



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, July 30, 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 Safai, Walton, Peskin

Meeting Days

Wednesday
1:30 PM

Wednesday
10:00 AM

1st and 3rd Thursday
10:00 AM

Monday
1:30 PM

2nd and 4th Thursday
10:00 AM

Monday
10:00 AM

The Levine Act

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

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

Ethics Requirements

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

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

ROLL CALL AND PLEDGE OF ALLEGIANCE

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

COMMUNICATIONS

APPROVAL OF MEETING MINUTES

Approval of the [June 25, 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 8

Recommendations of the Government Audit and Oversight Committee

Present: Supervisors Preston, Chan

1. [240722](#) **[Memorandum of Understanding - Service Employees International Union, Local 1021 - Staff and Per Diem Nurses - Amendment No. 1]**
Sponsor: Mayor
 Ordinance adopting and implementing the First Amendment to the 2024-2027 Memorandum of Understanding between the City and County of San Francisco and Service Employees International Union, Local 1021, Staff and Per Diem Nurses to address staffing and hiring of 2320 Registered Nurses and 2830 Public Health Nurses.

07/23/2024; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Present: Supervisors Preston, Chan, Engardio

2. [240670](#) **[Settlement of Lawsuit - Dora Barnes - \$27,500]**
Ordinance authorizing settlement of the lawsuit filed by Dora Barnes against the City and County of San Francisco for \$27,500; the lawsuit was filed on February 2, 2021, in San Francisco Superior Court, Case No. CGC-21-589587; entitled Dora Barnes v. City and County of San Francisco, et al.; the lawsuit involves an employment dispute. (City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

3. [240714](#) **[Settlement of Lawsuit - Sarah Perata - \$575,000]**
Ordinance authorizing settlement of the lawsuit filed by Sarah Perata against the City and County of San Francisco for \$575,000; the lawsuit was filed on April 19, 2021, in the U.S. District Court, Northern District of California, Case No. 4:21-cv-02819; entitled Sarah Perata v. City and County of San Francisco; the lawsuit involves an employment dispute. (City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

4. [240715](#) **[Settlement of Lawsuit - Robert Lasky - City to Receive \$100,000]**
Ordinance authorizing settlement of the lawsuit filed by Robert Lasky against City and County of San Francisco for a payment to the City of \$100,000; the lawsuit was filed on August 13, 2021, in San Francisco County Superior Court Case No. CGC-21-594463; entitled Robert Lasky v. City and County of San Francisco, et al.; the lawsuit involves personal injuries sustained on a utility vault owned by Defendant/Cross-Defendant Pacific Bell Telephone Company and embedded in a City sidewalk; other material terms of the settlement are a payment to Plaintiff by Defendant/Cross-Defendant Pacific Bell Telephone Company. (City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

5. [240716](#) **[Settlement of Lawsuit - RES System 3, LLC - \$2,600,000]**
Ordinance authorizing settlement of the lawsuit filed by RES System 3, LLC against the City and County of San Francisco for \$2,600,000; the lawsuit was filed on September 26, 2022, in San Francisco Superior Court, case number CGC-22-601949, and later transferred to Alameda County Superior Court, case number 23-CV-037877; entitled RES System 3, LLC v. City and County of San Francisco Public Utilities Commission; the lawsuit involves alleged breach of contract and related cost impacts arising from the design and construction of the Warnerville electrical substation in Oakdale, California; other material terms of the settlement are a mutual release of claims between the parties with limited exceptions for latent defects and warranty items. (City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

6. [240628](#) **[Settlement of Unlitigated Claims against The Kroger Co. - City to Receive Approximately \$1,300,000 to \$3,400,000 Over 11 Years]**
Resolution authorizing settlement of unlitigated claims on behalf of the City and County of San Francisco and the People of the State of California against The Kroger Co. for abatement funds in the range of \$1,300,000 to \$3,400,000 to be paid over 11 years; the claims relate to The Kroger Co.'s allegedly improper and unlawful dispensing of prescription opioids at its pharmacies, which contributed to the epidemic of opioid abuse and misuse and caused a public nuisance. (City Attorney)

Question: Shall this Resolution be ADOPTED?

Recommendations of the Land Use and Transportation Committee

Present: Supervisors Melgar, Preston, Peskin

7. [240297](#) **[Building Code - Deadlines for Disability Access Improvements for Places of Public Accommodation]**
Sponsors: Mandelman; Engardio and Chan
Ordinance amending the Building Code to extend the deadlines for existing buildings with a place of public accommodation to comply with the requirement to have all primary entries and paths of travel into the building accessible to persons with disabilities or to receive a City determination of equivalent facilitation, technical infeasibility, or unreasonable hardship; to extend the period for granting extensions from those deadlines; and to extend the time for the Department of Building Inspection's Report to the Board of Supervisors regarding the disability access improvement program.

07/23/2024; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

8. [240499](#) **[Building Code - Vacant Storefronts and Infrastructure Construction]**
Sponsor: Chan
Ordinance amending the Building Code to exempt storefronts that are vacant due to public infrastructure construction from vacant storefront registration requirements; and affirming the Planning Department's determination under the California Environmental Quality Act.

07/23/2024; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Chan, Melgar

9. [240698](#) **[Business and Tax Regulations Code - Gross Receipts Tax Rates for NAICS Code 721 (Accommodation)]**

Sponsors: Mayor; Peskin and Mandelman

Ordinance amending the Business and Tax Regulations Code to lower the gross receipts tax rates for business activities described in North American Industry Classification System (NAICS), Code 721 (Accommodation), the classification generally applicable (with some exceptions) to providing lodging or short-term accommodations for travelers, vacationers, and others, applicable to taxable gross receipts between \$2,500,000.01 and \$25,000,000 in tax years 2025 and 2026, from 0.253% to 0.201%; in tax year 2027, from 0.264% to 0.209%; and in tax year 2028 and subsequent tax years, from 0.271% to 0.215%, all conditioned on the passage of the ballot measure, entitled the "Local Small Business Tax Cut Ordinance," at the November 5, 2024, General Election.

(Fiscal Impact)

07/23/2024; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Present: Supervisors Chan, Mandelman, Melgar

10. [240724](#) **[Health Service System Plans and Contribution Rates - Calendar Year 2025]**
Sponsors: Dorsey; Chan

Ordinance approving Health Service System plans and contribution rates for calendar year 2025.

(Pursuant to Charter, Section A8.422, this matter shall require a vote of three-fourths (9 votes) of all members of the Board of Supervisors to approve passage of this Ordinance.)

(Fiscal Impact)

07/23/2024; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendation of the Budget and Appropriations Committee

Present: Supervisors Chan, Mandelman, Melgar, Walton

**11. [240607](#) [Funding Reallocation - Homelessness Gross Receipts Tax - Our City, Our Home Fund - Services to Address Homelessness - Approximately \$13,676,000]
Sponsor: Mayor**

Ordinance reallocating approximately \$13,676,000 in unappropriated earned interest revenues from the Our City, Our Home Fund to allow the City to use such revenues from the Homelessness Gross Receipts Tax for certain types of services to address homelessness; temporarily suspending the limit on funding for short-term rental subsidies; directing the City to provide additional notice regarding eligibility for short-term rental subsidies; and finding that these changes are necessary to achieve the purposes of the Our City, Our Home Fund pursuant to Business and Tax Regulations Code, Section 2811.
(Fiscal Impact)

(Supervisor Preston voted No on First Reading.)

07/09/2024; AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE.

07/09/2024; CONTINUED AS AMENDED ON FIRST READING.

07/16/2024; CONTINUED ON FIRST READING.

07/23/2024; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendation of the Rules Committee

Present: Supervisors Safai, Walton, Peskin

**12. [240552](#) [Charter Amendment - Fire Department Service Retirement Pension]
Sponsors: Stefani; Melgar, Safai, Chan, Peskin, Engardio and Dorsey**

Charter Amendment (Third Draft) to amend the Charter of the City and County of San Francisco to change the age factor percentage for benefit calculations such that persons who have or will become members of the Fire Department on and after January 7, 2012 reach a higher age factor percentage at earlier ages and lower from 58 to 55 the retirement age at which persons who have or will become members of the Fire Department on and after January 7, 2012 reach the highest age factor percentage; at an election to be held on November 5, 2024.

07/23/2024; CONTINUED.

Question: Shall this Charter Amendment be SUBMITTED?

NEW BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Chan, Melgar, Dorsey

13. [240665](#) **[Transportation Code - Fee Waivers for Qualifying Neighborhood Outdoor Events - Certain Sunset District Streets]**
Sponsors: Mayor; Mandelman, Melgar, Engardio, Dorsey and Chan
Ordinance amending the Transportation Code to waive fees related to the temporary closure of streets for events on Irving, Noriega, and Taraval Streets, from 19th Avenue to the Great Highway, that are organized by community-serving nonprofit arts and culture organizations, small businesses, merchant associations, neighborhood resident associations, and property and business improvement districts, and to set a sunset date of June 30, 2027, for the program waiving fees related to such street closures throughout the City.
(Fiscal Impact)
Question: Shall this Ordinance be PASSED ON FIRST READING?
14. [240576](#) **[Contract Amendment - San Francisco Pretrial Diversion Project - Pretrial Services - Not to Exceed \$34,668,237]**
Resolution authorizing the Sheriff's Office to enter into a Fifth Amendment to a contract with the San Francisco Pretrial Diversion Project for Pretrial Services, increasing the contract amount by \$14,905,123 for a total not to exceed amount of \$34,668,237 and to extend the contract term for two years from July 1, 2024, for a total term of July 1, 2021, through June 30, 2026, with no more options to extend. (Sheriff)
(Fiscal Impact)
Question: Shall this Resolution be ADOPTED?
15. [240643](#) **[Accept and Expend Grant - Retroactive - CARESTAR Foundation - Community Paramedicine and Triage to Alternate Destination Grant - \$125,000]**
Sponsor: Mayor
Resolution retroactively authorizing the Department of Emergency Management to accept and expend a grant in the amount of \$125,000 from the CARESTAR Foundation, for enhancement of the Emergency Medical Services System through support to Community Paramedicine and Triage to Alternate Destination programs, from March 1, 2024, through September 30, 2025. (Department of Emergency Management)
Question: Shall this Resolution be ADOPTED?

16. [240644](#) **[Accept and Expend Funds - Retroactive - Emergency Management Performance Grant - \$350,321]**
Sponsor: Mayor
Resolution retroactively authorizing the Department of Emergency Management to accept and expend an Emergency Management Performance Grant in the amount of \$350,321 for the period of July 1, 2022, through June 30, 2024, from the California Office of Emergency Services. (Department of Emergency Management)
Question: Shall this Resolution be ADOPTED?
17. [240646](#) **[Grant Agreement - Boys & Girls Clubs of San Francisco - George Washington Carver Beacon Community School; Malcolm X Academy Beacon Community School; and Comprehensive Year-Round Learning - Not to Exceed \$30,222,500]**
Sponsors: Mayor; Walton
Resolution approving the grant agreement for Contract No. 1000032526 for three Boys & Girls Clubs of San Francisco programs: the George Washington Carver Beacon Community School; the Malcolm X Academy Beacon Community School; and Comprehensive Year-Round Learning, between the Boys & Girls Clubs of San Francisco and the City and County of San Francisco, acting by and through its Department of Children, Youth and Their Families, for a total term of July 1, 2024, through June 30, 2029, and for a total not to exceed amount of \$30,222,500. (Department of Children, Youth & Their Families)
(Fiscal Impact)
Question: Shall this Resolution be ADOPTED?
18. [240694](#) **[Grant Agreement - Centers for Equity and Success, Inc. - Early Morning Study Academy; Credible Messengers; Inside/Out Pathways; and TAY/A Workforce Development - Not to Exceed \$10,804,000]**
Resolution approving the grant agreement for Contract No. 1000032537 for Centers for Equity and Success, Inc. programs: the Early Morning Study Academy; Credible Messengers; Inside/Out Pathways; and TAY/A Workforce Development, between Centers for Equity and Success, Inc. and the City and County of San Francisco, acting by and through its Department of Children, Youth and Their Families, for a total term of July 1, 2024, through June 30, 2029, and for a total not to exceed amount of \$10,804,000 upon Board of Supervisor's approval under Charter, Section 9.118. (Department of Children, Youth & Their Families)
(Fiscal Impact)
Question: Shall this Resolution be ADOPTED?

19. [240671](#) **[Grant Agreement - Retroactive - Eviction Defense Collaborative Inc. - Housing Subsidies - Not to Exceed \$11,062,913]**
Resolution retroactively approving the grant agreement between the City and County of San Francisco, by and through its Department of Disability and Aging Services, and the non-profit, Eviction Defense Collaborative Inc., to provide housing subsidies to seniors and adults with disabilities for the period of July 1, 2024, through June 30, 2028, for a total not to exceed amount of \$11,062,913. (Human Services Agency)
(Fiscal Impact)

Question: Shall this Resolution be ADOPTED?

20. [240680](#) **[Accept and Expend In-Kind Gift - Retroactive - San Francisco Public Health Foundation - Supplies for Primary Care Division - \$57,264.40]**
Sponsor: Mayor
Resolution retroactively authorizing the Department of Public Health to accept and expend an in-kind gift of supplies valued in the amount of \$57,264.40 from the San Francisco Public Health Foundation, in support of the Primary Care Division of the Department of Public Health, for the period of July 1, 2022, to June 30, 2023. (Public Health Department)

Question: Shall this Resolution be ADOPTED?

21. [240717](#) **[Real Property Lease Amendment - Golden Gate National Parks Conservancy - Portion of Pier 31 and 33 - Establish the Amount of Unpaid Base Rent to be Paid to the Port - \$289,765.05 - Increase Original Construction Rent Credit to \$800,000]**
Resolution approving the Second Amendment to Port Commission Lease No. L-16274 with Golden Gate National Parks Conservancy to build and operate a public serving café and retail space within the bulkheads and portions of the sheds of Piers 31 and 33 for a 30-year term, with two options to extend the Lease for 10 additional years, effective upon approval of this Resolution and Port's execution of this Amendment; and to (i) establish the amount of unpaid base rent Conservancy will pay to Port at \$289,765.05; (ii) extend the Phase I Improvements completion date to December 31, 2025; (iii) increase the original construction rent credit from \$554,000 to \$800,000; (iv) provide a three year extension of the Lease term to June 30, 2052; and (v) establish a 50% share of any excess rents from food and beverage subtenants. (Port)
(Fiscal Impact)

Question: Shall this Resolution be ADOPTED?

22. [240718](#) **[Agreement Amendments - AECOM Technical Services Inc.; Applied Technology & Science A-T-S; Avila & Associates Consulting Engineers, Inc. - Natural Resources Specialized and Technical Services - Not to Exceed \$21,000,000 Each]**

Resolution authorizing the General Manager of the San Francisco Public Utilities Commission to execute Amendment No. 1 to Contract Nos. PRO.0066 A to C, Natural Resources Specialized and Technical Services, with: AECOM Technical Services, Inc. (PRO.0066.A); Applied Technology and Science A-T-S (PRO.0066.B); and Avila and Associates Consulting Engineers Inc. (PRO.0066.C), increasing each contract by \$7,000,000 each for a new total not to exceed amount of \$21,000,000 for a total not to exceed amount of \$63,000,000 across all three contracts, with no change to the terms or duration for the period of January 1, 2019, through January 1, 2029, pursuant to Charter, Section 9.118. (Public Utilities Commission)
(Fiscal Impact)

Question: Shall this Resolution be ADOPTED?

23. [240731](#) **[Real Property Lease - Twin Peaks Petroleum, Inc. - 598 Portola Drive - \$156,600 Initial Annual Base Rent]**

Sponsor: Melgar

Resolution approving and authorizing the Director of Property to enter into a real property lease with Twin Peaks Petroleum, Inc., a California corporation, doing business as Twin Peaks Auto Care, successor-in-interest to Michael Gharib, for approximately 14,499 square feet located at 598 Portola Drive, for an initial term of twenty years with one five-year option to extend, at an initial base rent of \$156,600 with annual adjustments of three percent thereafter; effective upon approval of this Resolution by the Board of Supervisors and Mayor, and full execution of the Lease; to require the Tenant to complete certain improvements by December 31, 2025, with a waiver of rent up to three months; finding that competitive bidding procedures required under San Francisco Administrative Code, Chapter 23, Section 23.33, are impractical; finding that the Premises is exempt surplus land under California Code, Section 54421(f)(1)(B); 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.
(Fiscal Impact)

Question: Shall this Resolution be ADOPTED?

24. [240738](#) **[Contract Amendment - Positive Resource Center - Emergency Financial Services - Not to Exceed \$15,359,513]**
Sponsors: Mandelman; Dorsey and Engardio
Resolution approving Amendment No. 3 to the agreement between Positive Resource Center and the Department of Public Health (DPH), for emergency financial services; to increase the agreement by \$5,365,891 for an amount not to exceed \$15,359,513; to extend the term by two years, from February 28, 2026, for a total agreement term of March 1, 2018, through February 29, 2028; and to authorize DPH to enter into amendments or modifications to the contract prior to its final execution by all parties that do not materially increase the obligations or liabilities to the City and are necessary to effectuate the purposes of the contract or this Resolution. (Public Health Department) (Fiscal Impact)

Question: Shall this Resolution be ADOPTED?

25. [240741](#) **[Multifamily Housing Revenue Bonds - Amendment of Indenture of Trust - SFHA Scattered Sites - Not to Exceed \$47,833,736]**
Sponsor: Mayor
Resolution approving the form and authorizing the execution and delivery of an amendment to the Indenture of Trust securing the City's \$40,776,000 maximum principal amount of Multifamily Housing Revenue Bonds (SFHA Scattered Sites), Series 2022A-1 and its \$7,057,736 maximum principal amount of Multifamily Housing Revenue Bonds (SFHA Scattered Sites), Series 2022A-2 (Taxable), which provide financing for the acquisition and rehabilitation of a 69-unit, affordable multifamily rental housing project, consisting of five sites located at 4101 Noriega Street, 363 Noe Street, 200 Randolph Street/409 Head Street, 2206-2268 Great Highway and 2215-2263 48th Avenue, and 1357-1371 Eddy Street (also known as 1353-1367 Eddy Street) known as "SFHA Scattered Sites" within the City; approving modifications, changes and additions to such amendment; ratifying and approving any action heretofore taken in connection with such amendment; granting general authority to City officials to execute and deliver documents and take actions necessary to implement this Resolution, as defined herein; and related matters, as defined herein.

Question: Shall this Resolution be ADOPTED?

26. [240742](#) **[Accept and Expend Grant - Retroactive - Federal Emergency Management Agency - Hazard Mitigation Grant Program - Amended Downtown San Francisco Resilience Plan - \$189,558]**
Sponsor: Mayor
Resolution retroactively authorizing the Office of the City Administrator to accept and expend Hazard Mitigation Grant Program funds in the amount of \$189,558 from the Federal Emergency Management Agency through the California Office of Emergency Services to develop a guidance document that will address financing strategies for earthquake risk reduction through the Concrete Building Safety Program for the project period of July 14, 2022, through November 14, 2024. (City Administrator)

Question: Shall this Resolution be ADOPTED?

27. [240746](#) **[Assignment Street Flower Market Permit - Market Street Flower Market]**
Sponsors: Dorsey; Chan
Resolution approving the assignment of the Market Street Flower Market permit from Byron Yoanidis, dba Trolley-Car Flowers, to Andrew Poulos, dba Trolley-Bus Flowers.
Question: Shall this Resolution be ADOPTED?
28. [240755](#) **[Loan Agreement - MEDA Small Properties, LLC - 2901-16th Street - Small Sites Program - Not to Exceed \$30,000,000]**
Sponsors: Mayor; Ronen and Melgar
Resolution approving and authorizing the Director of the Mayor's Office of Housing and Community Development ("MOHCD") to execute loan documents for the permanent financing of 2901-16th Street pursuant to the Small Sites Program, for a total loan amount not to exceed \$30,000,000; confirming the Planning Department's determination under the California Environmental Quality Act; finding that the loan is consistent with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and authorizing the Director of MOHCD or their designee to make certain modifications to the loan documents, as defined herein, 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?

Recommendations of the Rules Committee

Present: Supervisors Safai, Walton, Peskin

29. [240692](#) **[Initiative Ordinance - Administrative Code - First Responder Student Loan Forgiveness Fund]**
Sponsors: Safai; Walton
Motion ordering submitted to the voters at an election to be held on November 5, 2024, an Ordinance amending the Administrative Code to establish a First Responder Student Loan Forgiveness Fund for the purpose of paying outstanding student loans, and job-related educational and training expenses incurred while employed by the City, for employees who are sworn members of the Police Department, Fire Department, or Sheriff's Department; paramedics; registered nurses; or 911 dispatchers, supervisors, or coordinators.

(President Peskin dissented in Committee.)
Question: Shall this Motion be APPROVED?
30. [240669](#) **[Appointments, Reentry Council - Billey Hoang Le, Anthony Partee, Joanna Pulido, Lorenzo Juan Castaneda, and David Mauroff]**
Motion appointing Billey Hoang Le, Anthony Partee, Joanna Pulido, Lorenzo Juan Castaneda, and David Mauroff, terms ending June 1, 2026, to the Reentry Council.
(Rules Committee)
Question: Shall this Motion be APPROVED?

31. [240712](#) **[Mayoral Appointment, Planning Commission - Amy Campbell]**
Motion approving the Mayoral nomination for the appointment of Amy Campbell to the Planning Commission, for a four-year term ending July 1, 2028. (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: June 21, 2024.)

Question: Shall this Motion be APPROVED?

32. [240713](#) **[Mayoral Appointment, Planning Commission - Sean McGarry]**
Motion approving the Mayoral nomination for the appointment of Sean McGarry to the Planning Commission, for a four-year term ending July 1, 2028. (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: June 21, 2024.)

Question: Shall this Motion be APPROVED?

33. [240735](#) **[Presidential Reappointment, Building Inspection Commission - Kevin Williams]**
Motion approving President Aaron Peskin’s nomination for the reappointment of Kevin Williams to the Building Inspection Commission, for a two-year term ending July 1, 2026. (Clerk of the Board)
- (Charter, Section 4.121, 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: June 25, 2024.)

Question: Shall this Motion be APPROVED?

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

COMMITTEE REPORTS

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

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

34. [240725](#) **[Planning Code - Landmark Designation - Rainbow Flag at Harvey Milk Plaza]**
Sponsors: Mandelman; Engardio, Dorsey, Peskin, Chan and Melgar
Ordinance amending the Planning Code to designate the Rainbow Flag Installation at Harvey Milk Plaza, by Gilbert Baker, located at the southwest corner of the intersection of Market Street and Castro Street, 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.

Question: Shall this Ordinance be PASSED ON FIRST READING?

35. [240766](#) **[Administrative Code - Ban on Automated Rent-Setting]**
Sponsors: Peskin; Chan
Ordinance amending the Administrative Code to prohibit the sale or use of algorithmic devices to set rents or manage occupancy levels for residential dwelling units located in San Francisco.

(Economic Impact Pending Further Review; No Economic Impact Report)

Question: Shall this Ordinance be PASSED ON FIRST READING?

36. ROLL CALL FOR INTRODUCTIONS

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

37. PUBLIC COMMENT

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

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

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

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

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

(PUBLIC COMMENT for Items 38 through 44 will be taken during Item 37 - General Public Comment.)

Items 38 through 44

- 38. [240790](#) **[Transgender History Month - August 2024]**
Sponsors: Mandelman; Chan, Ronen, Stefani, Dorsey, Peskin, Engardio and Preston
 Resolution declaring August 2024 as Transgender History Month in the City and County of San Francisco.

07/23/2024; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

- 39. [240791](#) **[Disability Pride Month - July 2024]**
Sponsors: Mandelman; Peskin, Ronen, Stefani, Chan, Engardio, Melgar, Dorsey, Safai and Preston
 Resolution recognizing July 2024 as Disability Pride Month in the City and County of San Francisco.

07/23/2024; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

- 40. [240792](#) [National Health Center Week - August 4 through August 10, 2024]**
Sponsors: Ronen; Safai, Chan, Walton, Engardio, Mandelman and Peskin
Resolution proclaiming the week of August 4 through August 10, 2024, as National Health Center Week in the City and County of San Francisco; and recognizing the work of the San Francisco Community Clinic Consortium and its member community health centers.

07/23/2024; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

- 41. [240793](#) [Korean Chuseok Day - September 17, 2024]**
Sponsor: Stefani
Resolution recognizing September 17, 2024, as Korean Chuseok Day and honoring the Korean Center, Inc. for hosting the 6th Annual Bay Area Korean Chuseok Festival in San Francisco on September 14, 2024, and for its contributions to the Korean American community in the City and County of San Francisco.

07/23/2024; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

- 42. [240794](#) [Declaring the Intent to Waive Fees for Major Encroachment Permit - Vicha Ratanapakdee Mosaic Stairway Project]**
Sponsor: Stefani
Resolution of intent to waive the Major Encroachment Permit fees and the General Plan Referral fee associated with the Vicha Ratanapakdee Mosaic Stairway Project.

07/23/2024; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

- 43. [240774](#) [Appointment, Yerba Buena Conservancy Board of Directors - Raquel Redondiez]**
Sponsor: Dorsey
Motion appointing Raquel Redondiez to the Yerba Buena Gardens Conservancy Board of Directors, for a three-year term beginning on the date of Board approval, or for the tenure of the nominating Supervisor, whichever is shorter in duration.

07/23/2024; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

- 44. [240795](#) [Preparation of Proponent/Opponent Ballot Arguments and Rebuttal Ballot Arguments - November 5, 2024]**
Motion authorizing preparation of written Proponent and Opponent ballot arguments and rebuttal ballot arguments for submittal to the voters for the November 5, 2024, General Election. (Clerk of the Board)

07/23/2024; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

45. IMPERATIVE AGENDA

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

[Serious Injury Finding]

Motion that the Board find that for the resolution(s) being considered at this time "the need to take action is so imperative as to threaten serious injury to the public interest if action is deferred to a later meeting."

[Purely Commendatory Finding]

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

[Brown Act Finding]

Motion that the Board find by roll call vote that, for the resolution(s) being considered at this time, there is a need to take immediate action. The need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

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

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

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

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

Introduced at the Request of a Department

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

PROPOSED RESOLUTIONS**240781 [Modification to the Airport Professional Services Agreement - SP Plus Corporation - Curbside Management Program - Two-Year Contract Extension - Not to Exceed \$41,364,800]**

Resolution approving Modification No. 3 to Contract No. 50276, between SP Plus Corporation and the City and County of San Francisco, acting by and through its Airport Commission, for the Curbside Management Program, to increase the contract amount by \$21,264,800 for a new total not to exceed amount of \$41,364,800 and to extend the term for two years, to commence on November 1, 2024, through October 31, 2026. (Airport Commission)

07/19/2024; RECEIVED FROM DEPARTMENT.

07/30/2024; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

240782 [Authorization of Payment - Payments to Oliver De Silva, Sunol AgPark, and Alameda County Related to UUT Charges Collected on Electric Bills - \$754,141]

Resolution authorizing payments to two San Francisco Public Utilities Commission customers of \$101,825 to Oliver De Silva, and \$340 to Sunol AgPark, and \$651,976 to Alameda County for Utility User Taxes (UUT) collected between June 2018 and January 2024 for electric bills. (Public Utilities Commission)

07/22/2024; RECEIVED FROM DEPARTMENT.

07/30/2024; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

240783 **[Petitions and Communications]**

Petitions and Communications received from July 18, 2024, through July 25, 2024, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on July 30, 2024.

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

From the Office of the Mayor, pursuant to Charter, Section 3.100(18), making (re)appointments to the following bodies. Copy: Each Supervisor. (1)

- (Re)Appointments pursuant to Charter, Section 4.113, to the Recreation and Park Commission:
 - o Kathleen Anderson - term ending June 27, 2028 (Reappointment)
 - o Joe Hallisy - term ending June 27, 2028 (Reappointment)
 - o Sonya Clark-Herrera - term ending June 27, 2028 (Appointment)
- Reappointments pursuant to Charter, Section 4.120, to the Disability and Aging Services Commission:
 - o Martha Knutzen - term ending July 1, 2028
 - o Barbara Sklar - term ending July 1, 2028

From the Office of the Mayor (MYR), regarding State Legislation Committee approval of positions on legislation pending before the California State Legislature, and approved State Legislation Committee minutes of meeting on June 26, 2024. Copy: Each Supervisor. (2)

From the Office of the Treasurer & Tax Collector (TTX), submitting the Monthly Pooled Investment Report for the month of June 2024. Copy: Each Supervisor. (3)

From the San Francisco Arts Commission (SFAC), submitting the Full Arts Commission meeting agenda for August 5, 2024. Copy: Each Supervisor. (4)

From the Office of the City Administrator (ADM), Capital Planning Committee (CPC), submitting approved action items and recommendations from July 22, 2024, to be considered by the Board of Supervisors, in accordance with Administrative Code, Section 3.21. Copy: Each Supervisor. (5)

From the Department of Homelessness and Supportive Housing (HSH), submitting the Annual Report on Gifts or Fiscal Year (FY) 2023-2024. Copy: Each Supervisor. (6)

From the Human Services Agency (HSA), submitting the Social Media Monitoring Software Annual Surveillance Report for Fiscal Year (FY) 2023-2024. Copy: Each Supervisor. (7)

From the Board of Supervisors (BOS), submitting Presidential Memos appointing Supervisor Ahsha Safai to be the Chair of the Rules Committee and appointing Board President Aaron Peskin as a member of the Rules Committee. 2 Letters. Copy: Each Supervisor. (8)

From the Board of Supervisors (BOS), submitting a Presidential Memo for the call of two BOS special meetings. Copy: Each Supervisor. (9)

From various departments, pursuant to Administrative Code, Section 12B.5-1(d)(1), submitting approved Chapter 12B Waiver Request Forms. 3 Forms. Copy: Each

Supervisor. (10)

From Christine Lee, regarding a proposed Amazon delivery center at 900 - 7th Street. Copy: Each Supervisor. (11)

From Aaron Goodman, regarding public transit. Copy: Each Supervisor. (12)

From members of the public, regarding Oceanview Library. 2 Letters. Copy: Each Supervisor. (13)

From a member of the public, regarding harm reduction policies. Copy: Each Supervisor. (14)

From the Sierra Club of San Francisco, regarding various subjects. Copy: Each Supervisor. (15)

From members of the public, regarding the proposed Charter Amendments establishing the Commission Streamlining Task Force. File Nos. 240547 and 240548. 3 Letters. Copy: Each Supervisor. (16)

From members of the public, regarding the proposed Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco to define the term "Full-Duty Sworn Officer"; modify the criteria for establishing recommended staffing levels for sworn officers; change the requirement for the Chief of Police to submit a staffing report from every two years to every three years; and establish a new voluntary Deferred Retirement Option Program ("DROP") for the period from July 2025 - July 2030, for eligible members of the Police Department (in the rank of officer, sergeant, or inspector) that allows those members to earn additional deferred compensation in the Retirement System for up to 60 months in exchange for agreeing to perform neighborhood patrol or investigative work; at an election to be held on November 5, 2024. File No. 240544. 9 Letters. Copy: Each Supervisor. (17)

From members of the public, regarding homelessness. 2 Letters. Copy: Each Supervisor. (18)

From members of the public, regarding pedestrian safety at the intersection of Fulton Street and Arguello Boulevard. 3 Letters. Copy: Each Supervisor. (19)

From members of the public, regarding the San Francisco Municipal Transportation Agency (MTA) West Portal Station Safety and Community Space Improvements Project at West Portal Avenue and Ulloa Street. 5 Letters. Copy: Each Supervisor. (20)

From members of the public, regarding window replacement standards for homes. 6 Letters. Copy: Each Supervisor. (21)

From members of the public, regarding the Hearing to consider the proposed Initiative Ordinance submitted by four or more Supervisors to the voters for the November 5, 2024, Election, entitled "Ordinance amending the Park Code to establish new recreation and open space by restricting private vehicles at all times on the Upper Great Highway between Lincoln Way and Sloat Boulevard, subject to the City obtaining certain required approvals; making associated findings under the California Vehicle Code; and reaffirming the existing restriction of private vehicles on the Great Highway Extension." File No. 240706. 276 Letters. Copy: Each Supervisor. (22)

From Herbert J. Weiner, regarding the proposed Ordinance approving Health Service System plans and contribution rates for Calendar Year (CY) 2025. File No. 240724. Copy: Each Supervisor. (23)

From members of the public, regarding the proposed Resolution approving and authorizing the Director of Property to enter into a real property lease with Twin Peaks Petroleum, Inc., a California corporation, doing business as Twin Peaks Auto Care, successor-in-interest to Michael Gharib, for approximately 14,499 square feet located at 598 Portola Drive. File No. 240731. 27 Letters. Copy: Each Supervisor. (24)

From members of the public, regarding the proposed Resolution supporting workers at Subway franchises in San Francisco who have been denied minimum wages, overtime wages, and breaks, and urging these Subway franchises to pay all current and former workers the wages stolen from them and to immediately comply with state minimum wage laws mandating payment of at least \$20 per hour to all workers for all hours worked. File No. 240773. 2 Letters. Copy: Each Supervisor. (25)

ADJOURNMENT