



# 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, May 7, 2024 - 2:00 PM

#### Regular Meeting

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

Angela Calvillo, Clerk of the Board

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#### BOARD COMMITTEES

##### Committee Membership

**Budget and Appropriations Committee**  
Supervisors Chan, Mandelman, Melgar, Walton, Peskin

**Budget and Finance Committee**  
Supervisors Chan, Mandelman, Melgar

**Government Audit and Oversight Committee**  
Supervisors Preston, Stefani, Chan

**Land Use and Transportation Committee**  
Supervisors Melgar, Preston, Peskin

**Public Safety and Neighborhood Services Committee**  
Supervisors Stefani, Engardio, Dorsey

**Rules Committee**  
Supervisors Ronen, Walton, Safai

##### Meeting Days

Wednesday  
1:30 PM

Wednesday  
10:00 AM

1st and 3rd Thursday  
10:00 AM

Monday  
1:30 PM

2nd and 4th Thursday  
10:00 AM

Monday  
10:00 AM

### **The Levine Act**

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

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### **Know Your Rights Under The Sunshine Ordinance**

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](mailto:sotf@sfgov.org). Citizens may obtain a free copy of the Sunshine Ordinance by printing the San Francisco Administrative Code, Chapter 67, on the Internet at [www.sfbos.org/sunshine](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 (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](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 [www.sfethics.org](http://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 April 2, 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 6

### Recommendations of the Government Audit and Oversight Committee

*Present: Supervisors Preston, Chan*

1. [240220](#) **[Settlement of Lawsuit - Aidan Gauper and Cory Maryott - \$800,000]**  
Ordinance authorizing a partial settlement of the lawsuit filed by Aidan Gauper and Cory Maryott against the City and County of San Francisco for \$800,000; the lawsuit was filed on April 10, 2023, in San Francisco Superior Court, Case No. CGC-23-605730; entitled Ralph Bower, et al. v. City and County of San Francisco; the lawsuit involves alleged personal injury on a City street. (City Attorney)

04/30/2024; PASSED ON FIRST READING.

**Question: Shall this Ordinance be FINALLY PASSED?**

2. [240221](#) **[Settlement of Lawsuit - Patrick Marks - \$55,000]**  
Ordinance authorizing settlement of the lawsuit filed by Patrick Marks against the City and County of San Francisco for \$55,000; the lawsuit was filed on May 19, 2022, in San Francisco Superior Court, Case No. CGC-22-599713; entitled Patrick Marks v. City and County of San Francisco; the lawsuit involves alleged personal injury on a City sidewalk. (City Attorney)  
04/30/2024; PASSED ON FIRST READING.  
**Question: Shall this Ordinance be FINALLY PASSED?**
3. [240251](#) **[Settlement of Lawsuit - Ralph Harris - \$400,000]**  
Ordinance authorizing settlement of the lawsuit filed by Ralph Harris against the City and County of San Francisco for \$400,000; the lawsuit was filed on November 4, 2021, in San Francisco Superior Court, Case No. CGC-21-596449; entitled Ralph Harris v. City of San Francisco, et al.; the lawsuit involves alleged personal injury on a City sidewalk. (City Attorney)  
04/30/2024; PASSED ON FIRST READING.  
**Question: Shall this Ordinance be FINALLY PASSED?**
4. [240252](#) **[Settlement of Lawsuit - Debra M. Hoisch - \$157,500]**  
Ordinance authorizing settlement of the lawsuit filed by Debra M. Hoisch against the City and County of San Francisco for \$157,500; the lawsuit was filed on May 3, 2022, in San Francisco Superior Court, Case No. CGC-22-599474; entitled Debra M. Hoisch v. City and County of San Francisco; the lawsuit involves a trip and fall on a City Street. (City Attorney)  
04/30/2024; PASSED ON FIRST READING.  
**Question: Shall this Ordinance be FINALLY PASSED?**
5. [240282](#) **[Settlement of Lawsuit - Elijah Williams - \$37,500]**  
Ordinance authorizing settlement of the lawsuit filed by Elijah Williams against the City and County of San Francisco for \$37,500; the lawsuit was filed on June 28, 2022, in San Francisco Superior Court, Case No. CGC-22-600440; entitled Elijah Williams, a Minor, By And Through His Guardian Ad Litem Ann Precilla Luyon v. City and County of San Francisco, et al.; the lawsuit involves an alleged personal injury caused by an alleged dangerous condition of public property. (City Attorney)  
04/30/2024; PASSED ON FIRST READING.  
**Question: Shall this Ordinance be FINALLY PASSED?**

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

*Present: Supervisors Melgar, Preston, Peskin*

**6. 240089 [Planning Code - Landmark Designation - San Francisco Fire Station No. 44]**

**Sponsors: Walton; Peskin and Mandelman**

Ordinance amending the Planning Code to designate San Francisco Fire Station No. 44, located at 1298 Girard Street, Assessor’s Parcel Block No. 6194, Lot No. 010, as a Landmark consistent with the standards set forth in Article 10 of the Planning Code; affirming the Planning Department’s determination under the California Environmental Quality Act; and making public necessity, convenience, and welfare findings under Planning Code, Section 302, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

04/30/2024; PASSED ON FIRST READING.

**Question: Shall this Ordinance be FINALLY PASSED?**

**REGULAR AGENDA**

**NEW BUSINESS**

**Recommendations of the Budget and Finance Committee**

*Present: Supervisors Chan, Mandelman, Melgar*

**7. 240299 [Administrative Code - Firefighter Personal Protective Equipment Containing PFAS]**

**Sponsors: Peskin; Safai, Chan, Melgar, Engardio, Mandelman and Stefani**

Ordinance amending the Administrative Code to prohibit the Fire Department from providing or using personal protective equipment containing intentionally-added PFAS (perfluoroalkyl and polyfluoroalkyl substances) by June 30, 2026; and requiring the Fire Department to conduct regular meetings with labor representatives, and submit regular reports to the Board of Supervisors and Fire Commission, regarding its progress toward meeting the June 30, 2026, deadline.

(Meet and confer obligations met.)

(Fiscal Impact)

**Question: Shall this Ordinance be PASSED ON FIRST READING?**

*Present: Supervisors Chan, Melgar*

8. [240153](#) **[Grant Amendment - Westside Community Mental Health Center - Minna Program - Not to Exceed \$18,336,834]**  
Resolution approving a second amendment to Contract No. 1000025153 for the Minna Program between Westside Community Mental Health Center and the City and County of San Francisco, acting by and through its Adult Probation Department, to increase the grant amount by \$10,776,676 for a total not to exceed amount of \$18,336,834; and to extend the performance period for two years and 10 months from July 1, 2024, for a performance period of May 1, 2022, through April 30, 2027, with Board of Supervisors' approval under Charter, Section 9.118. (Adult Probation)

(Fiscal Impact)

**Question: Shall this Resolution be ADOPTED?**

9. [240154](#) **[Grant Amendment - Westside Community Mental Health Center - Treatment, Recovery, and Prevention Program - Not to Exceed \$17,308,923]**  
Resolution approving a third amendment to Contract No. 1000022359 for the Treatment, Recovery, and Prevention (TRP) Program between Westside Community Mental Health Center and the City and County of San Francisco, acting by and through its Adult Probation Department, to increase the grant amount by \$7,803,200 for a total not to exceed amount of \$17,308,923; and to extend the performance period for two years and one month from June 30, 2024, for a performance period of August 1, 2021, through July 31, 2026, with Board of Supervisors' approval under Charter, Section 9.118. (Adult Probation)

(Fiscal Impact)

**Question: Shall this Resolution be ADOPTED?**

*Present: Supervisors Chan, Mandelman, Melgar*

10. [240303](#) **[Accept and Expend Grant - Bay Area Young Survivors - Golden Gate Park - Approximately \$800,000]**  
**Sponsors: Mayor; Chan**  
Resolution authorizing the Recreation and Park Department (RPD) to accept and expend an approximately \$300,000 increase to the grant from the Bay Area Young Survivors (BAYS), with a total funding of approximately \$800,000 so that BAYS can deliver the in-kind grant of a renovated seating area on Conservatory East at Arguello Boulevard for the project term of upon approval of this Resolution until Notice of Substantial Completion; and to authorize the RPD General Manager to enter into amendments or modifications to the grant that do not materially increase the obligations or liabilities to the City and are necessary to effectuate the purposes of the grant or this Resolution. (Recreation and Park Department)

**Question: Shall this Resolution be ADOPTED?**

11. [240337](#) **[Grant Agreement Amendment - Compass Family Services - Flexible Housing Subsidy Pool - Not to Exceed \$29,151,597]**  
**Sponsors: Mayor; Mandelman**  
Resolution approving the second amendment to the grant agreement between the Compass Family Services and the Department of Homelessness and Supportive Housing (“HSH”) for supportive services and administration of a Flexible Housing Subsidy Pool program for families; extending the grant term by 24 months from June 30, 2024, for a total term of October 1, 2022, through June 30, 2026; increasing the agreement amount by \$20,183,620 for a total amount not to exceed \$29,151,597; and authorizing HSH to enter into any amendments or other modifications to the agreement that do not materially increase the obligations or liabilities, or materially decrease the benefits to the City and are necessary or advisable to effectuate the purposes of the agreement. (Department of Homelessness and Supportive Housing)
- (Fiscal Impact)
- Question: Shall this Resolution be ADOPTED?**
12. [240338](#) **[Grant Agreement Amendment - Compass Family Services - Family Housing Ladder - Not to Exceed \$13,104,997]**  
**Sponsors: Mayor; Mandelman**  
Resolution approving the first amendment to the grant agreement between Compass Family Services and the Department of Homelessness and Supportive Housing (“HSH”) for services and subsidy administration for the family housing ladder program; extending the grant term by 24 months from June 30, 2024, for a total term of October 1, 2022, through June 30, 2026; increasing the agreement amount by \$7,038,650 for a total amount not to exceed \$13,104,997; and authorizing HSH to enter into any amendments or other modifications to the agreement that do not materially increase the obligations or liabilities, or materially decrease the benefits to the City and are necessary or advisable to effectuate the purposes of the agreement. (Department of Homelessness and Supportive Housing)
- (Fiscal Impact)
- Question: Shall this Resolution be ADOPTED?**
13. [240343](#) **[Emergency Declaration - Repair and Restoration of Pine Lake Park Slope - \$5,000,000]**  
**Sponsor: Engardio**  
Resolution approving an emergency declaration of the San Francisco Public Utilities Commission pursuant to Administrative Code, Section 6.60, to contract resources for tree removal, slope repair and restoration, debris removal, and geotechnical engineering services in Pine Lake, which was damaged by flooding caused by a failed air valve on a water transmission pipeline, with a total estimated cost of \$5,000,000. (Public Utilities Commission)
- (Fiscal Impact)
- Question: Shall this Resolution be ADOPTED?**

14. [240368](#) **[Apply for, Accept and Expend Grant - U.S. Department of Housing and Urban Development - Community Development Block Grant Program - \$25,638,788 - FY2024-2025]**  
**Sponsor: Mayor**  
Resolution approving the Fiscal Year (FY) 2024-2025 Community Development Block Grant (CDBG) Program; authorizing the Mayor, on behalf of the City and County of San Francisco, to apply for, accept and expend the City's FY2024-2025 CDBG Program entitlement from the United States (U.S.) Department of Housing and Urban Development in the amount of up to \$19,808,788 and to expend estimated program income in the amount of \$5,830,000 for a combined total of approximately \$25,638,788 for a period beginning July 1, 2024, through the date when all funds are expended. (Mayor's Office of Housing and Community Development)
- Question: Shall this Resolution be ADOPTED?**
15. [240369](#) **[Apply for, Accept, and Expend Grant - U.S. Department of Housing and Urban Development - Housing Opportunities for Persons with AIDS Program - \$13,301,528 - FY2024-2025]**  
**Sponsors: Mayor; Dorsey, Mandelman and Engardio**  
Resolution approving the Fiscal Year (FY) 2024-2025 Housing Opportunities for Persons with AIDS (HOPWA) Program; and authorizing the Mayor, on behalf of the City and County of San Francisco, to apply for, accept, and expend the City's FY2024-2025 HOPWA Program entitlement from the United States (U.S.) Department of Housing and Urban Development in the amount of \$8,095,766 and to expend program income and reprogrammed funds in the amount of \$5,205,762 for a combined total of \$13,301,528 for the period of July 1, 2024, through June 30, 2027.
- Question: Shall this Resolution be ADOPTED?**
16. [240370](#) **[Apply for, Accept and Expend Grant - U.S. Department of Housing and Urban Development - HOME Investment Partnership Program - \$7,761,293 - FY2024-2025]**  
**Sponsor: Mayor**  
Resolution approving the Fiscal Year (FY) 2024-2025 HOME Investment Partnership Program; and authorizing the Mayor, on behalf of the City and County of San Francisco, to apply for, accept and expend the City's FY2024-2025 HOME Program entitlement from the United States (U.S.) Department of Housing and Urban Development in the amount of \$5,761,293 and to expend program income in the amount of \$2,000,000 for a combined total of \$7,761,293 for the term of July 1, 2024, through June 30, 2029. (Mayor's Office of Housing and Community Development)
- Question: Shall this Resolution be ADOPTED?**

17. [240371](#) **[Apply for, Accept, and Expend Grant - U.S. Department of Housing and Urban Development Emergency Solutions Grants Program - \$1,802,414 - FY2024-2025]**

**Sponsor: Mayor**

Resolution approving the Fiscal Year (FY) 2024-2025 Emergency Solutions Grants (ESG) Program; and authorizing the Mayor, on behalf of the City and County of San Francisco, to apply for, accept, and expend the City's FY2024-2025 ESG Program entitlement from the United States (U.S.) Department of Housing and Urban Development, in the amount of \$1,802,414 for an unspecified period starting July 1, 2024.

**Question: Shall this Resolution be ADOPTED?**

18. [240373](#) **[Accept and Expend Grant - California Department of Housing and Community Development - Affordable Housing and Sustainable Communities Program - Transbay Block 2 East Family - \$41,011,377]**

**Sponsors: Mayor; Dorsey and Mandelman**

Resolution authorizing the Mayor's Office of Housing and Community Development ("MOHCD") to execute the Standard Agreements with the California Department of Housing and Community Development ("HCD" or "Department") under the Affordable Housing and Sustainable Communities Program for a total award of \$41,011,377 including \$28,000,000 disbursed by HCD as a loan to the Transbay 2 Family, L.P. a California limited partnership ("Developer") for a 100% affordable housing project at 200 Folsom (commonly known as Transbay Block 2 East), \$7,711,377 to be disbursed as a grant to the Developer for regional transit and infrastructure and programmatic funding near Transbay Block 2 East, and \$5,300,000 to be disbursed as a grant to the City for public transportation improvements near Transbay Block 2 East, for the period starting on the execution date of the Standard Agreements through November 30, 2043; and authorizing MOHCD to accept and expend the grant of up to \$5,300,000 for transportation, streetscape and pedestrian improvements and other transit oriented programming and improvement as approved by HCD. (Mayor's Office of Housing and Community Development)

**Question: Shall this Resolution be ADOPTED?**

19. [240374](#) **[100% Permanent Supportive Housing - 1633 Valencia Street - Mercy Housing California 108, L.P. - Loan Not to Exceed \$41,036,048 - Grant Not to Exceed \$80,785,406]**

**Sponsors: Mayor; Ronen**

Resolution approving and authorizing the Mayor and the Director of the Mayor's Office of Housing and Community Development ("MOHCD") to execute agreements with Mercy Housing California 108, L.P. relating to 1) a loan in an amount not to exceed \$41,036,048 for a minimum term of 55 years to provide permanent financing for a 146-unit (including one manager's unit) permanent supportive housing development, plus resident common areas and supportive services space, on real property located at 1633 Valencia Street (the "Project"), and 2) a grant in an amount not to exceed \$80,785,406 for a 19-year term to provide Local Operating Subsidy Program funds to subsidize operations and debt service for the Project; 3) adopting findings that the Project and proposed transactions are consistent with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and 4) authorizing the Director of MOHCD and/or the Director of Property, or their designees, to make certain modifications to the loan and grant documents and take certain actions in furtherance of this Resolution, as defined herein. (Mayor's Office of Housing and Community Development)

(Fiscal Impact)

**Question: Shall this Resolution be ADOPTED?**

20. [240380](#) **[Accept and Expend Grant - Retroactive - Crankstart Foundation - San Francisco Public Defender's Pretrial Release Unit - \$150,000]**

**Sponsors: Ronen; Mandelman**

Resolution retroactively authorizing the San Francisco Public Defender's Office to accept and expend a grant in the amount of \$150,000 from the Crankstart Foundation to provide representation in Pretrial Release and Pre-Arrestment proceedings ensuring the rights of vulnerable detained people accused of crimes through Public Defender Pretrial Legal Representation for the period of January 1, 2024, through September 30, 2024. (Public Defender)

**Question: Shall this Resolution be ADOPTED?**

**Referred Without Recommendation From the Budget and Finance Committee**

*Present: Supervisors Chan, Melgar*

21. [240152](#) **[Grant Amendment - Tenderloin Housing Clinic, Inc. - Justice-Involved Transitional Housing and Supportive Services Program - Not to Exceed \$11,143,960]**  
Resolution approving a fifth amendment to Contract No. 1000020198 for the Justice-Involved Housing and Supporting Services Program between Tenderloin Housing Clinic, Inc. and the City and County of San Francisco, acting by and through its Adult Probation Department, to increase the grant amount by \$1,214,651 for a total not to exceed amount of \$11,143,960 with Board of Supervisors' approval under Charter, Section 9.118, and with no change to the grant term of March 1, 2020, through June 30, 2024. (Adult Probation)

(Fiscal Impact)

**Question: Shall this Resolution be ADOPTED?**

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

*Present: Supervisors Melgar, Preston, Peskin*

22. [231075](#) **[Park Code - Great Highway Extension - Road Closure]**  
**Sponsor: Mayor**  
Ordinance amending the Park Code to close the Great Highway Extension, beginning at Sloat Boulevard and extending south for a distance of approximately 3,317 feet, to vehicles to allow for a multi-use trail and to improve shoreline resilience as part of the Ocean Beach Climate Change Adaptation Project; making an associated finding under the California Vehicle Code; making environmental findings, including adopting a statement of overriding considerations 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.

**Question: Shall this Ordinance be PASSED ON FIRST READING?**

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

*Present: Supervisors Stefani, Engardio, Dorsey*

23. [240175](#) **[Administrative Code - Firearm and Ammunition Procurement]**  
**Sponsor: Stefani**  
Ordinance amending the Administrative Code to set minimum qualifications for suppliers from which the City procures firearms and ammunition.

**Question: Shall this Ordinance be PASSED ON FIRST READING?**

24. [240302](#) **[Administrative Code - Family Violence Council]**  
**Sponsor: Stefani**  
Ordinance amending the Administrative Code to extend the sunset date of the Family Violence Council to May 1, 2027, and allow the Mayor to select a City department to provide administrative support to the Council; and update the text to reflect prior changes in membership of the Council.  
**Question: Shall this Ordinance be PASSED ON FIRST READING?**
25. [240250](#) **[Liquor License Issuance - 2965 Mission Street - Endgames Improv]**  
Resolution determining that the issuance of a Type-90 on-sale general music venue liquor license to Endgames Improv, LLC, to do business as Endgames Improv located at 2965 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?**
26. [240261](#) **[Liquor License Issuance - 523 Broadway Street - Paname SF]**  
Resolution determining that the issuance of a Type-90 on-sale general music venue liquor license to Le Petit Paris 75 LLC, to do business as Paname SF located at 523 Broadway 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; and requesting that the California Department of Alcoholic Beverage Control impose conditions on the issuance of the license. (Public Safety and Neighborhood Services Committee)  
**Question: Shall this Resolution be ADOPTED?**
27. [240327](#) **[Liquor License Transfer - 2134-2140 Polk Street - Bi-Rite]**  
Resolution determining that the transfer of a Type-21 off-sale general beer, wine, and distilled spirits liquor license to BR Polk LLC, doing business as Bi-Rite, located at 2134-2140 Polk 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; and requesting that the California Department of Alcoholic Beverage Control impose conditions on the issuance of the license. (Public Safety and Neighborhood Services Committee)  
**Question: Shall this Resolution be ADOPTED?**

**Recommendations of the Rules Committee**

*Present: Supervisors Ronen, Walton, Safai*

**28. [231145](#) [Administrative Code - Surveillance Technology Policy - Driver-Safety Video Analytics]**

Ordinance approving a Surveillance Technology Policy for San Francisco Municipal Transportation Agency (SFMTA) use of Driver-Safety Video Analytics. (Municipal Transportation Agency)

**Question: Shall this Ordinance be PASSED ON FIRST READING?**

**29. [240301](#) [Administrative Code - Agreements with Government Entities]  
Sponsors: Peskin; Ronen**

Ordinance amending the Administrative Code to allow City departments to enter into and amend agreements for construction, goods, and services, and real property leases with government entities without complying with solicitation requirements that would otherwise apply, and without adhering to provisions in the Municipal Code that impose obligations on contracting parties as a condition to agreement with the City.

**Question: Shall this Ordinance be PASSED ON FIRST READING?**

**30. [240300](#) [Mayoral Appointment, Planning Commission - Lydia So]**

Motion approving the Mayoral nomination for the appointment of Lydia So, term ending June 30, 2026, to the Planning Commission. (Clerk of the Board)

(Charter, Section 4.105, provides that this nomination is subject to approval by the Board of Supervisors and shall be the subject of a public hearing and vote within 60 days from the date the nomination is transmitted to the Clerk of the Board. If the Board fails to act on the nomination within 60 days from the date the nomination is transmitted to the Clerk, then the nominee shall be deemed approved. Transmittal date: March 26, 2024.)

**Question: Shall this Motion be APPROVED?**

**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. M24-037 (File No. 240291), approved on April 16, 2024.*

31. [240292](#) **[Hearing - Committee of the Whole - Report of Assessment Costs for Sidewalk Inspection and Repair Program - May 7, 2024, at 4:00 p.m.]**  
Hearing to consider objections to a report of assessment costs submitted by the Director of Public Works for sidewalk and curb repairs through the Sidewalk Inspection and Repair Program, ordered to be performed by said Director pursuant to Public Works Code, Sections 707 and 707.1, the cost thereof having been paid for by the City and County out of a revolving fund; scheduled pursuant to Motion No. M24-037, contained in File No. 240291, approved on April 16, 2024. (Clerk of the Board)
- Question: Shall this Hearing be HEARD AND FILED?**

### Committee of the Whole Adjourn and Report

#### From the Board

32. [240293](#) **[Report of Assessment Costs - Sidewalk Inspection and Repair Program]**  
Resolution approving a report of assessment costs submitted by the Director of Public Works for sidewalk and curb repairs through the Sidewalk Inspection and Repair Program, ordered to be performed by said Director pursuant to the provisions of Public Works Code, Section 706.9, and Administrative Code, Chapter 80, the costs thereof having been paid for out of a revolving fund. (Public Works)
- Question: Shall this Resolution be ADOPTED?**

## SPECIAL ORDER 4:00 P.M.

### Board of Supervisors Sitting as a Committee of the Whole

*Scheduled pursuant to Motion No. M24-038 (File No. 240294), approved on April 16, 2024.*

33. [240295](#) **[Hearing - Committee of the Whole - Report of Assessment Costs for Blighted Properties - Accelerated Sidewalk Abatement Program - May 7, 2024, at 4:00 p.m.]**

Hearing to consider objections to a report of assessment costs submitted by the Director of Public Works for inspection and/or repair of blighted properties ordered through the Accelerated Sidewalk Abatement Program, to be performed by said Director pursuant to Administrative Code, Chapter 80, the costs thereof having been paid for by the City and County out of a blight abatement fund; scheduled pursuant to Motion No. M24-038, contained in File No. 240294, approved on April 16, 2024. (Clerk of the Board)

**Question: Shall this Hearing be HEARD AND FILED?**

### Committee of the Whole Adjourn and Report

#### From the Board

34. [240296](#) **[Report of Assessment Costs for Blighted Properties - Accelerated Sidewalk Abatement Program]**

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

**Question: Shall this Resolution be ADOPTED?**

## COMMITTEE REPORTS

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

*The following item will be considered by the Land Use and Transportation Committee at a Regular Meeting on Monday, May 6, 2024, at 1:30 p.m. The Chair intends to request the Committee to send the following item as a Committee Report on Tuesday, May 7, 2024.*

35. [240260](#) **[Planning Code - 900 Kearny Street Special Use District]**

**Sponsor: Peskin**

Ordinance amending the Planning Code to modify the 900 Kearny Street Special Use District to allow an enclosed rooftop building addition with a restricted arts activities use; affirming the Planning Department's determination under the California Environmental Quality Act; making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and making findings of public necessity, convenience, and welfare pursuant to Planning Code, Section 302.

**Question: Shall this Ordinance be PASSED ON FIRST READING?**

*The following item will be considered by the Rules Committee at a Regular Meeting on Monday, May 6, 2024, at 10:00 a.m. The Chair intends to request the Committee to send the following item as a Committee Report on Tuesday, May 7, 2024.*

36. [240432](#) **[Appointment, Local Agency Formation Commission - Supervisor Hillary Ronen]**

Motion appointing Supervisor Hillary Ronen, term ending February 4, 2027, to the Local Agency Formation Commission. (Clerk of the Board)

**Question: Shall this Motion be APPROVED?**

37. **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.*

**38. 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 39 through 43 will be taken during Item 38 - General Public Comment.)*

**Items 39 through 43**

**39. [240446](#) [Supporting California State Senate Bill No. 997 (Portantino) - Drug Test Strips and Naloxone Access in Schools]**

**Sponsor: Ronen**

Resolution supporting California State Senate Bill No. 997 (SB 997), introduced by Senate Member Anthony Portantino (SD-25), on January 31, 2024, that would allow students to carry federally approved naloxone hydro-chloride nasal spray (Narcan) and for schools to provide fentanyl test strips to students.

04/30/2024; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**Question: Shall this Resolution be ADOPTED?**

- 40. [240447](#) [Affordable Housing Month - May 2024]**  
**Sponsors: Peskin; Preston**  
Resolution recognizing and commemorating the month of May 2024 as Affordable Housing Month in San Francisco; and affirming the City’s commitment to scaling up investments and strategies to produce, preserve, and protect affordable housing.  
  
05/01/2024; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.  
  
**Question: Shall this Resolution be ADOPTED?**
  
- 41. [240448](#) [Urging OEWD, Film SF, and the Film Commission to Coordinate a Plan to Attract a Major International Film Festival to Come to San Francisco]**  
**Sponsors: Peskin; Dorsey**  
Resolution urging the Office of Economic and Workforce Development (OEWD), Film SF, and the Film Commission to coordinate a comprehensive plan to attract a major international film festival to come to San Francisco, including submitting a bid to the Sundance Institute to relocate the Sundance Film Festival in advance of the 2026 expiration of the Institute’s contract with Park City, Utah.  
  
05/01/2024; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.  
  
**Question: Shall this Resolution be ADOPTED?**
  
- 42. [240431](#) [Reappointment, Child Care Planning and Advisory Council - Jerry Yang]**  
Motion reappointing Jerry Yang (residency requirement waived), term ending March 19, 2027, to the Child Care Planning and Advisory Council. (Clerk of the Board)  
  
04/30/2024; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.  
  
**Question: Shall this Motion be APPROVED?**
  
- 43. [240437](#) [Reappointment, Commission on the Aging Advisory Council - Morningstar Vancil]**  
Motion reappointing Morningstar Vancil, term ending March 31, 2026, to the Commission on the Aging Advisory Council. (Clerk of the Board)  
  
04/30/2024; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.  
  
**Question: Shall this Motion be APPROVED?**

#### 44. 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](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 ORDINANCE**

### **240434 [Municipal Elections Code - Supporters and Opponents in Ballot Questions for Local Measures]**

Ordinance amending the Municipal Elections Code to provide that the names of supporters and opponents of a local ballot measure submitted to the voters be listed in the ballot statement or question for each local measure except when including such names will cause there to be more than six ballot cards for that election. (Elections Department)

04/29/2024; RECEIVED FROM DEPARTMENT.

05/07/2024; ASSIGNED UNDER 30 DAY RULE to the Rules Committee.

## **PROPOSED RESOLUTIONS**

### **240435 [Settlement of Unlitigated Claims - U.S. Department of Health and Human Services - City to Receive \$441,521.39]**

Resolution approving the settlement of unlitigated claims in favor of the City and County of San Francisco against the U.S. Department of Health and Human Services by payment of \$441,521.39 to the City; the administrative claims were filed on December 29, 2016, and August 16, 2016; the claims involve underpayment of Medicare costs by the U.S. Department of Health and Human Services for outlier payments under the Medicare Inpatient Prospective Payer System for Federal Fiscal Years 2005-2006. (City Attorney)

04/24/2024; RECEIVED FROM DEPARTMENT.

05/07/2024; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

### **240436 [Lease of City Property - Friends and Foundation of the San Francisco Public Library - Portion of the Main Public Library - Initial Annual Base Rent of \$15,555.84 - Subject to Rent Abatement With Supplemental Funding]**

Resolution authorizing and approving the lease of 387 square feet of space at the Main Library located at 100 Larkin Street, with The Friends and Foundation of the San Francisco Public Library, a non-profit 501(c)(3), for an initial five-year term at an annual base rent of \$15,555.84 (or the monthly amount of \$1,296.32), with annual CPI increases to base rent and three additional five-year extension options, effective upon approval of this Resolution; and to authorize the Director of Property to enter into amendments or modifications to the Lease that do not materially increase the obligations or liabilities to the City and are necessary to effectuate the purposes of the Lease or this Resolution. (Real Estate Department)

04/29/2024; RECEIVED FROM DEPARTMENT.

05/07/2024; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

**240462 [Petitions and Communications]**

Petitions and Communications received from April 25, 2024, through May 2, 2024, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on May 7, 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 Capital Planning Committee (CPC), pursuant to Administrative Code, Section 3.21, submitting a notice of approval of the San Francisco Public Utilities Commission (SFPUC) Water and Wastewater Enterprise Fiscal Years (FY) 2025 and 2026 Capital Budget, and the Capital Plan for Fiscal Year (FY) 2025-2034. Copy: Each Supervisor. (1)

From the San Francisco Public Utilities Revenue Bond Oversight Committee (RBOC), submitting an Annual Report for Fiscal Year (FY) 2022-2023. Copy: Each Supervisor (2)

From the Mayor's Office of Housing and Community Development (MOHCD), pursuant to Administrative Code, Section 10.170-1(H), submitting a notice of a Federal grant line-item budget revision in excess of 15% for the HOME Investment Partnership American Rescue Plan (HOME-ARP) Program. File No. 220430; Resolution No. 268-22. Copy: Each Supervisor. (3)

From the Recreation and Park Department (RPD) and the San Francisco Municipal Transportation Agency (MTA), submitting a quarterly report on the Golden Gate Park Access and Safety Program for the quarter ending March 31, 2024. Copy: Each Supervisor. Copy: Each Supervisor. (4)

From various departments, pursuant to Administrative Code, Section 12B.5-1(d)(1), submitting approved Chapter 12B Waiver Request Forms. 4 Forms. Copy: Each Supervisor. Copy: Each Supervisor. (5)

From the San Francisco Municipal Transportation Agency (MTA), submitting an agenda for an Interdepartmental Staff Committee on Traffic and Transportation for Temporary Street Closures (ISCOTT) for a meeting on May 9, 2024. Copy: Each Supervisor. (6)

From the California Fish and Game Commission, submitting a notice of a 90-day extension of emergency regulations regarding the white sturgeon fishery; a notice of sufficiently related changes to the proposed regulations concerning mitigating the risk of cervid importation and movement; and a notice of sufficiently related changes to the proposed regulations concerning special hunt permit issuance and drawings. Copy: Each Supervisor. (7)

From Eugenie Marek, regarding the Alemany Farmers' Market and Sunday Flea Market. Copy: Each Supervisor. (8)

From California Pacific Medical Center (CPMC), submitting a notice of intention to close the Outpatient Imaging Department located at 1580 Valencia Street, and to consolidate those services into the hospital-based Outpatient Imaging Department at Mission Bernal Hospital located at 3555 Cesar Chavez Street. Copy: Each Supervisor. (9)

From members of the public, regarding the proposed Resolution approving and authorizing the Director of Property, on behalf of the Mayor's Office of Housing and Community Development (MOHCD), to acquire real property located at 2550 Irving Street and placing the Property under the jurisdiction of MOHCD for use in constructing affordable housing.

File No. 240335. 2 Letters. Copy: Each Supervisor. (10)

From Pacific Gas and Electric Company (PG&E), in accordance with Ordering Paragraph (OP) 1 of Decision (D.) 21-10-020, regarding PG&E's restoration, rebuilding, and reconstruction activities related to the early February 2024 storms event. Copy: Each Supervisor. (11)

From Fisker Group, Inc. submitting a Worker Adjustment and Retraining Notification (WARN) Act notice. Copy: Each Supervisor. (12)

From Leo Grimaldi, regarding the Resolution urging the Municipal Transportation Agency (MTA) to develop and implement a plan for No Turn On Red (NTOR) at every signalized intersection in San Francisco and approve a citywide NTOR policy. File No. 231016; Resolution No. 481-23. Copy: Each Supervisor. (13)

From Friends of Great Highway Park, Surfrider Foundation, Kid Safe SF, and SF Parks Forward, regarding the proposed Ordinance amending the Park Code to close the Great Highway Extension, beginning at Sloat Boulevard and extending south for a distance of approximately 3,317 feet, to vehicles to allow for a multi-use trail and to improve shoreline resilience as part of the Ocean Beach Climate Change Adaptation Project. File No. 231075. Copy: Each Supervisor. (14)

From Spencer Gosch, regarding 945 Minnesota Street, Board of Appeals No. 24-025. Copy: Each Supervisor. (15)

From Aaron Goodman, regarding various subjects. 3 Letters. Copy: Each Supervisor. (16)

From Julien DeFrance, regarding parking on Sutter Street between Larkin Street and Van Ness Avenue. Copy: Each Supervisor. (17)

From Maria Casey, regarding John F. Kennedy Drive. Copy: Each Supervisor. (18)

From members of the public, regarding pedestrian safety at the intersection of Fulton Street and Arguello Boulevard. 8 Letters. Copy: Each Supervisor. (19)

From members of the public, regarding San Francisco Municipal Transportation Agency (MTA) impacts on merchant corridors. 5 Letters. Copy: Each Supervisor. (20)

From Jim S., regarding crime prevention. Copy: Each Supervisor. (21)

From members of the public, regarding the San Francisco Planning Department's (CPC) Expanding Housing Choice, Housing Element Zoning Program. 3 Letters. Copy: Each Supervisor. (22)

From members of the public, regarding the Municipal Transportation Agency (MTA) West Portal Station Safety and Community Space Improvements Project at West Portal Avenue and Ulloa Street. 217 Letters. Copy: Each Supervisor. (23)

## ADJOURNMENT