



BOARD OF SUPERVISORS

CITY AND COUNTY OF SAN FRANCISCO

AGENDA

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

Tuesday, April 16, 2024 - 2:00 PM

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

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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

The Levine Act

Pursuant to California Government Code, Section 84308, Members of the Board who have received campaign contributions totaling more than \$250 may be required to disclose that fact on the record of the proceeding. Parties and their paid agents may also be required to disclose on the record any campaign contributions made to a Member of the Board that meets the following qualifications for disclosure. A Member of the Board of Supervisors is disqualified and must recuse themselves on any agenda item involving business, professional, trade, and land use licenses or permits and all other entitlements for use, if they received more than \$250 in campaign contributions from the applicant or contractor, an agent of the applicant or contractor, or any financially interested participant within the 12 months prior to the final decision; and for 12 months following the date of the final decision, a Member of the Board shall not accept, solicit, or direct a campaign contribution of \$250 or more from the applicant or contractor, an agent of the applicant or contractor, or any financially interested participant. The foregoing statements do not constitute legal advice. Parties, participants, and their agents are urged to consult their own legal counsel regarding the requirements of the law. For more information about these disclosures, visit www.sfethics.org.

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Title II of the ADA requires that all programs offered through the state and local government such as the City and County of San Francisco be accessible and usable to people with disabilities. The ADA and City policy require that people with disabilities have equal access to all City services, activities, and benefits. If you believe your rights under the ADA are violated, contact the ADA Coordinator. Ordinance No. 90-10 added Section 2A.22.3 to the Administrative Code, which adopted a Citywide Americans with Disabilities Act Reasonable Modification Policy.

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Commissions, boards, councils, and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review. For information on your rights under the Sunshine Ordinance (San Francisco Administrative Code, Chapter 67) or to report a violation of the ordinance, contact by mail Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102; phone at (415) 554-7724; fax at (415) 554-5163; or by email at sotf@sfgov.org. Citizens may obtain a free copy of the Sunshine Ordinance by printing the San Francisco Administrative Code, Chapter 67, on the Internet at www.sfbos.org/sunshine.

Ethics Requirements

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance (Campaign & Governmental Conduct Code, Section 2.100) to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the Ethics Commission at 25 Van Ness Avenue, Suite 220, San Francisco, CA 94102; (415) 252-3100; fax (415) 252-3112; website www.sfgov.org/ethics.

Under Campaign and Governmental Conduct Code, Section 1.127, no person or entity with a financial interest in a land use matter pending before the Board of Appeals, Board of Supervisors, Building Inspection Commission, Commission on Community Investment and Infrastructure, Historic Preservation Commission, Planning Commission, Port Commission, or the Treasure Island Development Authority Board of Directors, may make a campaign contribution to a member of the Board of Supervisors, the Mayor, the City Attorney, or a candidate for any of those offices, from the date the land use matter commenced until 12 months after the board or commission has made a final decision, or any appeal to another City agency from that decision has been resolved. For more information about this restriction, visit www.sfethics.org.

ROLL CALL AND PLEDGE OF ALLEGIANCE

Pursuant to Board Rule 4.7.1 the President shall present the ancestral homeland acknowledgement of the Ramaytush Ohlone, who are the original inhabitants of the San Francisco Peninsula.

COMMUNICATIONS

APPROVAL OF MEETING MINUTES

Approval of the March 5, 2024, and March 12, 2024, Board Meeting Minutes.

AGENDA CHANGES

CONSENT AGENDA

All matters listed hereunder constitute a Consent Agenda, are considered to be routine by the Board of Supervisors and will be acted upon by a single roll call vote of the Board. There will be no separate discussion of these items unless a member of the Board so requests, in which event the matter shall be removed from the Consent Agenda and considered as a separate item.

Questions on the Consent Agenda are on final passage, first reading, adoption, or approved, as indicated.

Items 1 through 13

Recommendation of the Budget and Appropriations Committee

Present: Supervisors Chan, Mandelman, Melgar, Walton

1. [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)

 04/02/2024; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Government Audit and Oversight Committee

Present: Supervisors Preston, Stefani, Chan

- 2. **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)

04/02/2024; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

- 3. **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)

04/02/2024; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

- 4. **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)

04/02/2024; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

- 5. **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)

04/02/2024; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Present: Supervisors Preston, Chan, Mandelman

6. [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.

04/02/2024; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Present: Supervisors Preston, Stefani, Chan

7. [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)

04/02/2024; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

8. [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)

04/02/2024; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

9. [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)

04/02/2024; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Land Use and Transportation Committee

Present: Supervisors Melgar, Preston, Peskin

10. **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.

04/02/2024; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

11. **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)

04/02/2024; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

12. [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)

04/02/2024; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendation of the Rules Committee

Present: Supervisors Ronen, Walton, Safai

13. [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)

04/02/2024; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

REGULAR AGENDA

NEW BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Chan, Mandelman, Melgar

14. [231153](#) **[Lease Amendment - DFS Group, L.P. - The International Terminal Duty Free and Luxury Lease - Modify and Extend a Reduced Percentage Rent Structure to December 31, 2026 - Establish a Temporarily Reduced Minimum Annual Guarantee - \$30,000,000]**
Resolution approving Amendment No. 4 to the International Terminal Duty Free and Luxury Store Lease No. 17-0303 between DFS Group, L.P. and the City and County of San Francisco, acting by and through its Airport Commission, which continues the temporary reduced Percentage Rent structure, but increases the percentage amount to 36% of gross revenues, commencing with Lease Year 5 (2024) and continuing through Lease Year 7 (2026), and establishing a temporarily reduced Minimum Annual Guarantee of \$30,000,000 for Lease Year 5, adjusting annually in accordance with the Lease through Lease Year 7, with the original Base Rent structure recommencing in Lease Year 8 (2027), with each such rent accommodation being conditioned upon Tenant's timely completion of the construction of its remaining facilities in Harvey Milk Terminal 1 no later than December 31, 2024, with no change to the 14-year term, to be effective upon approval of this Resolution. (Airport Commission)
- (Fiscal Impact)
- Question: Shall this Resolution be ADOPTED?**
15. [240190](#) **[Agreement Amendment - Santa Clara Valley Water District - Long-Term Operation and Maintenance of Intertie Facility]**
Resolution approving the Second Amendment to the Agreement between the San Francisco Public Utilities Commission (SFPUC) and Santa Clara Valley Water District (District) for long-term operation and maintenance of the Intertie Facility located in Milpitas pursuant to Charter, Section 9.118, to re-designate the District as the Operation and Maintenance (O&M) Party of the Intertie Facility from July 1, 2024, through June 30, 2029, with the SFPUC and the District meeting and conferring before the end of the five-year period to determine, by mutual written agreement, which of them shall be the O&M Party beyond June 30, 2029. (Public Utilities Commission)
- Question: Shall this Resolution be ADOPTED?**

16. [240264](#) **[Authorizing Expenditures - SoMa Community Stabilization Fund - \$890,000]**
Sponsors: Mayor; Dorsey
Resolution authorizing the Mayor's Office of Housing and Community Development to expend SoMa Community Stabilization Fund dollars in the amount of up to \$890,000 to address various impacts of destabilization on residents and businesses in SoMa from July 1, 2024, through June 30, 2025. (Mayor's Office of Housing and Community Development)

(Fiscal Impact)

Question: Shall this Resolution be ADOPTED?
17. [240266](#) **[Accept and Expend Grant - Retroactive - Governor's Office of Business and Economic Development - Union Square Park Revitalization - \$2,000,000]**
Sponsor: Mayor
Resolution retroactively authorizing the Recreation and Park Department to accept and expend a \$2,000,000 Grant from the Governor's Office of Business and Economic Development for the Union Square Park Revitalization for the period of January 1, 2024, through December 31, 2026; to enter into a Grant Contract with the Governor's Office of Business and Economic Development; and to authorize the General Manager of the Recreation and Park Department to enter into any modifications and amendments to the Grant Contract that do not materially increase the obligations or liabilities of the City. (Recreation and Park Department)

Question: Shall this Resolution be ADOPTED?
18. [240267](#) **[Accept and Expend Grant - Retroactive - California Department of Justice - Tobacco Grant Award Notification Fiscal Year 2023-24 - \$2,888,144]**
Sponsors: Mayor; Dorsey, Walton, Melgar and Mandelman
Resolution retroactively authorizing the Department of Public Health to accept and expend a grant in the amount of \$2,888,144 from the California Department of Justice for participation in a program, entitled "Tobacco Grant Award Notification Fiscal Year 2023-24," for the period of January 1, 2024, through June 30, 2026.

Question: Shall this Resolution be ADOPTED?
19. [240268](#) **[Accept and Expend Grant - Retroactive - San Francisco General Hospital Foundation - Transform Mental and Behavioral Health - \$909,095]**
Sponsors: Mayor; Mandelman and Ronen
Resolution retroactively authorizing the Department of Public Health to accept and expend a grant in the amount of \$909,095 from the San Francisco General Hospital Foundation for participation in a program, entitled "Transform Mental and Behavioral Health," for the period of September 30, 2023, through September 29, 2028. (Public Health Department)

Question: Shall this Resolution be ADOPTED?

Recommendations of the Government Audit and Oversight Committee

Present: Supervisors Preston, Stefani, Chan

20. [240262](#) **[Administrative Code - Community Opportunity to Purchase Act]**
Sponsors: Peskin; Preston and Chan
Ordinance amending the Administrative Code to require owners of multifamily residential buildings to provide notice to the Mayor's Office of Housing and Community Development and qualified nonprofit organizations of foreclosure proceedings related to said multifamily residential buildings; and add a deed in lieu of foreclosure in the definition of a "Sale of a Multi-Family Residential Building" as a type of transfer that requires notice to qualified nonprofit organizations, right of first offer, and right of first refusal for a multifamily residential building under the Community Opportunity to Purchase Act.
Question: Shall this Ordinance be PASSED ON FIRST READING?
21. [230578](#) **[Noe Valley Community Benefit District - Annual Report - FY2021-2022]**
Sponsor: Mandelman
Resolution receiving and approving an annual report for the Noe Valley Community Benefit District for Fiscal Year (FY) 2021-2022, submitted as required by the Property and Business Improvement District Law of 1994 (California Streets and Highways Code, Sections 36600, et seq.), Section 36650, and the District's management agreement with the City, Section 3.4.
Question: Shall this Resolution be ADOPTED?
22. [230579](#) **[Castro Community Benefit District - Annual Report - FY2021-2022]**
Sponsor: Mandelman
Resolution receiving and approving an annual report for the Castro Community Benefit District for Fiscal Year (FY) 2021-2022, submitted as required by the Property and Business Improvement District Law of 1994 (California Streets and Highways Code, Sections 36600, et seq.), Section 36650, and the District's Management Agreement with the City, Section 3.4.
Question: Shall this Resolution be ADOPTED?
23. [231279](#) **[Discover Polk Community Benefit District - Annual Report - FY2021-2022]**
Sponsor: Peskin
Resolution receiving and approving an annual report for the Discover Polk Community Benefit District for Fiscal Year (FY) 2021-2022, submitted as required by the Property and Business Improvement District Law of 1994 (California Streets and Highways Code, Sections 36600, et seq.), Section 36650, and the District's management agreement with the City, Section 3.4.
Question: Shall this Resolution be ADOPTED?

24. [240211](#) **[Umbrella Memorandum of Understanding - SFPUC - SFUSD - Installation, Operation and Maintenance of Green Infrastructure]**
Sponsors: Melgar; Mandelman
Resolution approving the Umbrella Memorandum of Understanding between the San Francisco Public Utilities Commission (SFPUC) and the San Francisco Unified School District (SFUSD), and establishing a partnership framework for SFPUC's installation and operation of various green infrastructure projects on SFUSD properties, with a total term of 40 years from June 1, 2024, through June 30, 2064, pursuant to Charter, Section 9.118.
- Question: Shall this Resolution be ADOPTED?**

Recommendation of the Land Use and Transportation Committee

Present: Supervisors Melgar, Preston

25. [240269](#) **[Authorizing the Mayor's Office of Housing and Community Development to Apply for The Prohousing Designation Program]**
Sponsor: Mayor
Resolution authorizing the City and County of San Francisco, acting by and through the Mayor's Office of Housing and Community Development (MOHCD), to submit an application to and participate in the Prohousing Designation Program administered by the California Department of Housing and Community Development. (Mayor's Office of Housing and Community Development)
- Question: Shall this Resolution be ADOPTED?**

Recommendations of the Public Safety and Neighborhood Services Committee

Present: Supervisors Stefani, Engardio, Dorsey

26. [240185](#) **[Liquor License Issuance - 325 Leavenworth Street - Kim Huong Cafe]**
Resolution determining that the issuance of a Type-40 on-sale beer liquor license to Tyrone Yaer Pang, to do business as Kim Huong Cafe, located at 325 Leavenworth Street (District 5), 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 conditions on the issuance of the license. (Public Safety and Neighborhood Services Committee)
- Question: Shall this Resolution be ADOPTED?**

27. [240186](#) **[Liquor License Issuance - 1538 Fillmore Street - Origin Boutique Nightclub]**
Resolution determining that the issuance of a Type-90 on-sale general music venue liquor license to Fillmore Entertainment Group, LLC, to do business as Origin Boutique Nightclub located at 1538 Fillmore Street (District 5), 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 conditions on the issuance of the license. (Public Safety and Neighborhood Services Committee)
- Question: Shall this Resolution be ADOPTED?**

Recommendations of the Rules Committee

Present: Supervisors Ronen, Walton, Safai

28. [231192](#) **[Administrative Code - Shared Space at 1429 Mendell Street Parklet]**
Sponsor: Walton
Ordinance waiving specified requirements in the Administrative Code to allow a food service shared space located at 1429 Mendell Street to be considered as a curbside shared space, subject to certain requirements; and affirming the Planning Department's determination under the California Environmental Quality Act.
- Question: Shall this Ordinance be PASSED ON FIRST READING?**
29. [240187](#) **[Mayoral Reappointment, Municipal Transportation Agency Board of Directors - Janet Tarlov]**
Motion approving the Mayor's nomination for reappointment of Janet Tarlov to the Municipal Transportation Agency Board of Directors, term ending March 1, 2028. (Clerk of the Board)
- (Charter, Section 8A.102(a), provides that the Board of Supervisors shall confirm the Mayor's appointment by a majority (six votes) of the Board of Supervisors after a public hearing. Transmittal Date: February 29, 2024.)
- Question: Shall this Motion be APPROVED?**
30. [240188](#) **[Mayoral Reappointment, Municipal Transportation Agency Board of Directors - Fiona Hinze]**
Motion approving the Mayor's nomination for reappointment of Fiona Hinze to the Municipal Transportation Agency Board of Directors, term ending March 1, 2028. (Clerk of the Board)
- (Charter, Section 8A.102(a), provides that the Board of Supervisors shall confirm the Mayor's appointment by a majority (six votes) of the Board of Supervisors after a public hearing. Transmittal Date: February 29, 2024.)
- Question: Shall this Motion be APPROVED?**

Present: Supervisors Ronen, Walton

31. [240215](#) **[Appointment, Treasury Oversight Committee - Kevin Kone]**
Motion approving the Treasurer’s nomination of Kevin Kone (residency requirement waived), term ending June 17, 2026, to the Treasury Oversight Committee. (Clerk of the Board)
- Question: Shall this Motion be APPROVED?**

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

32. ROLL CALL FOR INTRODUCTIONS

Roll call for introduction of ordinances, resolutions, charter amendments, requests for hearings, letters of inquiry, letters of request to the City Attorney and Board Members' reports on their regional body activities.

33. PUBLIC COMMENT

An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes.

Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures were introduced for adoption without committee reference. A unanimous vote is required for adoption of these resolutions today. Any Supervisor may require any resolution to go to committee.

Questions on the For Adoption Without Committee Reference Agenda are on for adoption, or approved, as indicated.

(PUBLIC COMMENT for Items 34 through 41 will be taken during Item 33 - General Public Comment.)

Items 34 through 41

34. [240344](#) **[National Donate Life Month - April 2024]**
Sponsors: Mandelman; Melgar
Resolution declaring April 2024 as National Donate Life Month in the City and County of San Francisco.
- 04/02/2024; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**
35. [240345](#) **[Supporting California State Senate Bill No. 1012 (Wiener) - To Allow Supervised Therapeutic Use of Psychedelics]**
Sponsors: Mandelman; Ronen and Melgar
Resolution supporting California State Senate Bill No. 1012, introduced by Senator Scott Wiener, the Regulated Psychedelic-Assisted Therapy Act and the Regulated Psychedelic Substances Control Act.
- 04/02/2024; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**
36. [240346](#) **[Supporting California State Senate Bill No. 1031 (Wiener, Wahab) - The Connect Bay Area Act]**
Sponsors: Mandelman; Ronen, Melgar and Engardio
Resolution supporting California State Senate Bill No. 1031, introduced by Senators Scott Wiener and Aisha Wahab, to authorize a Bay Area transit funding ballot measure as early as November 2026 and to provide for an assessment of the benefits of consolidation of Bay Area transit agencies and integration of Bay Area transit systems.
- 04/02/2024; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- Question: Shall this Resolution be ADOPTED?**

37. [240356](#) **[Supporting California State Assembly Bill No. 886 (Wicks) - California Journalism Preservation Act]**
Sponsor: Peskin
Resolution supporting California State Assembly Bill No. 886, the California Journalism Preservation Act, authored by Assembly Member Buffy Wicks, requiring social media companies to remit a journalism usage fee to each eligible digital news publisher, equal to a percentage of the social media company's advertising revenue.

04/10/2024; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?
38. [240291](#) **[Committee of the Whole - Report of Assessment Costs for Sidewalk Inspection and Repair Program - May 7, 2024, at 4:00 p.m.]**
Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on May 7, 2024, at 4:00 p.m., to hold a public hearing on a Resolution approving a report of assessment costs submitted by the Director of Public Works for work done or caused to be done through the Sidewalk Inspection and Repair Program pursuant to Public Works Code, Section 706.9, and Administrative Code, Chapter 80, the cost thereof having been paid for by the City and County out of a revolving fund. (Clerk of the Board)

04/02/2024; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?
39. [240294](#) **[Committee of the Whole - Report of Assessment Costs for Blighted Properties - Accelerated Sidewalk Abatement Program - May 7, 2024, at 4:00 p.m.]**
Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on May 7, 2024, at 4:00 p.m., to hold a public hearing on a Resolution approving a report of assessment costs submitted by the Director of Public Works for inspection and/or repair of blighted properties ordered to be performed by said Director pursuant to Administrative Code, Chapter 80, the costs thereof having been paid for out of a blight abatement fund. (Clerk of the Board)

04/02/2024; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?
40. [240328](#) **[Reappointment, Child Care Planning and Advisory Council - Savitha Moorthy]**
Motion reappointing Savitha Moorthy (residency requirement waived), term ending September 14, 2026, to the Child Care Planning and Advisory Council. (Clerk of the Board)

04/02/2024; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

41. [240351](#) [Presidential Appointment, Park, Recreation, and Open Space Advisory Committee - Eric Randall]

Motion appointing Eric Randall, term ending September 1, 2025, to the Park, Recreation, and Open Space Advisory Committee. (Clerk of the Board)

04/10/2024; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

42. IMPERATIVE AGENDA

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding. Each motion requires eight (8) votes or a unanimous six (6) or seven (7). A unanimous vote is required for the resolution(s).

[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."

[Purely Commendatory Finding]

Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

[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.

(PUBLIC COMMENT WILL BE TAKEN on any Imperative Agenda item introduced.)

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

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

Legislation Introduced will appear on the Final Minutes for this meeting. Once the Legislation Introduced is approved, it will be available on http://www.sfbos.org/legislation_introduced.

Introduced at the Request of a Department

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

PROPOSED ORDINANCES

240352 **[Settlement of Lawsuit - Mary Manning and Richard Manning - \$299,999]**
Ordinance authorizing settlement of the lawsuit filed by Mary Manning and Richard Manning against the City and County of San Francisco for \$299,999; the lawsuit was filed on May 23, 2022, in San Francisco Superior Court, Case No. CGC-22-599750; entitled Mary Manning and Richard Manning v. City and County of San Francisco; the lawsuit involves an alleged personal injury on a City sidewalk. (City Attorney)

04/03/2024; RECEIVED FROM DEPARTMENT.

04/16/2024; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

240353 **[Planning Code - Landmark Designation - The Gregangelo Museum]**
Ordinance amending the Planning Code to designate The Gregangelo Museum, located at 225 San Leandro Way, Assessor's Parcel Block No. 3253, Lot No. 015, as a Landmark consistent with the standards set forth in Article 10 of the Planning Code; affirming the Planning Department's determination under the California Environmental Quality Act; and making public necessity, convenience, and welfare findings under Planning Code, Section 302, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Historic Preservation Commission)

04/04/2024; RECEIVED FROM DEPARTMENT.

04/16/2024; ASSIGNED UNDER 30 DAY RULE to the Land Use and Transportation Committee.

PROPOSED RESOLUTIONS

240354 **[Agreement Amendment - Carahsoft Technology Corporation - Not To Exceed \$20,625,109]**
Resolution approving a second amendment to the agreement between the Department of Technology, Office of Contract Administration and Carahsoft Technology Corporation for Salesforce Enterprise Products, increasing the agreement amount by \$10,900,109 for a new not to exceed amount of \$20,625,109 and extending the term for an additional five years from June 30, 2025, for a total term of July 1, 2016, through June 30, 2030. (Department of Technology)

03/28/2024; RECEIVED FROM DEPARTMENT.

04/16/2024; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

240355 [Mental Health Services Act - Three-Year Program and Expenditure Plan - FYs 2023-2026]

Resolution authorizing adoption of the San Francisco Mental Health Services Act Three-Year Program and Expenditure (Integrated Plan) for Fiscal Years (FYs) 2023-2026. (Public Health Department)

04/01/2024; RECEIVED FROM DEPARTMENT.

04/16/2024; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

240357 [Petitions and Communications]

Petitions and Communications received from March 28, 2024, through April 11, 2024, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on April 16, 2024.

Personal information that is provided in communications to the Board of Supervisors is subject to disclosure under the California Public Records Act and the San Francisco Sunshine Ordinance. Personal information will not be redacted.

From the Office of the Mayor, pursuant to Charter, Section 3.100, submitting an Acting-Mayor Notice designating Supervisor Rafael Mandelman as Acting-Mayor effective Saturday, April 13, 2024 at 1:00 p.m. until 11:59 p.m. on Sunday, April 14, 2024; further designating Supervisor Matt Dorsey as Acting-Mayor effective Monday, April 15, 2024 at 12:00 a.m. until 11:59 p.m. on Tuesday, April 16, 2024; further designating Supervisor Joel Engardio as Acting-Mayor on Wednesday, April 17, 2024 at 12:00 a.m. until Thursday, April 18, 2024 at 11:59 p.m.; and further designating Supervisor Catherine Stefani as Acting-Mayor from Friday, April 19, 2024 at 12:00 a.m. until Sunday, April 21, 2024 at 1:40 p.m. Copy: Each Supervisor. (1)

From the California Department of Justice (Cal DOJ), regarding Cal DOJ's Memorandum of Understanding with the City of San Francisco and the San Francisco Police Department (SFPD). Copy: Each Supervisor. (2)

From the California Fish and Game Commission, submitting notices of revised proposed regulatory language. 2 Notices. Copy: Each Supervisor. (3)

From the Office of the Controller (CON), pursuant to Charter, Section 3.105, and Appendix F, submitting a report on the audit of the agreements between Community Housing Partnership, doing business as HomeRise, and the City and County of San Francisco. Copy: Each Supervisor. (4)

From the Office of the Controller (CON), pursuant to Charter, Section 3.105, and Appendix F, submitting a report on its assessment of three procurements of the San Francisco Public Utilities Commission (SFPUC). Copy: Each Supervisor. (5)

From the Office of the Controller (CON), pursuant to Charter, Section 3.105, and Administrative Code, Chapter 2A.19, submitting the March update to the Five-Year Financial Plan (Joint Report). Copy: Each Supervisor. (6)

From the Office of Economic and Workforce Development (OEWD) CityBuild Program, submitting a request for an extension to submit the 2024 Local Hire Annual Report. Copy: Each Supervisor. (7)

From the Office of the Controller (CON), pursuant to Ordinance No. 216-23, submitting a policy on Multi-Year Contracting with Inflation Rates for Nonprofit Suppliers. File No. 230483. Copy: Each Supervisor. (8)

From the San Francisco Police Department (SFPD), pursuant to Ordinance No. 205-22, submitting the Q4 2023 (October, November, December 2023) Quarterly Report on Department Use of Non-City Entity Cameras Policy. File No. 220606. Copy: Each Supervisor. (9)

From the San Francisco Rent Board, pursuant to Administrative Code, Chapter 37, Section 37.6(j), submitting a 2023-2024 Rent Board Annual Report on Eviction Notices. Copy: Each Supervisor. (10)

From the Office of the Controller (CON), submitting a report on the Status of the San Francisco Economy as of March 2024. Copy: Each Supervisor. (11)

From the Department of Public Health (DPH), submitting a report on Vision Zero traffic fatalities for February 2024. Copy: Each Supervisor. (12)

From the San Francisco Youth Commission, submitting a Budget and Policy Priorities Report for Fiscal Years (FY) 2024-2025 and 2025-2026. Copy: Each Supervisor. (13)

From the San Francisco Municipal Transportation Agency (MTA), submitting an agenda for an Interdepartmental Staff Committee on Traffic and Transportation for Temporary Street Closures (ISCOTT) for a meeting on April 11, 2024. Copy: Each Supervisor. (14)

From the San Francisco Public Utilities Commission (SFPUC), pursuant to Administrative Code, Section 21.43, submitting a Power Quarterly Report on Delegated Authority Contracts. Copy: Each Supervisor. (15)

From City College of San Francisco (CCSF), submitting a response to a Letter of Inquiry issued by Supervisor Rafael Mandelman at the January 30, 2024, Board of Supervisors meeting. Copy: Each Supervisor. (16)

From the Office of the City Attorney (CAT), regarding the proposed 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." File No. 240329. Copy: Each Supervisor. (17)

From the Department of Public Health (DPH), pursuant to Administrative Code, Section 10.170-1(H), regarding a grant line item budget revision in excess of 15%. Copy: Each Supervisor. (18)

From the Department on the Status of Women (WOM), submitting a Monthly Update on the Status of Abortion Rights. Copy: Each Supervisor. (19)

From the San Francisco Public Utilities Commission (SFPUC), pursuant to Ordinance No. 101-20, submitting a Quarterly Report (January - March 2024) on the Status of the Green Infrastructure Grant Program. File No. 200454. Copy: Each Supervisor. (20)

From various departments, pursuant to Administrative Code, Section 12B.5-1(d)(1), submitting approved Chapter 12B Waiver Request Forms. 9 Forms. Copy: Each Supervisor. (21)

From John Scheid, regarding the Hearing of persons interested in or objecting to the determination of exemption from environmental review under the California Environmental Quality Act issued as a Categorical Exemption by the Planning Department on December 14, 2023, for the proposed project at 72 Harper Street. File No. 240246. Copy: Each Supervisor. (22)

From Elizabeth Stahl, regarding quality-of-life concerns. Copy: Each Supervisor. (23)

From the San Francisco Taxi Workers Alliance, regarding the proposed reinstatement of taxi fees. Copy: Each Supervisor. (24)

From Sutter Health, pursuant to California Health and Safety Code, Section 1255.25, submitting a notice of intention to move or close hospital licensed services. Copy: Each Supervisor. (25)

From Volta Charging Industries, LLC, submitting Worker Adjustment and Retraining Notification (WARN) Act notice. Copy: Each Supervisor. (26)

From Eileen Boken, regarding the proposed Ordinance amending the Administrative Code to require owners of multifamily residential buildings to provide notice to the Mayor's Office of Housing and Community Development (MOHCD) and qualified nonprofit organizations of foreclosure proceedings related to said multifamily residential buildings. File No. 240262. Copy: Each Supervisor. (27)

From members of the public, regarding the proposed 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. File No. 230314. 2 Letters. Copy: Each Supervisor. (28)

From members of the public, regarding the 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. File No. 240162. 5 Letters. Copy: Each Supervisor. (29)

From Sudi Skull, regarding the Resolution urging the California Public Utilities Commission to require lasting protection and to identify an alternative Carrier of Last Resort (COLR) to preserve guaranteed access to basic phone service for those who are most vulnerable as a condition of approval of AT&T's request to relinquish its COLR and Eligible Telecommunications Carrier (ETC) Designations. File No. 240245; Resolution No. 132-24. Copy: Each Supervisor. (30)

From Advocates for Empowerment CA, regarding homelessness policy. Copy: Each Supervisor. (31)

From the Arei Group, regarding affordable housing. Copy: Each Supervisor. (32)

From The Green Cross, regarding the Resolution retroactively extending by 90 days the prescribed time within which the Planning Commission may render its decision on an Ordinance (File No. 230988) amending the Planning Code to require a minimum distance of 600 feet between a Cannabis Retail Use and daycare centers, exempt pending applications from that distance requirement, and establish an 18-month period of discontinuance of a Cannabis Retail Use as abandonment of the business, preventing its restoration except as a new Cannabis Retail Use. File No. 231283, Resolution No. 012-24. Copy: Each Supervisor. (33)

From Michael Petrelis, regarding pedestrian safety at Jane Warner Plaza. Copy: Each Supervisor. (34)

From California Nurses Association, regarding the Resolution supporting California Assembly Bill No. 1400, authored by Assembly Member Ash Kalra, and co-authored by Assembly Members Alex Lee and Miguel Santiago, to establish the CalCare Act that would state the intent of the legislature to enact legislation that would establish a comprehensive universal single-payer health care coverage program and a health care cost control system for the benefit of all residents of the state. File No. 210263,; Resolution No. 125-21. Copy: Each Supervisor. (35)

From Mark Andrews and Jason Schlachet, regarding an alcoholic beverage license for a business located at 2565 Mission Street. Copy: Each Supervisor. (36)

From Don Staley, regarding HomeRise. Copy: Each Supervisor. (37)

From Aaron Goodman, regarding bike lanes near the City College of San Francisco (CCSF) Ocean Campus. Copy: Each Supervisor. (38)

From Norman Degelman, regarding the Hearing of the Board of Supervisors sitting as a Committee of the Whole on Tuesday, September 26, 2023, at 3:00 p.m., to hold a public hearing on Laguna Honda Hospital's Strategy for Recertification and the Submission of a Closure and Patient Transfer and Relocation Plan. File No. 230035. Copy: Each Supervisor. (39)

From members of the public, regarding the Resolution urging the Municipal Transportation Agency (MTA) to develop and implement a plan for No Turn On Red (NTOR) at every signalized intersection in San Francisco and approve a citywide NTOR policy. File No. 231016; Resolution No. 481-23. 38 Letters. Copy: Each Supervisor. (40)

From members of the public, regarding the Ordinance amending the Planning Code to modify density limits in the Northeast Waterfront Historic District, the Jackson Square Historic District, and the Jackson Square Historic District Extension, except for projects in those areas using the Commercial to Residential Adaptive Reuse Program. File No. 231079; Ordinance No. 059-24. 4 Letters. Copy: Each Supervisor. (41)

From members of the public, regarding the proposed Ordinance amending the Administrative Code to provide that the general obligation bond passthrough from landlords to tenants shall be calculated based on the amount the property tax rate has increased due to general obligation bonds since the tenant's move-in date or 2005, whichever is later; and to allow tenants to seek relief from general obligation bond passthroughs based on financial hardship. File No. 240174. Copy: Each Supervisor. (42)

From members of the public, regarding pedestrian safety at the intersection of Fulton Street and Arguello Boulevard. 43 Letters. Copy: Each Supervisor. (43)

From members of the public, regarding John F. Kennedy Drive. 2 Letters. Copy: Each Supervisor. (44)

From members of the public, regarding pedestrian safety at West Portal Avenue and Ulloa Street. 93 Letters. Copy: Each Supervisor. (45)

From members of the public, regarding the San Francisco Planning Department's (CPC) Expanding Housing Choice, Housing Element Zoning Program. 104 Letters. (46)

From members of the public, regarding feces in public spaces. 5 Letters. Copy: Each Supervisor. (47)

From members of the public, regarding the proposed Ordinance amending a Development Agreement between the City and County of San Francisco and Treasure Island Community Development, LLC, a California limited liability company, for the Treasure Island project and to amend the Financing Plan (File No. 240198); the proposed Ordinance amending the Planning Code to revise the Treasure Island/Yerba Buena Island Special Use District (SUD), to update the Treasure Island Bulk and Massing figure, to make the process for amendments to the Design for Development document more flexible, and to provide for additional circumstances that may authorize Minor Modifications to the standards in the SUD and Design for Development (File No. 240199); the proposed Resolution approving an Amended and Restated Disposition and Development Agreement between the Treasure Island Development Authority and Treasure Island Community Development, LLC, for certain real property located on Treasure Island and Yerba Buena Island, including changes to the attached Financing Plan (File No. 240202); and the proposed Resolution endorsing the joint aspirational statement of the public, nonprofit, and private entities

known as the Treasure Island Development Authority (TIDA), One Treasure Island (OTI), and Treasure Island Community Development (TICD) (File No. 240207). 6 Letters. Copy: Each Supervisor. (48)

ADJOURNMENT