affordable rental housing and homeownership programs in California.

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

**ADOPTED**

### **250274 [Equal Pay Day - March 25, 2025]**

**Sponsors: Melgar; Chen, Fielder, Chan and Mandelman**

Resolution declaring March 25, 2025, as Equal Pay Day in the City and County of San Francisco to raise public awareness of the significant and negative impact of pay inequity for women, particularly women of color and LGBTQIA+ people.

*Supervisor Mandelman requested to be added as co-sponsors.*

**ADOPTED**

**250226 [Appointment, Park, Recreation, and Open Space Advisory Committee - Jorge Romero-Lozano]**

Motion appointing Jorge Romero-Lozano, term ending February 1, 2026, to the Park, Recreation, and Open Space Advisory Committee (District 9). (Clerk of the Board)

**Motion No.** M25-029

**APPROVED**

**250227 [Appointment, Park, Recreation, and Open Space Advisory Committee - Elisa Laird]**

Motion appointing Elisa Laird, term ending February 1, 2026, to the Park, Recreation, and Open Space Advisory Committee (District 9). (Clerk of the Board)

**Motion No.** M25-030

**APPROVED**

**250256 [Appointment, Bicycle Advisory Committee - Timothy Marcus]**

Motion appointing Timothy Marcus, term ending November 19, 2026, to the Bicycle Advisory Committee (District 4). (Clerk of the Board)

**Motion No.** M25-031

**APPROVED**

The foregoing items were acted upon by the following vote:

Ayes: 9 - Chan, Chen, Dorsey, Engardio, Fielder, Mahmood, Mandelman, Melgar, Sherrill

Excused: 2 - Sauter, Walton

## IMPERATIVE AGENDA

*There were no imperative agenda items.*

## LEGISLATION INTRODUCED AT ROLL CALL

### Introduced by a Supervisor or the Mayor

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

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



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

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

## **PROPOSED ORDINANCES**

### **250245 [Settlement of Lawsuit - Jenny Ramirez Valdivia - \$75,000]**

Ordinance authorizing a payment of \$75,000 to the Tort Claims Trust established by the Second Amended Joint Chapter 11 Plan of Liquidation of Bird Global, Inc., Bird Rides, Inc., Bird US Holdco, LLC, Bird US Opco, LLC, and Skinny Labs, Inc. (collectively, "Bird"), approved by the United States Bankruptcy Court, In re: Bird Global, Inc., et al., no. 23-20514-CLC (Bankr. S.D. Fla.), in order to resolve the lawsuit filed by Jenny Ramirez Valdivia against the City and County of San Francisco; the lawsuit was filed on August 10, 2021, in San Francisco Superior Court, Case No. CGC-21-594081; entitled Jenny Ramirez Valdivia v. City and County of San Francisco; the lawsuit involves an alleged dangerous condition of public property encountered while riding a Bird scooter; once the Tort Claims Trust is funded, the terms of Bird's Second Amended Joint Chapter 11 Plan of Liquidation provide that the lawsuit shall be paid solely and exclusively from the Tort Claims Trust, which shall assume any and all liability of the City and County of San Francisco for such lawsuit. (City Attorney)

03/14/25; RECEIVED FROM DEPARTMENT.

03/25/25; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

### **250246 [Settlement of Lawsuit - San Francisco Apartment Association, And Small Property Owners Of San Francisco Institute - \$135,000]**

Ordinance authorizing settlement of the lawsuit filed by San Francisco Apartment Association, And Small Property Owners Of San Francisco Institute against the City and County of San Francisco for \$135,000; the lawsuit was filed on March 21, 2022, in San Francisco County Superior Court, Case No. CPF-22-517718; entitled San Francisco Apartment Association, et al. v. City and County of San Francisco; the lawsuit involves a Petition for Writ of Mandate challenging Ordinance No. 18-22, which amended San Francisco Administrative Code, Section 37.9, to require landlords pursuing certain types of evictions to first provide their tenants written notice and an opportunity to cure, unless the eviction is based on an imminent health or safety issue or the nonpayment of COVID-19 rental debt. (City Attorney)

03/14/25; RECEIVED FROM DEPARTMENT.

03/25/25; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

## PROPOSED RESOLUTIONS

### **250247 [Agreement Amendment - Moffatt & Nichol-AGS JV - Engineering Services for South Ocean Beach Coastal Erosion and Wastewater Infrastructure Protection - Not to Exceed \$12,750,000]**

Resolution approving and authorizing the General Manager of the San Francisco Public Utilities Commission to execute Amendment No. 3 to Contract No. PRO.0092, Engineering Services for South Ocean Beach Coastal Erosion and Wastewater Infrastructure Protection, with Moffatt & Nichol-AGS Joint Venture, increasing the contract amount by \$7,000,000 for a new not to exceed contract amount of \$12,750,000 and increasing the contract duration by six years from July 30, 2027, for a new total contract duration of approximately 15 years from September 26, 2018, through September 25, 2033, to continue providing engineering design and support services for the Ocean Beach Climate Change Adaptation Project, pursuant to Section 9.118 of the San Francisco Charter. (Public Utilities Commission)

03/14/25; RECEIVED FROM DEPARTMENT.

03/25/25; RECEIVED AND ASSIGNED to Budget and Finance Committee.

### **250248 [Outreach Community-Based Weekly Advertising and Outreach Neighborhood-Based Monthly Advertising - Various Newspapers - FY2025-2026]**

Resolution designating Bay Area Reporter to be the outreach community-based weekly newspaper of the City and County of San Francisco for the Lesbian, Gay, Bisexual and Transgender community; El Reportero to be the outreach neighborhood-based monthly newspaper of the City and County of San Francisco for the Bayview, Bernal Heights, and Mission neighborhoods; El Tecolote to be the outreach neighborhood-based monthly newspaper of the City and County of San Francisco for the Mission neighborhood; Henry Society Journal to be the outreach neighborhood-based monthly newspaper of the City and County of San Francisco for the Bayview, Hunters Point and Visitacion Valley neighborhoods; Noe Valley Voice to be the outreach neighborhood-based monthly newspaper of the City and County of San Francisco for the Noe Valley neighborhood; Potrero View to be the outreach neighborhood-based monthly newspaper of the City and County of San Francisco for the Dogpatch, Eastern South of Market, Mission Bay, and Potrero Hill neighborhoods; San Francisco Bay Times to be the outreach neighborhood-based monthly newspaper of the City and County of San Francisco for the Castro, Duboce Triangle, and Noe Valley neighborhoods; Sing Tao Daily to be the outreach neighborhood-based monthly newspaper of the City and County of San Francisco for the Chinatown, Excelsior, Ingleside, Merced Heights, Oceanview, Outer Mission, Portola Valley, Richmond, Sunset, and Tenderloin neighborhoods; Small Business Exchange to be the outreach neighborhood-based monthly newspaper of the City and County of San Francisco serving the entire City; Wind Newspaper to be the outreach neighborhood-based monthly newspaper of the City and County of San Francisco for the Chinatown, Excelsior, Outer Mission, North Beach, Portola, Richmond, Sunset, Tenderloin, and Visitacion Valley neighborhoods; World Journal to be the outreach neighborhood-based monthly newspaper of the City and County of San Francisco serving Bayview/Hunters Point, Chinatown, Mission, South of Market, Tenderloin, Visitacion Valley, and Western Addition neighborhoods for Fiscal Year (FY) 2025-2026. (Office of Contract Administration)

03/14/25; RECEIVED FROM DEPARTMENT.

03/25/25; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**250249 [Official Advertising - Clinton Reilly Communications, dba The San Francisco Examiner - FY2025-2026]**

Resolution designating Clinton Reilly Communications, dba The San Francisco Examiner, to be the official newspaper of the City and County of San Francisco for all official advertising for Fiscal Year (FY) 2025-2026. (Office of Contract Administration)

03/14/25; RECEIVED FROM DEPARTMENT.

03/25/25; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

**250250 [Agreement - Circosta Iron and Metal Co. Inc. - Sale of City-owned Scrap Metal for Pick-Up and Disposal - \$1,069,575 Anticipated Revenue]**

Resolution authorizing the Office of Contract Administration ("OCA") to execute Contract 1000035528 between the City and County of San Francisco and Circosta Iron and Metal Co. Inc. for the as-needed sale of City-owned scrap metal for pick-up and disposal, for a term of five years from June 1, 2025, through May 31, 2030, for an estimated revenue amount of \$1,069,575. (Office of Contract Administration)

03/14/25; RECEIVED FROM DEPARTMENT.

03/25/25; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**250251 [Lease Agreement - Wells Fargo, N.A. - Automated Teller Machine Service Lease B - \$350,000 Minimum Annual Guarantee]**

Resolution approving the Automated Teller Machine Service Lease B, Lease No. 25-0042, between Wells Fargo, N.A., as tenant, and the City and County of San Francisco, acting by and through its Airport Commission, for a three-year term with one two-year option to extend the term exercisable at the sole and absolute discretion of the Airport Commission, and a minimum annual guarantee of \$350,000 for the first year of the Lease, effective upon approval of this Resolution. (Airport Commission)

03/14/25; RECEIVED FROM DEPARTMENT.

03/25/25; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**250252 [Lease Agreement - Bank of America, National Association, a National Banking Association - Automated Teller Machine Service Lease A - \$250,000 Minimum Annual Guarantee]**

Resolution approving the Automated Teller Machine Service Lease A, Lease No. 25-0041, between Bank of America, National Association, a national banking association, as tenant, and the City and County of San Francisco, acting by and through its Airport Commission, for a three-year term with one two-year option to extend the term exercisable at the sole and absolute discretion of the Airport Commission, and a minimum annual guarantee of \$250,000 for the first year of the Lease, effective upon approval of this Resolution. (Airport Commission)

03/14/25; RECEIVED FROM DEPARTMENT.

03/25/25; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**250253 [Contract Agreement - Arthur J. Gallagher & Co. Risk Management Services, LLC. - Insurance Brokerage Services - Not to Exceed \$30,000,000]**

Resolution authorizing the City Administrator, through the Director of Risk Management Division, to enter into a contract for insurance brokerage services with Arthur J. Gallagher & Co. Risk Management Services, LLC for an amount not to exceed \$30,000,000 for a three term to commence on July 1, 2025, through June 30, 2028, with an option to renew for a period of six additional years, pursuant to Charter, Section 9.118. (City Administrator)

03/14/25; RECEIVED FROM DEPARTMENT.

03/25/25; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**250254 [Contract Agreement - Alliant Insurance Services, Inc. - Insurance and Brokerage Services - Not to Exceed \$85,000,000]**

Resolution authorizing the City Administrator, through the Director of Risk Management Division, to enter into a contract for insurance and brokerage services with Alliant Insurance Services, Inc. for an amount not to exceed \$85,000,000 for a three year term to commence on July 1, 2025, through June 30, 2028, with an option to renew for a period of six additional years, pursuant to Charter, Section 9.118. (City Administrator)

03/14/25; RECEIVED FROM DEPARTMENT.

03/25/25; RECEIVED AND ASSIGNED to Budget and Finance Committee.

**250255 [Real Property Lease - Innes Partners, LP - 1976 Innes Avenue - \$388,000 Initial Base Year Rent]**

Resolution approving and authorizing the Director of Property, on behalf of the Fleet Management Department ("Central Shops"), to execute a Lease Agreement with Innes Partners, LP, for 1976 Innes Avenue at a base annual rent of \$388,000 per year (approximately \$18.56 per square foot) with no annual rent increases for a term of five years with two five-year options to extend the term effective upon approval of this Resolution; and authorizing the Director of Property to execute any amendments or modifications to the Lease including exercising options to extend the agreement term, make certain modifications and take certain actions that do not materially increase the obligations or liabilities to the City, do not materially decrease the benefits to the City, and are necessary to effectuate the purposes of the Lease or this Resolution. (Real Estate Department)

03/17/25; RECEIVED FROM DEPARTMENT.

03/25/25; RECEIVED AND ASSIGNED to Budget and Finance Committee.

## ADJOURNMENT

*There being no further business, the Board adjourned at the hour of 4:47 p.m.*