



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

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PUBLIC COMMENT CALL-IN
[1 \(415\) 655-0001/ Meeting ID: 2497 088 9733 # #](tel:4156550001)

Tuesday, November 9, 2021 - 2:00 PM

Regular Meeting

SHAMANN WALTON, PRESIDENT

CONNIE CHAN, MATT HANEY, RAFAEL MANDELMAN, GORDON MAR, MYRNA MELGAR,
AARON PESKIN, DEAN PRESTON, HILLARY RONEN, AISHA SAFAI, CATHERINE STEFANI

Angela Calvillo, Clerk of the Board

Agendas of the Board of Supervisors are available on the internet at www.sfbos.org

BOARD COMMITTEES

Committee Membership

Budget and Appropriations Committee
Supervisors Haney, Safai, Mar, Ronen, Walton

Budget and Finance Committee
Supervisors Haney, Safai, Mar

Government Audit and Oversight Committee
Supervisors Preston, Chan, Mandelman

Land Use and Transportation Committee
Supervisors Melgar, Preston, Peskin

Public Safety and Neighborhood Services Committee
Supervisors Mar, Stefani, Haney

Rules Committee
Supervisors Peskin, Mandelman, Chan

Youth, Young Adult, and Families Committee
Supervisors Ronen, Safai, Melgar

Meeting Days

Wednesday
1:00 PM

Wednesday
10:30 AM

1st and 3rd Thursday
10:00 AM

Monday
1:30 PM

2nd and 4th Thursday
10:00 AM

Monday
10:00 AM

2nd Friday
10:00 AM

Agenda Item Information

Each item on the Consent or Regular agenda may include the following documents:

- 1) Legislation
- 2) Budget and Legislative Analyst report
- 3) Department or Agency cover letter and/or report
- 4) Public correspondence

These items will be available for review at City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, Reception Desk.

Meeting Procedures

The Board of Supervisors is the legislative body of the City and County of San Francisco. The Board has several standing committees where ordinances and resolutions are the subject of hearings at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee.

Board procedures do not permit: 1) persons in the audience to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers, and similar sound-producing electronic devices; 3) bringing in or displaying signs in the meeting room; and 4) standing in the meeting room.

Each member of the public will be allotted the same maximum number of minutes to speak as set by the President or Chair at the beginning of each item or public comment, excluding City representatives, except that public speakers using interpretation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous interpretation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting interpretation assistance. Members of the public who want a document displayed should provide in advance of the meeting to the Clerk of the Board (bos.legislation@sfgov.org), clearly state such during testimony, and subsequently request the document be removed when they want the screen to return to live coverage of the meeting.

IMPORTANT INFORMATION: The public is encouraged to testify at Committee meetings. Persons unable to attend the meeting may submit to the City, by the time the proceedings begin, written comments regarding the agenda items. These comments will be made a part of the official public record and shall be brought to the attention of the Board of Supervisors. Written communications expected to be made a part of the official file should be submitted to the Clerk of the Board or Clerk of a Committee: 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102. Communications which are not received prior to the hearing may be delivered to the Clerk of the Board or Clerk of the Committee at the hearing and you are encouraged to bring enough copies for distribution to all of its members.

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AGENDA PACKET: Available on the internet at <http://www.sfbos.org/meetings>. Meetings are cablecast on SFGovTV, the Government Channel 26. For DVD copies and scheduling call (415) 554-4188.

LANGUAGE INTERPRETERS: Language services are available in Spanish, Chinese and Filipino at all regular and special Board and Committee meetings if made at least 48 hours in advance of the meeting to help ensure availability. For more information or to request services: Contact Wilson Ng or Arthur Khoo at (415) 554-5184.

所有常規及特別市參事委員會會議 (Board meetings) 除委員會會議 (Committee meetings) 將予以提供西班牙文, 菲律賓文, 及中文的語言服務, 但須在會議前最少48小時作出請求, 旨在確保服務屆時可予以提供。更多資訊或請求有關服務, 請致電 (415) 554-7719聯絡Linda Wong.

AVISO EN ESPAÑOL: Los servicios de idiomas están disponibles en español, chino, y filipino en todas las reuniones regulares y reuniones especiales de la Junta, de los Comités, si se solicita por lo menos 48 horas antes de la reunión para ayudar a garantizar su disponibilidad. Para más información o solicitar servicios, por favor contactar a (415) 554-5184.

PAUNAWA: Mayroong serbisyon pang-wika sa Espanyol, Tsino at Pilipino para sa lahat ng mga regular at espesyal na pagpupulong ng Board, at Komite ng Board. Sa kasalukuyan, mayroong serbisyo sa wikang Pilipino na maaaring hilingin, 48 oras (o mas maaga) bago ng pagpupulong upang matiyak na matutugunan ang inyong kahilingan. Para sa karagdagang impormasyon o para humiling ng serbisyo pang-wika, tawagan lamang ang (415) 554-5184.

Americans with Disabilities Act (ADA)

The ADA is a civil rights law that protects people with different types of disabilities from discrimination in all aspects of social life. More specifically, 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 must 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. People with disabilities must have an equal opportunity to participate in the programs and services offered through the City and County of San Francisco. If you believe your rights under the ADA are violated, contact the ADA Coordinator.

Ordinance 90-10 added Section 2A.22.3 to the Administrative Code, which adopted a Citywide Americans with Disabilities Act Reasonable Modification Policy that requires City departments to: (1) provide notice to the public of the right to request reasonable modification; (2) respond promptly to such requests; (3) provide appropriate auxiliary aids and services to people with disabilities to ensure effective communication; and (4) train staff to respond to requests from the public for reasonable modification, and that requires the Mayor's Office on Disability to provide technical assistance to City departments responding to requests from the public for reasonable modifications.

The Board of Supervisors and Office of the Clerk of the Board support the Mayor's Office on Disability to help make San Francisco a city where all people enjoy equal rights, equal opportunity, and freedom from illegal discrimination under disability rights laws.

Meetings are real-time captioned and are cablecast open-captioned on SFGovTV, the Government Channel 26. Board and Committee meeting agendas and minutes are available on the Board's website (www.sfbos.org) and adhere to web development guidelines based upon the Federal Access Board's Section 508 Guidelines. To request sign language interpreters, readers, large print agendas or other accommodations, please contact (415) 554-5184 or (415) 554-5227 (TTY). Requests made at least 48 hours in advance of the meeting will help to ensure availability. If further assistance is needed, please contact Wilson Ng at (415) 554-5184 (wilson.l.ng@sfgov.org).

Know Your Rights Under The Sunshine Ordinance

Government's duty is to serve the public, reaching its decision in full view of the public. 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 <http://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 [SF Campaign & Governmental Conduct Code, Section 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 25 Van Ness Avenue, Suite 220, San Francisco, CA 94102; telephone (415) 252-3100; fax (415) 252-3112; web site <http://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 sfethics.org.

Remote Access to Information and Participation

Please visit the Board's website (www.sfbos.org) regularly to be updated on the current situation as it affects the legislative process. For more information contact the Office of the Clerk of the Board at (415) 554-5184.

On March 17, 2020, the Board of Supervisors (Board) authorized their Board and Committee meetings to convene remotely and will allow remote public comment via teleconference. Effective June 29, 2021, the Board and staff began to reconvene for in-person Board proceedings. Committee meetings will continue to convene remotely until further notice. Visit the SFGovTV website at (www.sfgovtv.org) to stream the live meetings, or to watch meetings on demand.

Members of the public are encouraged to participate remotely via detailed instructions on participating via teleconference available at: <https://sfbos.org/remote-meeting-call>. Members of the public may participate by phone or may submit their comments by email to: bos@sfgov.org; all comments received will be made a part of the official record. Board of Supervisors Regular Meetings begin at 2:00 p.m. on Tuesdays. Board Agendas and their associated documents are available at <https://sfbos.org/meetings/42>.

PUBLIC COMMENT CALL-IN

[1 \(415\) 655-0001 / Meeting ID: 2497 088 9733 # #](tel:14156550001)

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 [October 5, 2021](#), Board Meeting Minutes.

AGENDA CHANGES

SPECIAL ORDER 2:00 P.M. - Mayor's Appearance Before The Board

Pursuant to Charter Section 3.100(7), the Mayor shall appear, in person, at one regularly scheduled meeting of the Board of Supervisors each month to engage in formal policy discussions with members of the Board. This item will be read at the Board Meeting on the second Tuesday of each month, unless rescheduled by the Mayor and the Board President. The Mayor and the Board may not discuss matters that have already been considered in Committee and that are on the Board's Agenda as an action item.

By eight (8) votes, the Board of Supervisors may, by oral motion, allow an eligible District Supervisor to ask a question that was not previously posed if the question relates to a sudden or unexpected incident or occurrence raising formal, time-sensitive policy questions that were not anticipated prior to the posting of this agenda. Public comment for this item will take place during general public comment.

1. **211161** **[Formal Policy Discussions - November 9, 2021]**

Pursuant to Charter, Sections 2.103 and 3.100(7), and Administrative Code, Section 2.11, the Mayor shall discuss the following eligible topic submitted from the Supervisor representing District 5. The Mayor may address the Board initially for up to five minutes. Discussion shall not exceed two minutes per question or answer.

1. Homelessness (District 5)

Discussion: The Mayor shall DISCUSS eligible topic(s) with the Board of Supervisors.

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 2 and 3

Recommendations of the Land Use and Transportation Committee

Present: Supervisors Melgar, Preston, Peskin

2. [210808](#) **[Planning Code - Requirements for Laundromats and On-site Laundry Services]**
Sponsors: Peskin; Chan, Preston, Ronen, Mandelman, Haney, Walton, Mar and Melgar
Ordinance amending the Planning Code to add Laundromat as a defined term, to require conditional use authorization for uses replacing Laundromats, and to prohibit Accessory Dwelling Units that reduce on-site laundry services unless replaced; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1, and findings of public necessity, convenience, and welfare under Planning Code, Section 302.

11/02/2021; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

3. [210868](#) **[Planning Code - Inclusionary Housing Program Updates]**
Sponsors: Ronen; Chan, Peskin, Preston, Melgar, Mandelman, Safai and Haney
Ordinance amending the Planning Code to update inclusionary housing program requirements; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1, and findings of necessity, convenience, and welfare under Planning Code, Section 302.

11/02/2021; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

REGULAR AGENDA

UNFINISHED BUSINESS

From the Board

4. [211071](#) **[Settlement of Lawsuit - AmerisourceBergen Corp., Cardinal Health, Inc., and McKesson Corp. - City to Receive \$27 Million to \$50 Million Over 18 Years]**
Ordinance authorizing the partial settlement of the lawsuit filed on behalf of the City and County of San Francisco and the People of the State of California against three large distributors of prescription opioids (AmerisourceBergen Corporation, Cardinal Health, Inc., and McKesson Corporation) for abatement funds in the range of \$27 million to \$50 million to be paid over 18 years; the lawsuit was filed on December 18, 2018, in the United States District Court for the Northern District of California, Case No. 3:18-cv-7591-CRB-JSC; entitled The City and County of San Francisco and the People of the State of California v. Purdue Pharma L.P., Richard S. Sackler, Jonathan D. Sackler, Mortimer D.A. Sackler, Kathe A. Sackler, Ilene Sackler Lefcourt, Beverly Sackler, Theresa Sackler, David A. Sackler, Trust for the Benefit of Members of the Raymond Sackler Family, Rhodes Pharmaceuticals L.P., Cephalon, Inc., Teva Pharmaceutical Industries Ltd., Teva Pharmaceuticals USA, Inc., Endo International Plc, Endo Health Solutions Inc., Endo Pharmaceuticals Inc., Janssen Pharmaceuticals, Inc., Insys Therapeutics, Inc., Mallinckrodt Plc, Mallinckrodt LLC, Allergan Plc F/K/A Actavis Plc, Watson Pharmaceuticals, Inc. N/K/A Actavis, Inc., Watson Laboratories, Inc., Actavis LLC, Actavis Pharma, Inc. F/K/A/ Watson Pharma, Inc., AmerisourceBergen Corporation, Cardinal Health, Inc., and McKesson Corporation; the lawsuit involves allegations that AmerisourceBergen Corporation, Cardinal Health, Inc., and McKesson Corporation created a public nuisance and violated the Unfair Competition Law and the False Advertising Laws by distributing increasingly large volumes of opioids in and around San Francisco despite knowledge of the growing epidemic caused by opioid misuse, and by failing to prevent and report suspicious opioid orders as required by state and federal law. (City Attorney)

11/02/2021; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

5. [211072](#) **[Settlement of Lawsuit - Johnson & Johnson - City to Receive \$6 Million to \$11 Million Over 9 Years]**

Ordinance authorizing the partial settlement of the lawsuit filed on behalf of the City and County of San Francisco and the People of the State of California against Johnson & Johnson and its subsidiary, Janssen Pharmaceuticals, Inc., for abatement funds in the range of \$6 million to \$11 million to be paid over 9 years; the lawsuit was filed on December 18, 2018, in the United States District Court for the Northern District of California, Case No. 3:18-cv-7591-CRB-JSC; entitled The City and County of San Francisco and the People of the State of California v. Purdue Pharma L.P., Richard S. Sackler, Jonathan D. Sackler, Mortimer D.A. Sackler, Kathe A. Sackler, Ilene Sackler Lefcourt, Beverly Sackler, Theresa Sackler, David A. Sackler, Trust for the Benefit of Members of the Raymond Sackler Family, Rhodes Pharmaceuticals L.P., Cephalon, Inc., Teva Pharmaceutical Industries Ltd., Teva Pharmaceuticals USA, Inc., Endo International Plc, Endo Health Solutions Inc., Endo Pharmaceuticals Inc., Janssen Pharmaceuticals, Inc., Insys Therapeutics, Inc., Mallinckrodt Plc, Mallinckrodt LLC, Allergan Plc F/K/A Actavis Plc, Watson Pharmaceuticals, Inc. N/K/A Actavis, Inc., Watson Laboratories, Inc., Actavis LLC, Actavis Pharma, Inc. F/K/A Watson Pharma, Inc., AmerisourceBergen Corporation, Cardinal Health, Inc., and McKesson Corporation; the lawsuit involves allegations that Johnson and Johnson's subsidiary, Janssen Pharmaceuticals, Inc., created a public nuisance and violated the Unfair Competition Law and the False Advertising Laws through deceptive marketing of opioids, manufacturing and distributing increasingly large volumes of opioids in and around San Francisco despite knowledge of the growing epidemic caused by opioid misuse, and by failing to prevent and to report suspicious opioid orders as required by state and federal law. (City Attorney)

11/02/2021; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

NEW BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Haney, Safai, Mar

6. [210806](#) **[Accept and Expend Grant - Retroactive - Blue Shield of California Foundation - Leveraging Collaboration to End Domestic Violence - Amendment to the Annual Salary Ordinance - FYs 2020-2021 and 2021-2022 - \$300,000]**

Sponsors: Mayor; Ronen

Ordinance retroactively authorizing the Department on the Status of Women to accept and expend a grant in the amount of \$300,000 through the Blue Shield of California Foundation, and amending Ordinance No. 166-20 (Annual Salary Ordinance File No. 200568 for Fiscal Years (FYs) 2020-2021 and 2021-2022) to provide for the addition of one grant-funded Class 1820 Junior Administrative Analyst position (FTE 1.0) for the period of April 1, 2021, through March 31, 2023.

Question: Shall this Ordinance be PASSED ON FIRST READING?

7. [210009](#) **[Contract Agreement Amendment - Retroactive - HealthRIGHT 360 - Fiscal Intermediary Check-Writing Services - Not to Exceed \$46,766,160]**
Resolution retroactively approving Amendment No. 1 to the agreement between HealthRIGHT 360 and the Department of Public Health (DPH) for fiscal intermediary check-writing services, in an amount not to exceed \$46,766,160; to extend the term by one year and eleven months, from July 31, 2021, for a total agreement term of January 1, 2021, through June 30, 2023; and to authorize DPH to enter into amendments or modifications to the contract, as defined herein, that do not increase the obligations or liabilities to the City and are necessary to effectuate the purposes of the contract. (Public Health Department)

(Fiscal Impact)

Question: Shall this Resolution be ADOPTED?

Present: Supervisors Safai, Mar, Stefani

8. [211003](#) **[Contract Modification - MSC Industrial Supply Company Inc. - Purchase of Industrial Supplies - Term Extension - Not to Exceed \$14,277,623]**
Resolution authorizing the Office of Contract Administration to enter into a Sixth Modification to the contract between the City and County of San Francisco and MSC Industrial Supply Company Inc. for the purchase of industrial supplies for City departments, increasing the contract amount by \$4,377,623 for a total contract amount not to exceed \$14,277,623 and extending the term by one year and two months for a total term of May 1, 2017, through June 30, 2023. (Office of Contract Administration)

(Fiscal Impact)

Question: Shall this Resolution be ADOPTED?

9. [211004](#) **[Contract Modification - Buckles-Smith Electric Co. - Purchase of Electrical Supplies and Fixtures - Not to Exceed \$13,946,868]**
Resolution authorizing the Office of Contract Administration to enter into a Fifth Amendment (Modification No. 5) to the contract between the City and County of San Francisco and Buckles-Smith Electric Co. for the purchase of electrical supplies and fixtures for City departments, increasing the contract amount by \$4,046,868 for a total not to exceed amount of \$13,946,868 and extending the term by one year from June 30, 2022, for a total contract duration of six years of July 5, 2017, through June 30, 2023. (Office of Contract Administration)

(Fiscal Impact)

Question: Shall this Resolution be ADOPTED?

Present: Supervisors Haney, Safai, Mar

10. [211050](#) **[Apply for Grant - United States Department of Housing and Urban Development - Continuum of Care Program - Not to Exceed \$59,300,000]**
Sponsor: Mayor
Resolution approving the 2021 grant application for the United States Department of Housing and Urban Development Continuum of Care Program in an amount not to exceed \$59,300,000; 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?**

Recommendation of the Land Use and Transportation Committee

Present: Supervisors Melgar, Preston, Peskin

11. [210744](#) **[Commemorative Street Name Designation - "Polytechnic Way" - 700 Block of Frederick Street]**
Sponsor: Preston
Resolution adding the commemorative street name "Polytechnic Way" to the 700 block of Frederick Street in recognition of San Francisco's first public high school and its contribution to the education of thousands of San Franciscans from 1894 to 1972.
- Question: Shall this Resolution be ADOPTED?**

Recommendations of the Public Safety and Neighborhood Services Committee

Present: Supervisors Mar, Stefani

12. [210605](#) **[Administrative Code - Domestic Violence Data Reporting]**
Sponsors: Stefani; Melgar, Safai, Haney and Mar
Ordinance amending the Administrative Code to require the Police Department and the District Attorney to submit quarterly reports to the Board of Supervisors, the Mayor, and various City departments regarding the number of cases of domestic violence.
- Question: Shall this Ordinance be PASSED ON FIRST READING?**

Present: Supervisors Mar, Stefani, Haney

13. [210976](#) **[Liquor License Transfer - 2539 Mission Street - Evergreen Market]**
Resolution determining that the transfer of a Type-21 off-sale general beer, wine, and distilled spirits liquor license to Ish's Community Market, Corp., doing business as Evergreen Market, located at 2539 Mission Street (District 9), 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?**

14. [211008](#) **[Liquor License Transfer - 524 Post Street - The Olympic Club]**
Resolution determining that the transfer of a Type-21 off-sale general beer, wine, and distilled spirits liquor license to The Olympic Club, located at 524 Post Street (District 3), 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. (Clerk of the Board)

Question: Shall this Resolution be ADOPTED?

Recommendations of the Rules Committee

Present: Supervisors Peskin, Mandelman, Chan

15. [211029](#) **[Administrative Code - Naming the City Hall Press Room for Barbara A. Taylor]**
Sponsors: Peskin; Walton, Ronen and Mandelman
Ordinance amending the Administrative Code to name the City Hall Press Room in memory of legendary reporter Barbara Ann Taylor.

Question: Shall this Ordinance be PASSED ON FIRST READING?

Present: Supervisors Mandelman, Chan

16. [210479](#) **[Appointments, Immigrant Rights Commission - Zay David Latt, Mario Paz, Celine Kennelly, Nima Rahimi, Sarah Souza, and Lucia Obregon Matzer]**
Motion appointing Zay David Latt (residency requirement waived), Mario Paz (residency requirement waived), Celine Kennelly, Nima Rahimi, Sarah Souza, and Lucia Obregon Matzer, terms ending June 6, 2023, to the Immigrant Rights Commission. (Rules Committee)

Question: Shall this Motion be APPROVED?

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

SPECIAL ORDER 3:00 P.M.*APPEAL PROCEDURES*

Board Rule 4.18 provides that public hearings on appeals shall be scheduled for 3:00 p.m. If more than one public hearing is scheduled, then the Clerk, in consultation with the President, may determine the order in which the appeals will be scheduled. Second and later appeals may be scheduled at specified times later than 3:00 p.m. An appeal shall not be heard prior to its scheduled time on the calendar, and it may not be called until the Board's consideration of appeals scheduled earlier on the calendar is completed. It is the policy of the Clerk of the Board to schedule multiple appeals in the following order at 3:00 p.m:

- 1. Appeals where all parties have agreed to request a continuance or a tabling of the appeal.*
- 2. Continued appeals from previous Board meetings (continued appeals will be listed in order of those closest to deadlines for Board decision).*
- 3. Appeals appearing on the calendar for the first time, in chronological order of receipt by the Clerk.*
- 4. Multiple appeals appearing on the calendar may be staggered at times specific, beginning at 3:00 p.m.*
- 5. Appeals involving participants who have ADA considerations may be set for specific times beginning at 3:00 p.m.*

PUBLIC COMMENT WILL BE TAKEN

[1 \(415\) 655-0001 / Meeting ID: 2497 088 9733 # #](tel:4156550001)

(Continued from October 5, 2021, and October 26, 2021. The Office of the Clerk of the Board is in receipt of a letter, dated November 4, 2021, from Brian O'Neill of Zacks, Freedman & Patterson, PC, representing the appellants, Tom and Kari Rocca, withdrawing their appeal.)

17. [210927](#) [Hearing - Appeal of Determination of Exemption From Environmental Review - Proposed 35 Ventura Avenue Project]

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 November 18, 2018, for the proposed project at 35 Ventura Avenue, Assessor's Parcel Block No. 2816, Lot No. 008, to include the second floor addition of 15 feet in height for the proposed property that would consist of an approximately 30 foot tall, 3,000 square foot, single family home. (District 7) (Appellant: Ryan Patterson of Zacks, Freedman & Patterson PC, on behalf of Tom and Kari Rocca) (Filed August 30, 2021) (Clerk of the Board)

10/05/2021; CONTINUED.

10/26/2021; CONTINUED.

Question: Shall this Hearing be HEARD AND FILED?

Pursuant to Government Code Section 65009, notice is hereby given: If you challenge the above matter in court, you may be limited to raising only those issues you or someone else raised at the public hearing described above, or in written correspondence delivered to the Board of Supervisors, (1 Dr. Carlton B. Goodlett Place, Room 244; San Francisco, CA 94102-4689) at, or prior to, the public hearing.

(Only one of the following two Motions should be approved.)

18. [210928](#) **[Affirming the Categorical Exemption Determination - 35 Ventura Avenue]**
Motion affirming the determination by the Planning Department that the proposed project at 35 Ventura Avenue is categorically exempt from further environmental review. (Clerk of the Board)

10/05/2021; CONTINUED.

10/26/2021; CONTINUED.

Question: Shall this Motion be APPROVED?
19. [210929](#) **[Conditionally Reversing the Exemption Determination - 35 Ventura Avenue]**
Motion conditionally reversing the determination by the Planning Department that the proposed project at 35 Ventura Avenue is categorically exempt from further environmental review, subject to the adoption of written findings of the Board in support of this determination. (Clerk of the Board)

10/05/2021; CONTINUED.

10/26/2021; CONTINUED.

Question: Shall this Motion be APPROVED?
20. [210930](#) **[Preparation of Findings to Reverse the Exemption Determination - 35 Ventura Avenue]**
Motion directing the Clerk of the Board to prepare findings reversing the determination by the Planning Department that the proposed project at 35 Ventura Avenue is categorically exempt from further environmental review. (Clerk of the Board)

10/05/2021; CONTINUED.

10/26/2021; CONTINUED.

Question: Shall this Motion be APPROVED?

COMMITTEE REPORTS

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

The following item will be considered by the Rules Committee at a Regular Meeting on Monday, November 8, 2021, at 10:00 a.m. The Chair intends to request the Committee to send the following item as a Committee Report on Tuesday, November 9, 2021.

21. [211031](#) **[Administrative Code - Request for Sheriff's Services]**
Sponsors: Safai; Peskin, Mar and Mandelman
Ordinance amending the Administrative Code to authorize the Sheriff to contract with private individuals and private entities to provide supplemental law enforcement services.

Question: Shall this Ordinance be PASSED ON FIRST READING?

22. 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.

23. 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 visual displayed should provide in advance of the meeting to the Clerk of the Board (bos.legislation@sfgov.org), clearly state such during testimony, and subsequently request the document be removed when they want the screen to return to live coverage of the meeting.

PUBLIC COMMENT CALL-IN

[1 \(415\) 655-0001 / Meeting ID: 2497 088 9733 # #](tel:4156550001)

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 24 and 25 will be taken during Item 23 - General Public Comment.)

Items 24 and 25

24. [211157](#) **[Recognizing November as National Native American Heritage Month]**
Sponsors: Ronen; Chan
Resolution recognizing November 1, 2021, through November 30, 2021, as National Native American Heritage Month for their contributions to our nation and as first peoples of San Francisco, celebrating the heritages and cultures of Native Americans and the contributions of Native Americans to the United States, and encouraging all people to participate in activities and events to learn about and understand the contribution of native peoples to this land.

11/02/2021; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

25. [211145](#) **[Final Map No. 10341 - 3310 Mission Street]**
Motion approving Final Map No. 10341, an eight residential unit and two commercial unit, mixed-use condominium project, located at 3310 Mission Street, being a subdivision of Assessor's Parcel Block No. 6635, Lot No. 054; and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

11/01/2021; RECEIVED FROM DEPARTMENT.

11/03/2021; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

26. 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.)
[1 \(415\) 655-0001 / Meeting ID: 2497 088 9733 # #](#)

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**211074 [Settlement of Lawsuit - Judy O'Neil - \$2,500,000]**

Ordinance authorizing settlement of the lawsuit filed by Judy O'Neil against the City and County of San Francisco for \$2,500,000; the lawsuit was filed on December 19, 2017, in U.S. District Court for the Northern District of California, Case No. 17-cv-07190; entitled Judy O'Neil v. City and County of San Francisco, et al.; the lawsuit involves an officer involved shooting that resulted in the death of Keita O'Neil. (City Attorney)

11/01/2021; RECEIVED FROM DEPARTMENT.

11/09/2021; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

211075 [Settlement of Lawsuit - Steven D. Lee - \$600,000]

Ordinance authorizing settlement of the lawsuit filed by Steven D. Lee against the City and County of San Francisco for \$600,000; the lawsuit was filed on April 29, 2020, in San Francisco Superior Court, Case No. CGC-20-584260; entitled Steven D. Lee v. City and County of San Francisco, et al.; the lawsuit involves alleged personal injury on a City street. (City Attorney)

11/01/2021; RECEIVED FROM DEPARTMENT.

11/09/2021; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

211076 [Settlement of Lawsuit - Andrea Gansheimer - \$315,000]

Ordinance authorizing settlement of the lawsuit filed by Andrea Gansheimer against the City and County of San Francisco for \$315,000; the lawsuit was filed on January 23, 2020, in San Francisco Superior Court, Case No. CGC-20-582426; entitled Andrea Gansheimer v. City and County of San Francisco, et al.; the lawsuit involves alleged personal injury from vehicle collision. (City Attorney)

11/01/2021; RECEIVED FROM DEPARTMENT.

11/09/2021; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

PROPOSED RESOLUTIONS

211141 [Ground Lease Modification - United Airlines, Inc. - Three-Year Term Extension]

Resolution approving Modification No. 3 to Ground Lease No. 00-0464 between the City and County of San Francisco, acting by and through its Airport Commission, and United Airlines, Inc. to extend the term by three years, provide for rent adjustments during the extension term, and update certain legal provisions required by applicable local, state, and federal laws, as defined herein, to take effect only after approval by the Board of Supervisors. (Airport Commission)

10/27/2021; RECEIVED FROM DEPARTMENT.

11/09/2021; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

211142 [License Agreements - Department of the Environment - Zero Waste Signmaker Tool]

Resolution authorizing the Department of the Environment to enter into agreements with other municipalities and entities under which the City will grant a royalty free, irrevocable, and perpetual license to use the City's Zero Waste Signmaker Tool. (Environment)

10/28/2021; RECEIVED FROM DEPARTMENT.

11/09/2021; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

211143 [Accept and Expend Grant - Larkin Street Youth Services - Rising Up - \$130,000]

Resolution authorizing the Office of the Treasurer and Tax Collector to accept and expend a grant in the amount of \$130,000 from Larkin Street Youth Services for the purpose of providing one-on-one financial coaching to Transitional Age Youth through the Rising Up campaign from January 1, 2022, through December 31, 2022. (Treasurer-Tax Collector)

10/28/2021; RECEIVED FROM DEPARTMENT.

11/09/2021; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

211144 [Ground Lease Modification - United Airlines, Inc. - Three-Year Term Extension]

Resolution approving Modification No. 1 to Ground Lease No. 96-0268 between the City and County of San Francisco, acting by and through its Airport Commission, and United Airlines, Inc. to extend the term by three years, provide for rent adjustments during the extension term, and update certain legal provisions required by applicable local, state, and federal laws, as defined herein, to take effect only after approval by the Board of Supervisors. (Airport Commission)

10/29/2021; RECEIVED FROM DEPARTMENT.

11/09/2021; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

211162 [Petitions and Communications]

Petitions and Communications received from October 28, 2021, through November 4, 2021, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on November 9, 2021.

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, submitting the Thirty-Ninth Supplement to the Mayoral Proclamation Declaring the Existence of a Local Emergency. Copy: Each Supervisor. (1)

From the Office of the Mayor, making an appointment to the following Department. Copy: Each Supervisor. (2)

Appointment pursuant to Charter, Section 13.101.5(a)

- Office of the City Attorney
 - o David Chiu - Effective 11:59 p.m. on October 31, 2021

From the Office of the Mayor, making a nomination to the following body. Copy: Each Supervisor. (3)

Nomination pursuant to California Health and Safety Code, Section 34179(a)(10), and Ordinance No. 215-12

- Successor Redevelopment Agency Oversight Board
 - o Timothy Kojo Minta - term ending January 24, 2024

From the Office of the Clerk of the Board, submitting the June 7, 2022, Board of Supervisors Election Schedule. Copy: Each Supervisor. (4)

From Dennis Herrera, Office of the City Attorney, submitting a memorandum regarding the temporary discharge of duties of the City Attorney during the transition. Copy: Each Supervisor. (5)

From Verizon Wireless, submitting Notice of a project pursuant to the provisions of the California Public Utilities Commission, General Order No.159A, construction of cellular radiotelephone facilities in California. Copy: Each Supervisor. (6)

From the California Coastal Commission, submitting a Public Hearing Notice regarding Permit Amendment Application No. 2-15-1357-A1 (San Francisco Public Utilities Commission Armoring, Ocean Beach). Copy: Each Supervisor. (7)

From concerned citizens, regarding a proposed Ordinance amending the Planning Code to clarify the requirements for applications under the City's local Accessory Dwelling Unit approval process. File No. 210699. 2 Letters. Copy: Each Supervisor. (8)

From Anastasia Yovanopoulos, regarding a Hearing on the de facto route abandonment and service restoration for Muni buses, trains, and cable cars. File No. 210748. Copy: Each Supervisor. (9)

From the San Francisco Climate Emergency Coalition, submitting a letter of support regarding a proposed Ordinance amending the Planning Code to repeal Article 12 regarding Oil and Gas Facilities. File No. 210807. Copy: Each Supervisor. (10)

From Karen Y. Wong, regarding housing the homeless. Copy: Each Supervisor. (11)

From Jessica Wang, regarding the San Francisco International Airport (SFO) Quality Standards Program and the Healthy Airport Ordinance (HCAO Amendment). Copy: Each

Supervisor. (12)

From concerned citizens, regarding the 469 Stevenson Street project. File No. 210919. 2 Letters. Copy: Each Supervisor. (13)

From Dawn Ogawa, regarding housing in San Francisco. Copy: Each Supervisor. (14)

From OrthoNorCal, submitting a WARN Act Notice pursuant to California Labor Code, Section 1401. Copy: Each Supervisor. (15)

From Lydia Cassorla, regarding various subjects concerning Outside Lands. Copy: Each Supervisor. (16)

From Pamela Tau Lee, regarding paid time off legislation for caregivers. (File No. 211132) Copy: Each Supervisor. (17)

From Andrew Sullivan, regarding the renewal of the 2003 Prop K sales tax. Copy: Each Supervisor. (18)

From a concerned citizen, regarding a proposed Ordinance amending the Municipal Elections Code to allow non-United States Citizen's to vote in School Board Elections. File No. 210961. Copy: Each Supervisor. (19)

From Robert Black Jr., regarding crime in San Francisco. Copy: Each Supervisor. (20)

From Estela Becerra, regarding a proposed Resolution that would add the commemorative street name "Polytechnic Way" to the 700 block of Frederick Street in recognition of San Francisco's first public high school and its contribution to the education of thousands from 1894 to 1972. Copy: Each Supervisor. (21)

From concerned citizens, regarding bicyclist blocking the Great Highway. 5 Letters. Copy: Each Supervisor. (22)

From concerned citizens, regarding the Great Highway. 9 Letters. Copy: Each Supervisor. (23)

From concerned citizens, regarding a Resolution calling for the creation of a "Beach to Bay" car-free connection and urging improvements to park accessibility and equitable access to Golden Gate Park. Resolution No. 442-21. File No. 210944. 6 Letters. Copy: Each Supervisor. (24)

From the Office of the Mayor, submitting the Termination of the Thirty-Ninth Supplement to the Mayoral Proclamation Declaring the Existence of a Local Emergency. Copy: Each Supervisor. (25)

From the Office of the Mayor, submitting the Fortieth Supplement to the Mayoral Proclamation Declaring the Existence of a Local Emergency. Copy: Each Supervisor. (26)

ADJOURNMENT