



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, October 29, 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 Walton, Safai, Peskin

Meeting Days

Wednesday
1:30 PM

Wednesday
9:00 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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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 September 17, 2024, and September 24, 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 10

Recommendations of the Government Audit and Oversight Committee

Present: Supervisors Preston, Chan

1. [240823](#) **[Settlement of Lawsuit - San Francisco Apartment Association, San Francisco Association of Realtors, Coalition for Better Housing, and Small Property Owners of San Francisco Institute - \$93,000]**
Ordinance authorizing settlement of the lawsuit filed by San Francisco Apartment Association, San Francisco Association of Realtors, Coalition for Better Housing, and Small Property Owners of San Francisco Institute against the City and County of San Francisco for \$93,000; the lawsuit was filed on May 12, 2020, in San Francisco County Superior Court, Case No. CPF 20-517087; 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. 36-20, which amended San Francisco Administrative Code § 37.9E to revise the requirements that landlord must follow when engaging in buyout negotiations with tenants. (City Attorney)
Question: Shall this Ordinance be PASSED ON FIRST READING?

2. [240824](#) **[Settlement of Lawsuits - Park Hotels & Resorts Inc. - Stipulated Assessed Value of \$140,700,000 and Refund of \$943,740 Plus Statutory Interest]**
Ordinance authorizing settlement of two related lawsuits filed by Park Hotels & Resorts Inc. et al. against the City and County of San Francisco concerning the real property located at 555 North Point, San Francisco, CA (Assessor's Parcel Block No. 0029, Lot No. 007) (the "Subject Property") for a stipulated assessed value of the Subject Property of \$140,700,000 as of September 17, 2019, contingent upon the Assessment Appeals Board's approval, and a refund of \$943,740 plus statutory interest; the first lawsuit was filed on August 7, 2023, in San Francisco Superior Court, Case No. CGC-23-608156; entitled Park Hotels & Resorts Inc., et al. v. City and County of San Francisco; the second lawsuit was filed on June 27, 2023, in San Francisco Superior Court, Case No. CGC-23-607311; entitled Park Hotels & Resorts Inc. v. City and County of San Francisco, et al.; the lawsuits involve the assessed value of the Subject Property for property tax purposes as of the September 17, 2019 change in ownership date and a transfer tax refund. (City Attorney)
Question: Shall this Ordinance be PASSED ON FIRST READING?

3. [240825](#) **[Settlement of Lawsuits - Park Hotels & Resorts Inc. - Stipulated Assessed Value of \$93,237,202 and Refund of \$785,531 Plus Statutory Interest]**
Ordinance authorizing settlement of two related lawsuits filed by Park Hotels & Resorts Inc. et al. against the City and County of San Francisco concerning the real property located at 542-550 Geary Street, San Francisco, CA (Assessor's Parcel Block No. 0305, Lot No. 008 and Assessor's Parcel Block No. 0305, Lot No. 009) (the "Subject Property") for a stipulated assessed value of \$93,237,202 as of September 18, 2019, contingent upon the Assessment Appeals Board's approval, and a refund of \$785,531 plus statutory interest; the first lawsuit was filed on August 18, 2023, in San Francisco Superior Court, Case No. CGC-23-608476; entitled Park Hotels & Resorts Inc., et al. v. City and County of San Francisco; the second lawsuit was filed on June 27, 2023, in San Francisco Superior Court, Case No. CGC-23-607309; entitled Park Hotels & Resorts Inc. v. City and County of San Francisco, et al.; the lawsuits involve the assessed value of the Subject Property for property tax purposes as of the September 18, 2019 change in ownership date and a transfer tax refund. (City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

4. [240826](#) **[Settlement of Lawsuits - Park Hotels & Resorts Inc. - Stipulated Assessed Value of \$222,145,336 and Refund of \$1,636,749 Plus Statutory Interest]**
Ordinance authorizing settlement of two related lawsuits filed by Park Hotels & Resorts Inc. et al. against the City and County of San Francisco concerning the real property located at 375 Battery Street, San Francisco, CA (Assessor's Parcel Block No. 0229, Lot No. 020) (the "Subject Property") for a stipulated assessed value of the Subject Property of \$222,145,336 as of September 18, 2019, contingent upon the Assessment Appeals Board's approval, and a refund of \$1,636,749, plus statutory interest; the first lawsuit was filed on August 18, 2023, in San Francisco Superior Court, Case No. CGC-23-608468; entitled Park Hotels & Resorts Inc., et al. v. City and County of San Francisco; the second lawsuit was filed on June 27, 2023, in San Francisco Superior Court, Case No. CGC-23-607304; entitled Park Hotels & Resorts Inc. v. City and County of San Francisco, et al.; the lawsuits involve the assessed value of the Subject Property for property tax purposes as of the September 18, 2019, change in ownership date and a transfer tax refund. (City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

5. [240894](#) **[Settlement of Lawsuit - Yulanda Williams - \$625,000]**
Ordinance authorizing settlement of the lawsuit filed by Yulanda Williams against the City and County of San Francisco for \$625,000; the lawsuit was filed on May 29, 2019, in San Francisco Superior Court, Case No. CGC-19-576323; entitled Yulanda Williams v. City and County of San Francisco et al.; the lawsuit involves an employment dispute. (City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

6. [240895](#) **[Settlement of Lawsuit - Jane Doe - \$200,000]**
Ordinance authorizing settlement of the lawsuit filed by Jane Doe against the City and County of San Francisco for \$200,000; the lawsuit was filed on September 12, 2022, in United States District Court, Northern District of California, Case No. 22-cv-05179; entitled Jane Doe v. City and County of San Francisco, et al.; the lawsuit involves an alleged civil rights violation. (City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

7. [240896](#) **[Settlement of Lawsuit - Barnard Jones and Patricia Farrell - \$475,000]**
Ordinance authorizing settlement of the lawsuit filed by Barnard Jones and Patricia Farrell against the City and County of San Francisco for \$475,000; the lawsuit was filed on June 28, 2023, in San Francisco Superior Court, Case No. CGC-23-607339; entitled Barnard Jones, et al. v. City and County of San Francisco, et al.; the lawsuit involves alleged personal injury on a City street. (City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

8. [240831](#) **[Settlement of Unlitigated Claim - Bechtel Group, Inc. - \$43,235.10]**
Resolution approving the settlement of the unlitigated claim filed by Bechtel Group, Inc. against the City and County of San Francisco for \$43,235.10; the claim was filed on May 8, 2024; the claim involves a refund of commercial rents taxes. (City Attorney)

Question: Shall this Resolution be ADOPTED?

Recommendation of the Land Use and Transportation Committee

Present: Supervisors Melgar, Preston, Peskin

9. [240806](#) **[Public Works Code, Planning Code - Fee Waiver for Vicha Ratanapakdee Mosaic Stairway]**
Sponsors: Stefani; Engardio and Mandelman
Ordinance amending the Public Works Code to waive the major encroachment permit fees for a project to install and maintain mosaic tiles on the Vicha Ratanapakdee Way stairs located in the Anza Vista neighborhood between O'Farrell Street and Terra Anza Avenue and amending the Planning Code to waive the General Plan referral fee associated with this encroachment permit; affirming the Planning Commission'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.

10/22/2024; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendation of the Rules Committee

Present: Supervisors Walton, Safai, Peskin

10. [240805](#) **[Administrative Code - Street Teams Reporting]**
Sponsor: Preston
Ordinance amending the Administrative Code to require regular reporting to the Board of Supervisors by the Department of Emergency Management, Department of Homelessness and Supportive Housing, Department of Public Health, and Fire Department, concerning the efficiency and effectiveness of the City's street teams.

10/22/2024; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

REGULAR AGENDA

UNFINISHED BUSINESS

Referred to the Board of Supervisors

The Motion contained in File No. 241051 is referred to the Board of Supervisors in response to the written objections received before or at the public hearing (File No. 240876) held and filed on October 22, 2024, at 5:20 p.m. regarding the amendments to the Bayview Hunters Point Redevelopment Plan and Hunters Point Shipyard Redevelopment Plan (File Nos. 240877, 240878, and 240885). Public comment for these matters was taken and satisfied during the October 22, 2024, Committee of the Whole hearing.

- 11. [241051](#) **[Bayview Hunters Point and Hunters Point Shipyard Redevelopment Plans]**
Motion adopting findings in response to written objections to adoption of amendments to the Bayview Hunters Point Redevelopment Plan and the Hunters Point Shipyard Redevelopment Plan that were delivered to the Clerk of the Board of Supervisors before or at the public hearing on adoption of the Redevelopment Plan amendments, pursuant to the requirements of the California Community Redevelopment Law. (Clerk of the Board)

10/23/2024; REFERRED to the Board of Supervisors.

Question: Shall this Motion be APPROVED?

- 12. [240877](#) **[Redevelopment Plan Amendment - Hunters Point Shipyard]**
Sponsors: Mayor; Walton
Ordinance approving and adopting an amendment to the Redevelopment Plan for the Hunters Point Shipyard Redevelopment Project Area (“HPS”) to authorize the transfer of up to 2,050,000 square feet of research and development and office space from HPS Phase 2 to the Bay View Hunters Point Redevelopment Plan Project Area Zone 1 and extend the Redevelopment Plan time limits for HPS Phase 2; directing the Clerk of the Board to transmit a copy of this Ordinance upon its enactment to the Successor Agency; making findings under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

(Fiscal Impact)

10/22/2024; CONTINUED ON FIRST READING.

Question: Shall this Ordinance be PASSED ON FIRST READING?

13. [240878](#) **[Redevelopment Plan Amendment - Bayview Hunters Point]**

Sponsors: Mayor; Walton

Ordinance approving and adopting an amendment to the Redevelopment Plan for the Bayview Hunters Point Redevelopment Project Area ("BVHP") to authorize the transfer of up to 2,050,000 square feet of research and development and office space from the Hunters Point Shipyard Redevelopment Plan Project Area Phase 2 to BVHP Zone 1 and extend the Redevelopment Plan time limits for BVHP Zone 1; directing the Clerk of the Board to transmit a copy of this Ordinance upon its enactment to the Successor Agency; making findings under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

(Fiscal Impact)

10/22/2024; CONTINUED ON FIRST READING.

Question: Shall this Ordinance be PASSED ON FIRST READING?

14. [240885](#) **[Amendment to Tax Increment Allocation Pledge Agreement for Candlestick Point and Phase 2 of the Hunters Point Shipyard Project]**

Sponsors: Mayor; Walton

Resolution approving an amendment to the Tax Increment Allocation Pledge Agreement between the City and County of San Francisco and the Office of Community Investment and Infrastructure for the pledge of net available tax increment to finance public improvements and affordable housing in furtherance of the Candlestick Point and Phase 2 of the Hunters Point Shipyard Redevelopment Project; adopting findings under the California Environmental Quality Act; and adopting findings that the agreement is consistent with the General Plan, and eight priority policies of Planning Code, Section 101.1.

(Fiscal Impact)

10/22/2024; CONTINUED.

Question: Shall this Resolution be ADOPTED?

Referred Without Recommendation From the Land Use and Transportation Committee

Present: Supervisors Melgar, Preston, Peskin

15. [231268](#) **[Planning Code - Eliminating Public Art Requirement for 100% Affordable Housing Projects]**
Sponsor: Dorsey
Ordinance amending the Planning Code to eliminate the public art requirement for 100% affordable housing projects and provide for the relocation or removal of existing artwork at such projects subject to certain conditions; affirming the Planning Commission's determination under the California Environmental Quality Act; and making findings, including findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

(Supervisor Peskin voted No on First Reading.)

10/22/2024; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

NEW BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Chan, Mandelman, Melgar

16. [240965](#) **[Real Property Acquisition - Market & Noe Center LP - 2280 Market Street - Not to Exceed \$11,620,000; Certain Administrative Code Waivers]**
Sponsors: Mayor; Mandelman, Dorsey, Chan and Melgar
Ordinance 1) approving and authorizing the Director of Property to acquire certain real property located at 2280 Market Street (the "Property"); 2) approving and authorizing a Purchase and Sale Agreement for the acquisition of the Property from Market & Noe Center LP, a California Limited Partnership, for an amount not to exceed \$11,620,000 including closing costs ("Purchase Agreement"); 3) authorizing the Director of Property to make certain modifications to the Purchase Agreement and take certain actions in furtherance of the Purchase Agreement, as defined herein; 4) adopting findings that the Property is exempt surplus land under the California Surplus Land Act; 5) exempting the property management, operation, repair, and maintenance of the Property from the contracting and procurement requirements in Administrative Code, Chapters 6, 14B, and 21, and Labor and Employment Code, Articles 131 and 132; 6) placing the Property under the jurisdiction of the Real Estate Division; 7) authorizing the Director of Property to use revenues generated from the Property for: (a) Property-related costs, (b) 10% of the gross revenues for the Real Estate Division's administrative costs related to the Property, and (c) the remainder to be retained in a segregated account for the benefit of the future LGBTQ+ history museum's capital improvements, operating expenses and reserves, tenant improvements, and programming expenses; and 8) affirming the Planning Department's determination under the California Environmental Quality Act, and adopting the Planning Department's findings that the Purchase Agreement is consistent with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

(Fiscal Impact)

Question: Shall this Ordinance be PASSED ON FIRST READING?

17. [240832](#) **[Contract Agreement - Retroactive - Corporation for Network Initiatives in California - Fiber Optic Network Installation, Occupancy, and Maintenance - Anticipated Revenue to the City \$6,970,000]**
Resolution retroactively authorizing the Department of Technology to enter into a contract with Corporation for Education Network Initiatives in California ("CENIC") and to provide fiber optic cable strands to establish a fiber optic network in support of CENIC services to provide data connectivity for the University of California, San Francisco ("UCSF") for the period between May 25, 2011, through May 25, 2031, with an expected revenue of \$6,970,000. (Department of Technology)

Question: Shall this Resolution be ADOPTED?

18. [240898](#) **[Radio Usage Agreement - Retroactive - San Francisco State University - Public Safety Radio System Support - Anticipated Revenue \$1,689,041]**
Sponsor: Melgar
Resolution retroactively authorizing the Department of Technology to enter into an Agreement with the San Francisco State University to provide radio system usage and maintenance, as well as radio interoperability for authorized personnel to communicate with City public safety personnel for the period between August 27, 2024, through June 30, 2035, with an anticipated revenue of \$1,689,041; and to authorize the Director of Technology to enter into amendments or modifications to the Agreement that do not materially increase the obligations or liabilities to the City and are necessary to effectuate the purposes of the Agreement or this Resolution. (Department of Technology)

Question: Shall this Resolution be ADOPTED?

Present: Supervisors Chan, Mandelman

19. [240920](#) **[Contract Amendment - San Francisco Public Health Foundation - Community Health Engagement - Not to Exceed \$21,329,720]**
Resolution approving Amendment No. 4 to the agreement between the City, acting by and through, the Department of Public Health (DPH), and San Francisco Public Health Foundation for community health engagement, to extend the term by one year and six months from January 1, 2025, for a total term of January 1, 2020, through June 30, 2026, and to increase the amount by \$1,302,153 for a total not to exceed amount of \$21,329,720; and to authorize DPH to enter into amendments or modifications to the agreement that do not materially increase the obligations or liabilities to the City and are necessary to effectuate the purposes of the agreement or this Resolution. (Public Health Department)

(Fiscal Impact)

Question: Shall this Resolution be ADOPTED?

20. [240921](#) **[Agreement - Gillig LLC - Electric Transit Buses - Not to Exceed \$68,772,334]**
Sponsor: Mandelman
Resolution approving Agreement between the City, acting by and through the Office of Contract Administration, and Gillig LLC for the purchase of electric transit buses for San Francisco International Airport, for a term of four years from December 1, 2024, through November 30, 2028, and for a total not to exceed amount of \$68,772,334; and to authorize the Office of Contract Administration to make necessary, non-material changes to the Agreement prior to its final execution by all parties that do not materially increase the obligations or liabilities to the City and are necessary or advisable to effectuate the purposes of the Agreement. (Office of Contract Administration)

(Fiscal Impact)

Question: Shall this Resolution be ADOPTED?

Present: Supervisors Chan, Mandelman, Melgar

21. [240922](#) **[Contract Agreement - Retroactive - Auction Exchange Inc., dba Bar None Auction - Auction Services - \$3,900,000 Anticipated Revenue]**
Resolution retroactively authorizing the Office of Contract Administration (OCA) to execute Contract 1000024326 between the City and County of San Francisco and Auction Exchange Inc., dba Bar None Auction for as-needed citywide auction services for disposal of City owned vehicles and heavy equipment for an estimated anticipated revenue amount of \$3,900,000 for a term of five years commencing on October 1, 2024, through September 30, 2029; and authorizes OCA to enter into any amendments or modifications to the Agreement that OCA determines, in consultation with the City Attorney, are necessary to correct clerical and/or administrative errors, as long as those changes are consistent with this Resolution. (Office of Contract Administration)

Question: Shall this Resolution be ADOPTED?

Present: Supervisors Chan, Mandelman

22. [240958](#) **[Airport Professional Services Agreement - PGH Wong/The Allen Group Joint Venture - Project Management Support Services for West Field Garage 675 Project - Further Modifications Not to Exceed \$17,000,000]**
Resolution approving Modification No. 2 to Airport Contract No. 11917.41, Project Management Support Services for the San Francisco International Airport, West Field Garage 675 Project with PGH Wong/The Allen Group Joint Venture, a joint venture consisting of PGH Wong Engineering, Inc., and The Allen Group, LLC, to increase the Contract amount by \$14,000,000 for a new not to exceed Contract amount of \$17,000,000 and extend the Contract for services for an additional four years of services, from January 26, 2025, with a total term of January 26, 2024, through January 25, 2029, pursuant to Charter, Section 9.118(b); and making findings under the California Environmental Quality Act. (Airport Commission)

(Fiscal Impact)

Question: Shall this Resolution be ADOPTED?

23. [240968](#) **[Accept and Expend Grant - California State Transportation Agency - Port Freight Infrastructure Program - \$9,162,000]**
Sponsors: Mayor; Walton
Resolution authorizing the Port of San Francisco to accept and expend a grant award in the amount of \$9,162,000 from the California State Transportation Agency Port Freight Infrastructure Program, to fund the Pier 80 fendering project, the Amador Street improvement project, and a zero emissions marine terminal truck fleet study for the period of November 1, 2024, through June 30, 2028. (Port)

(Fiscal Impact)

Question: Shall this Resolution be ADOPTED?

Present: Supervisors Chan, Mandelman, Melgar

24. [240986](#) **[Accept and Expend Grant - California Public Utilities Commission - US Department of Treasury - Last Mile Federal Funding Account - \$10,393,500]**
Sponsors: Mayor; Preston, Chan, Peskin and Mandelman

Resolution authorizing the Department of Technology to accept and expend a Last Mile Federal Funding Account Grant in the amount of \$10,393,500 for a term extending from the approval of this Resolution to May 30, 2026, from the California Public Utilities Commission, a recipient of the grant award from US Department of Treasury, Capital Projects Fund for expanding broadband internet access to unserved homes and businesses and affordable housing sites in the Bayview, Chinatown, and Tenderloin Neighborhoods. (Department of Technology)

(Fiscal Impact)

Question: Shall this Resolution be ADOPTED?

Present: Supervisors Chan, Mandelman

25. [240993](#) **[Apply for Grant - United States Department of Housing and Urban Development - Continuum of Care Program - Not to Exceed \$61,122,075]**
Sponsor: Mayor

Resolution approving the 2024 grant application for the United States Department of Housing and Urban Development Continuum of Care Program in an amount not to exceed \$61,122,075; and fulfilling the Board of Supervisors review and approval process for all annual or otherwise recurring grants of \$5,000,000 or more. (Department of Homelessness and Supportive Housing)

Question: Shall this Resolution be ADOPTED?

Recommendations of the Government Audit and Oversight Committee

Present: Supervisors Preston, Chan

26. [240333](#) **[Police Code - Notice of Supermarket Closure]**
Sponsors: Preston; Peskin and Chan

Ordinance amending the Police Code to require large supermarkets to provide six months notice to their customers and the City before permanently closing, and to explore ways to allow for the continued sale of groceries at the location.

Question: Shall this Ordinance be PASSED ON FIRST READING?

27. [240799](#) **[Administrative Code - “Cash Not Drugs” Sobriety and Recovery Pilot Program]**

Sponsors: Dorsey; Mandelman, Safai and Preston

Ordinance amending the Administrative Code to authorize the Human Services Agency, in coordination with the Department of Public Health, to establish a voluntary three-year sobriety and recovery incentive treatment program, known as “Cash Not Drugs,” to provide a weekly payment of up to \$100 to eligible beneficiaries of the County Adult Assistance Programs (“CAAP”) who have been screened for a substance use disorder and referred to substance use disorder treatment as a condition of further receipt of CAAP benefits, and who test negative for illicit drugs once per week; exempting the Cash Not Drugs payments from the CAAP eligibility calculation; providing for a six-month implementation plan before the program becomes operational; and revising the Homelessness and Supportive Housing Fund to include the Cash Not Drugs program as a permitted use of funds.

(Fiscal Impact)

Question: Shall this Ordinance be PASSED ON FIRST READING?

28. [240830](#) **[Settlement of Unlitigated Claims - Maplebear, Inc. - \$8,250,342.21]**

Resolution approving the settlement of the unlitigated claims filed by Maplebear, Inc. against the City and County of San Francisco for \$8,250,342.21; the claims were filed on February 28, 2023, and February 9, 2024; the claims involve a refund of payroll expense, gross receipts, and homelessness gross receipts taxes, and business registration fees for the 2019 to 2022 tax years; other material terms of the settlement are that Maplebear, Inc. shall take certain filing positions with respect to its gross receipts, homelessness gross receipts, and overpaid executive gross receipts taxes, as applicable, for the 2023 and subsequent tax years, and the City will not impose penalties arising from those filing positions for the 2023 tax year. (City Attorney)

Question: Shall this Resolution be ADOPTED?

Recommendations of the Land Use and Transportation Committee

Present: Supervisors Melgar, Preston, Peskin

29. [240906](#) **[De Long Street - Public Right-of-Way Acceptance - Establishing Official Sidewalk Widths and Street Grades]**
Sponsor: Safai
Ordinance approving funding and an offer of dedication and grant deed for real property from the Bay Area Rapid Transportation District for De Long Street between Santa Cruz and San Diego Avenues; conditionally accepting this segment of De Long Street for maintenance and liability; delegating to the Public Works Director the authority, upon completion of this Street segment to: 1) declare it as open public right-of-way, 2) dedicate it to public use, 3) designate it for street and roadway purposes, 4) finally accept this Street segment for City maintenance and liability purposes, subject to specified limitations, and 5) establish official public right-of-way widths and street grades; waiving the application of Ordinance No. 1061, entitled "Regulating the Width of Sidewalks," to allow establishment of official sidewalk widths through administrative action; 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 letter recommending various actions in regard to De Long Street; and authorizing official acts in connection with this Ordinance to be taken by the Public Works Director and other San Francisco officers, as defined herein.
- Question: Shall this Ordinance be PASSED ON FIRST READING?**
30. [240967](#) **[Administrative Code - E-Bike Incentive Fund]**
Sponsors: Peskin; Preston and Melgar
Ordinance amending the Administrative Code to establish the E-Bike Incentive Fund to support implementation of an electric bicycle (or "e-bike") incentive program administered by the Department of the Environment.
- Question: Shall this Ordinance be PASSED ON FIRST READING?**
31. [240908](#) **[Commemorative Street Name Designation - "Joe Rosenthal Way" - 600 Block of Sutter Street]**
Sponsors: Peskin; Chan and Melgar
Resolution adding the Commemorative Street Name "Joe Rosenthal Way" to the 600 block of Sutter Street in recognition of his contributions as a photojournalist whose images of San Francisco captured the life and spirit of the City, and whose coverage of World War II had an indelible impact on the country and the world.
- Question: Shall this Resolution be ADOPTED?**

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

SPECIAL ORDER 4:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

(Scheduled pursuant to Motion No. M24-100 (File No. 240975), approved on October 8, 2024.)

32. [240976](#) **[Hearing - Committee of the Whole - Reporting on SFUSD’s Whole School Lesson Study Math Pilot - Impact on Student Math Scores - Student Success Fund Dollars - October 29, 2024, at 4:00 p.m.]**

Hearing of the Board of Supervisors sitting as a Committee of the Whole on Tuesday, October 29, 2024, at 4:00 p.m., to hold a public hearing to examine the results of the Whole School Lesson Study Math Pilot Program that is funded by the City, to hear from the school sites that participated in the study who will share data from the first two years of the pilot, clarify the San Francisco Unified School District’s (SFUSD) and the Department of Children, Youth and Their Family’s (DCYF) commitment to continuing the program with funding from the Student Success Fund given its demonstrated, data-driven progress, and understand how Student Success Fund dollars are being spent as directed by the law creating the fund; and requesting the representatives of the pilot school sites, SFUSD Superintendent, members of the Board of Education, and DCYF to report; scheduled pursuant to Motion No. M24-100 (File No. 240975), approved on October 8, 2024. (Clerk of the Board)

Question: Shall this Hearing be HEARD AND FILED?

Committee of the Whole Adjourn and Report

SPECIAL ORDER 5:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

Scheduled pursuant to Motion No. M24-107 (File No. 241028), approved on October 22, 2024.

33. [241029](#) **[Hearing - Committee of the Whole - SFUSD's Resource Alignment Initiative - Impact on Educators, Para-educators, Administrators, and Staff - October 29, 2024, at 5:00 p.m.]**

Sponsors: Peskin; Walton and Chan

Hearing of the Board of Supervisors sitting as a Committee of the Whole, on October 29, 2024, at 5:00 p.m. to hold a public hearing on the state of educators, para-educators, administrators, and school staff impacted by San Francisco Unified School District's (SFUSD) recent announcement of potential school mergers and closures; and requesting the SFUSD Superintendent to report; scheduled pursuant to Motion No. M24-107 (File No. 241028), approved on October 22, 2024.

Question: Shall this Hearing be HEARD AND FILED?

Committee of the Whole Adjourn and Report

COMMITTEE REPORTS

Reports from committees, if any, recommending emergency or urgent measures.

The following items will be considered by the Land Use and Transportation Committee at a Regular Meeting on Monday, October 28, 2024, at 1:30 p.m. The Chair intends to request the Committee to send the following items as Committee Reports on Tuesday, October 29, 2024.

34. [240727](#) **[Planning Code; Zoning Map - New Asia Senior Housing Special Use District - 758 and 772 Pacific Avenue]**

Sponsors: Peskin; Chan

Ordinance amending the Planning Code and Zoning Map to create the New Asia Senior Housing Special Use District located at 758 and 772 Pacific Avenue, Assessor's Parcel Block No. 0161, Lot Nos. 14 and 15; affirming the Planning Department's determination under the California Environmental Quality Act; making public necessity, convenience, and welfare findings under Planning Code, Section 302; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

Question: Shall this Ordinance be PASSED ON FIRST READING?

35. [240802](#) **[Planning Code - Authorize Increases to the Affordable Price and Income Limits for Certain Below Market Rate Owned Units and Require Amenities to be Resold with Unit]**

Sponsor: Melgar

Ordinance amending the Planning Code to allow certain Below Market Rate (BMR) Owned Units to be resold at a price affordable to households at an increased Area Median Income (AMI) level, increase the qualifying AMI limit for BMR purchasers, and require BMR Owned Units originally purchased with parking spaces and other amenities to be resold with the same parking and amenities; 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 making findings of public necessity, convenience, and welfare pursuant to Planning Code, Section 302.

Question: Shall this Ordinance be PASSED ON FIRST READING?

36. **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.

37. **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 38 and 39 will be taken during Item 37 - General Public Comment.)

Items 38 and 39

- 38. [241047](#) **[Urging the Establishment of the Sensible Density Working Group]****

Sponsor: Peskin

Resolution urging the establishment of the Sensible Density Working Group; urging the Fire Marshall, Department of Building Inspection, and Planning Department to convene a working group to study how to safely allow single-stair building typologies on four, five and six story buildings, and make recommendations for the promulgation of local building code equivalencies.

10/23/2024; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?
- 39. [241049](#) **[Legion of Honor Centennial Celebration - November 9, 2024, and November 11, 2024]****

Sponsor: Chan

Resolution recognizing the 100th Anniversary of the Legion of Honor and acknowledging the Centennial Celebration on November 9, 2024, and November 11, 2024.

10/23/2024; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

40. 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 RESOLUTIONS**241036 [Contract Amendment - San Francisco AIDS Foundation - Stonewall Project - Not to Exceed \$19,635,695]**

Resolution approving Amendment No. 2 to the agreement between City, acting by and through, the Department of Public Health (DPH), and San Francisco AIDS Foundation, to provide mental health and substance abuse treatment services, extending the term by three years and six months from December 31, 2024, for a total term of July 1, 2018, through June 30, 2028, and to increase the contract amount by \$9,965,200 for a new total not to exceed amount of \$19,635,695; and to authorize DPH to enter into amendments or modifications to the agreement that do not materially increase the obligations or liabilities to the City and are necessary to effectuate the purposes of the agreement or this Resolution. (Public Health Department)

10/15/2024; RECEIVED FROM DEPARTMENT.

10/29/2024; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

241037 [Modification to the Airport Professional Services Agreement - South San Francisco Scavenger Co., Inc. - Solid Waste Management Collection, Sorting, and Related Services - Not to Exceed \$22,408,062]

Resolution approving Modification No. 1 to Contract No. 50245, between South San Francisco Scavenger Co., Inc. and the City and County of San Francisco, acting by and through its Airport Commission, for the solid waste management collection, sorting, and related services, to increase the contract amount by \$13,108,062 for a new total not to exceed amount of \$22,408,062 and to extend the term for three years, to commence on March 1, 2025, for a total term of March 1, 2022, through February 28, 2028; and to authorize the Airport Commission to enter into amendments or modifications to the contract that do not materially increase the obligations or liabilities to the City and are necessary to effectuate the purposes of the contract or this Resolution. (Airport Commission)

10/18/2024; RECEIVED FROM DEPARTMENT.

10/29/2024; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

241050 [Petitions and Communications]

Petitions and Communications received from October 17, 2024, through October 24, 2024, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on October 29, 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 San Francisco Municipal Transportation Agency (SFMTA), submitting an Interdepartmental Staff Committee on Traffic and Transportation for Temporary Street Closures (ISCOTT) agenda for the October 24, 2024, meeting. Copy: Each Supervisor. (1)

From the Local Agency Formation Commission (LAFCo), submitting a LAFCo Study for CleanPowerSF on Battery Energy Storage Systems. Copy: Each Supervisor. (2)

From the San Francisco Arts Commission (SFAC), submitting an agenda for the Civic Design Review Committee meeting on October 21, 2024; and an agenda for the Community Investments Committee meeting on October 22, 2024. Copy: Each Supervisor. (3)

From the Office of the Treasurer & Tax Collector (TTX), submitting the Monthly Pooled Investment Report for the month of September 2024. Copy: Each Supervisor. (4)

From the Department of Elections (REG), pursuant to Administrative Code, Section 198.6(a), submitting a 2024 Social Media Monitoring Software Annual Surveillance Report. (5)

From the Office of the City Administrator (ADM), pursuant to Administrative Code, Section 3.21, submitting a 2025 Annual Infrastructure Construction Cost Inflation Estimate. Copy: Each Supervisor. (6)

From members of the public, regarding the proposed Ordinance amending the Administrative Code to establish the E-Bike Incentive Fund to support implementation of an electric bicycle (or "e-bike") incentive program administered by the Department of the Environment. File No. 240967. 165 Letters. Copy: Each Supervisor. (7)

From members of the public, regarding the proposed Resolution imposing interim zoning controls for an 18-month period to require conditional use authorization prior to replacing a Legacy Business in Neighborhood Commercial Districts and Neighborhood Commercial Transit Districts, and the Chinatown Community Business, Chinatown Visitor Retail, and Chinatown Residential Neighborhood Commercial Districts. File No. 240909. 55 Letters. Copy: Each Supervisor. (8)

From members of the public, regarding the Hearing of the Board of Supervisors sitting as a Committee of the Whole, as the Budget and Finance Committee, on October 22, 2024, to hold a public hearing to consider 1) an Ordinance for the proposed Amendment to the Redevelopment Plan for the Bayview Hunters Point Redevelopment Project Area; 2) an Ordinance for the proposed Amendment to the Redevelopment Plan for the Hunters Point Shipyard Redevelopment Project Area; and 3) a Resolution for the proposed Amendment to the Tax Increment Allocation Pledge Agreement for the Candlestick Point and Phase 2 of the Hunters Point Shipyard Project; scheduled pursuant to Motion No. M24-084, approved on September 17, 2024. File No. 240876. 65 Letters. Copy: Each Supervisor. (9)

From Mari Eliza, regarding the Motion appointing Bruce Wolfe, term ending April 27, 2025,

and Dean Schmidt, Lila LaHood, Saul Sugarman, Maxine Anderson, Laura Stein, Matthew Yankee, Chris Hyland, and David Pilpel, terms ending April 27, 2026, to the Sunshine Ordinance Task Force. File No. 240947; Motion No. M24-102. Copy: Each Supervisor. (10)

From Pacific Gas and Electric Company (PG&E), submitting a notice of PG&E's request to change rates for its 2023 General Rate Case Phase II Application; and a notice of PG&E's request to increase rates for its Transmission Revenue Requirement Reclassification Memorandum Account Application. Copy: Each Supervisor. (11)

From Harald Rudell, regarding various subjects. Copy: Each Supervisor. (12)

From Community Vision, regarding the proposed Ordinance approving and authorizing the Director of Property to acquire certain real property located at 2280 Market Street for a LGBTQ+ history museum. File No. 240965. Copy: Each Supervisor. (13)

From Aaron Cravens, regarding small business taxes. Copy: Each Supervisor. (14)

From Daniel Jeremiah Hoffman, regarding various subjects. Copy: Each Supervisor. (15)

From members of the public, regarding Vision Zero and pedestrian safety at the intersection of Stanyan Street and Parnassus Avenue. 18 Letters. Copy: Each Supervisor. (16)

ADJOURNMENT