

BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES

Tuesday, February 1, 2022 - 2:00 PM

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

(remote public access provided via teleconference)

www.sfgovtv.org

Regular Meeting

SHAMANN WALTON, PRESIDENT

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

Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Committee Membership

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

Budget and Finance Committee
Supervisors Haney, Safai, Mar

Government Audit and Oversight Committee
Supervisors Preston, Chan, Mandelman

Land Use and Transportation Committee
Supervisors Melgar, Preston, Peskin

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

Rules Committee
Supervisors Peskin, Mandelman, Chan

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

Meeting Days

Wednesday
1:00 PM

Wednesday
10:30 AM

1st and 3rd Thursday
10:00 AM

Monday
1:30 PM

2nd and 4th Thursday
10:00 AM

Monday
10:00 AM

2nd Friday
10:00 AM

First-named Supervisor is Chair, Second-named Supervisor is Vice-Chair of the Committee.

Volume 117 Number 4

Members Present: Connie Chan, Matt Haney, Rafael Mandelman, Gordon Mar, Myrna Melgar, Aaron Peskin, Dean Preston, Hillary Ronen, Ahsha Safai, Catherine Stefani, and Shamann Walton

The Board of Supervisors of the City and County of San Francisco met in regular session, and provided public comment through teleconferencing, on Tuesday, February 1, 2022, with President Shamann Walton presiding.

President Walton called the meeting to order at 2:02 p.m.

Remote Access to Information and Participation

On March 17, 2020, the Board of Supervisors (Board) authorized their Board and Committee meetings to convene remotely and allow remote public comment via teleconference. Effective June 29, 2021, the Board and staff began to reconvene for in-person Board proceedings. Committee meetings will continue to convene remotely until further notice. Visit the SFGovTV website at (www.sfgovtv.org) to stream the live meetings, or to watch meetings on demand. Members of the public are encouraged to participate remotely via detailed instructions on participating via teleconference available at <https://sfbos.org/remote-meeting-call>.

Members of the public may participate by phone or may submit their comments by email to: bos@sfgov.org; all comments received will be made a part of the official record. Board of Supervisors Regular Meetings begin at 2:00 p.m. on Tuesdays. Board Agendas and their associated documents are available at <https://sfbos.org/meetings/42>. Please visit the Board's website (www.sfbos.org) regularly to be updated on the current situation as it affects the legislative process. For more information contact the Office of the Clerk of the Board at (415) 554-5184.

ROLL CALL AND PLEDGE OF ALLEGIANCE

On the call of the roll, Supervisors Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, and Walton were noted present.

All Members were present.

President Walton presented the ancestral homeland acknowledgement of the Ramaytush Ohlone, who are the original inhabitants of the San Francisco Peninsula, pursuant to Board Rule 4.7.1.

COMMUNICATIONS

President Walton provided brief remarks in honor of Black History Month and acknowledged the birthday of Mrs. Jewel Harris Dent, a longtime Bayview resident, who turned 106 years old today.

Supervisor Chan provided brief remarks in honor of the Lunar New Year and the Year of the Tiger.

*Angela Calvillo, Clerk of the Board, instructed members of the public, when general public comment is called, to contribute live comments for up to two minutes by dialing the provided telephone number. When connected, they will receive another prompt, dial * 3 to be added to the queue to speak. Make sure to call from a quiet location, speak clearly and slowly, and turn down your television or radio. Written comments may be submitted through email (bos@sfgov.org) or the U.S. Postal Service at City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.*

AGENDA CHANGES

CONSENT AGENDA

Recommendations of the Budget and Finance Committee

211133 [Lease of City Property - Dolphin Swimming and Boating Club - 502 and 504 Jefferson Street - Gross Receipts Rent]

Sponsors: Stefani; Safai

Ordinance approving a lease between the City and County of San Francisco and Dolphin Swimming and Boating Club, a California non-profit corporation, for City property located at 502 and 504 Jefferson Street, with an annual rent of 10% of all gross receipts that are not derived from its annual Dolphin Day and 4% of all gross receipts that are derived from its annual Dolphin Day, for a term of 25 years with an option to extend for 24 years, and general public access requirements; waiving the Administrative Code's market rent determination requirement that otherwise would apply to this lease; and affirming the Planning Department's determination under the California Environmental Quality Act.

Ordinance No. 014-22

FINALLY PASSED

211201 [Accept and Expend Grant and Amend the Annual Salary Ordinance - Retroactive - California Department of Public Health - California Home Visiting State General Fund Expansion - \$658,150]

Sponsor: Mayor

Ordinance retroactively authorizing the Department of Public Health to accept and expend a grant in the amount of \$658,150 from the California Department of Public Health for participation in a program, entitled "California Home Visiting State General Fund Expansion," for the period of July 1, 2021, through June 30, 2023; and amending Ordinance No. 109-21 (Annual Salary Ordinance File No. 210644 for Fiscal Years 2021-2022 and 2022-2023) to provide for the addition of one grant-funded full-time position in Class 2830 Public Health Nurse (1.0 FTE). (Public Health Department)

Ordinance No. 015-22

FINALLY PASSED

211225 [Administrative Code - Cash Revolving Fund - City Administrator: Real Estate Division]

Ordinance amending the Administrative Code to authorize a cash revolving fund with a maximum amount of \$7,000 for the Office of the City Administrator - Real Estate Division. (City Administrator)

Ordinance No. 016-22

FINALLY PASSED

Recommendations of the Government Audit and Oversight Committee

211220 [Settlement of Lawsuit - Peninsula Corridor Joint Powers Board - \$975,000]

Ordinance authorizing settlement of the lawsuit filed by Peninsula Corridor Joint Powers Board against the City and County of San Francisco for \$975,000; the lawsuit was filed on February 14, 2019, in the Superior Court of California, County of San Francisco, Case No. CGC-19-573781; entitled Peninsula Corridor Joint Powers Board v. Golden Bay Fence Plus Iron Works, Inc., et al.; the lawsuit involves alleged trespass onto the Peninsula Corridor Joint Powers Board's real property and damage to that property, including the severing of subsurface fiber optic lines; other material terms of the settlement are the Peninsula Corridor Joint Powers Board, in exchange for the payment of the settlement sum, agrees to dismiss the lawsuit in its entirety with prejudice and negotiate in good faith a lease for the City's use of real property located at or near 1920 Evans Street in San Francisco. (City Attorney)

Pursuant to City Attorney's advice, President Walton made a statement to disclose that he is a member of the Peninsula Corridor Joint Powers Board of Directors; however, this disclosure does not pose a conflict of interest.

PASSED ON FIRST READING

211222 [Settlement of Lawsuit - Brendan Mannix - \$225,000]

Ordinance authorizing settlement of the lawsuit filed by Brendan Mannix against the City and County of San Francisco for \$225,000; the lawsuit was filed on August 16, 2018, in San Francisco Superior Court, Case No. CGC-18-568967; entitled Brendan Mannix v. City and County of San Francisco; the lawsuit involves an employment dispute. (City Attorney)

PASSED ON FIRST READING

211224 [Settlement of Lawsuit - Noel Clay - \$70,750]

Ordinance authorizing settlement of the lawsuit filed by Noel Clay against the City and County of San Francisco for \$70,750; the lawsuit was filed on January 16, 2019, in San Francisco Superior Court, Case No. CGC-19-572858; entitled Noel Clay v. City and County of San Francisco, Etelvina Blanco; the lawsuit involves an alleged injury when plaintiff's vehicle collided with a Department of Public Works vehicle. (City Attorney)

PASSED ON FIRST READING

211250 [Settlement of Lawsuit - Antoine Fisher, Jayel Whitted, Tonya Lett - \$135,000]

Ordinance authorizing settlement of the lawsuit filed by Antoine Fisher, Jayel Whitted, and Tonya Lett against the City and County of San Francisco, et al., for \$135,000; the lawsuit was filed on July 2, 2019, in San Francisco Superior Court, Case No. CGC 19-577331; entitled Antoine Fisher, et al., vs. City and County of San Francisco, et al.; the lawsuit involves an employment dispute. (City Attorney)

PASSED ON FIRST READING

220002 [Settlement of Lawsuit - Regina Tatevosyan - \$60,000]

Ordinance authorizing settlement of the lawsuit filed by Regina Tatevosyan against the City and County of San Francisco for \$60,000; the lawsuit was filed on March 7, 2019, in San Francisco Superior Court, Case No. CGC-19-574376; entitled Regina Tatevosyan v. City and County of San Francisco, et al.; the lawsuit involves alleged personal injury on a City sidewalk. (City Attorney)

PASSED ON FIRST READING

211226 [Settlement of Unlitigated Claims - Luxe Valet, Inc. - \$243,233]

Resolution approving the settlement of the unlitigated claims filed by Luxe Valet, Inc. against the City and County of San Francisco for \$243,233 plus release of outstanding gross receipts tax and payroll expense tax liabilities and related penalties, interest, and fees for tax years 2015-2017; the claims were filed on July 25, 2019, and September 13, 2019; the claims involve a refund of parking, gross receipts, and payroll expense taxes. (City Attorney)

Resolution No. 037-22

ADOPTED

211251 [Settlement of Unlitigated Claim - Peanut Wagon, Inc. - \$68,141.36]

Resolution approving the settlement of the unlitigated claim filed by Peanut Wagon, Inc. against the City and County of San Francisco for \$68,141.36; the claim was filed on July 15, 2021; the claim involves an alleged overpayment of property taxes. (City Attorney)

Resolution No. 040-22

ADOPTED

211252 [Settlement of Unlitigated Claim - FC 5M M2 Exchange, LLC - \$890,852 plus statutory interest]

Resolution approving the settlement of the unlitigated claim filed by FC 5M M2 Exchange, LLC against the City and County of San Francisco for \$890,852 plus statutory interest; the claim was filed on May 25, 2021; the claim involves an alleged overpayment of real property transfer taxes. (City Attorney)

Resolution No. 041-22

ADOPTED

Recommendations of the Land Use and Transportation Committee**211233 [Planning Code - Landmark Designation - 2778-24th Street]**

Sponsors: Ronen; Peskin, Preston, Melgar, Mandelman and Safai

Ordinance amending the Planning Code to designate 2778-24th Street (aka Casa Sanchez Building), Assessor's Parcel Block No. 4210, Lot No. 018, 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.

Ordinance No. 017-22

FINALLY PASSED

211265 [Administrative Code - Tenant Opportunity To Cure; Eviction Protections]**Sponsors: Preston; Walton, Chan, Peskin, Ronen, Haney and Melgar**

Ordinance amending the Administrative Code to require landlords pursuing certain types of evictions to first provide their tenants written notice and an opportunity to cure, unless the eviction is based on an imminent health or safety issue or the non-payment of COVID-19 rental debt; and making findings that the eviction protections in the Rent Ordinance are more protective than those found in State law pursuant to California Civil Code, Section 1946.2.

Ordinance No. 018-22**FINALLY PASSED****Recommendation of the Public Safety and Neighborhood Services Committee****210869 [Police Code - Private Protection and Security Services]****Sponsors: Stefani; Safai, Mandelman and Melgar**

Ordinance amending the Police Code to require the Police Department to perform an analysis for the implementation of Article 25, which, among other things, provides for registration of private protection and security services with the Police Department, to ensure that private security firms abide by all legal requirements and that they not engage in racial profiling or other discriminatory practices.

Supervisor Melgar requested to be added as a co-sponsor.

Ordinance No. 013-22**FINALLY PASSED****The foregoing items were acted upon by the following vote:**

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

Severed from the Consent Agenda

Supervisor Stefani requested that File No. 211221 be severed so that it may be considered separately.

211221 [Settlement of Lawsuit - Dacari Spiers - \$700,000]

Ordinance authorizing settlement of the lawsuit filed by Dacari Spiers against the City and County of San Francisco for \$700,000; the lawsuit was filed on March 6, 2020, in United States District Court, Northern District of California, Case No. 20-cv-01357-JSC; entitled Dacari Spiers v. City and County of San Francisco, et al.; the lawsuit involves an alleged civil rights violation. (City Attorney)

Privilege of the floor was granted unanimously to Jon Givner (Office of the City Attorney) who responded to questions raised throughout the discussion.

Supervisor Stefani, seconded by Supervisor Mandelman, moved that this Ordinance be CONTINUED ON FIRST READING to a Closed Session at the Board of Supervisors meeting of February 8, 2022.

The motion carried by the following vote:

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

REGULAR AGENDA

UNFINISHED BUSINESS

From the Board

President Walton requested File Nos. 211200 and 211196 be called together. During the discussion on these matters, privilege of the floor was granted unanimously to Luke Brewer (Office of the City Controller) and Jon Givner (Office of the City Attorney) who responded to questions raised throughout the discussion.

211200 [Declaring Results of Special Election - Infrastructure and Revitalization Financing District No. 1 (Treasure Island)]

Sponsor: Mayor

Resolution declaring the results of a special landowner election for City and County of San Francisco Infrastructure and Revitalization Financing District No. 1 (Treasure Island); and determining other matters in connection therewith, as defined herein.

Supervisor Haney, seconded by Supervisor Mandelman, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, on Page 4, Lines 7 and 12, by adding 'Resolution No. 481-21', and Line 13, by changing 'October 2021' to 'November 5, 2021'; on Page 5, Line 16, by adding 'Resolution No. 568-21' and changing 'December 24, 2021' to 'December 22, 2021'; on Page 6, Lines 3 and 5, by adding 'Resolution No. 010-22' and 'January 21, 2022', Lines 9-14, by adding 'WHEREAS, The Board of Supervisors recited in the Election Resolution that there was on file with the Clerk of the Board of Supervisors and the Director of Elections of the City and County of San Francisco one or more written waivers executed by all of the qualified electors of the IRFD, and those waivers, as permitted by the IRFD Law, waived time limits specified in the IRFD Law and any requirement of applicable law pertaining to the conduct of the election in order to expedite the approval of the Amendments; and', Lines 16-18, by changing 'has been held and' to 'was held on January 17, 2022, and all of the qualified electors in the IRFD submitted ballots and voted in favor of the propositions; and', Line 19, by adding 'WHEREAS'; on Page 6, Line 24, through Page 7, Line 13, by adding 'WHEREAS, Staff has informed the Board of Supervisors that, as a result of administrative oversight, the Resolution Proposing Amendments and the Election Resolution were not signed by the Mayor prior to the election, and, as a result, the resolutions were not effective prior to the election; and WHEREAS, Because all (100 percent) of the qualified electors in the IRFD submitted waivers allowing for an accelerated election timeline and waiving any requirement of applicable law pertaining to the conduct of the special election and submitted ballots in favor of the propositions, staff has concluded, upon consultation with the City Attorney and bond counsel, that there is no reasonable basis to conclude that the mis-sequencing described above would have changed the outcome of the election; and WHEREAS, Based on the information presented to it, the Board of Supervisors has determined that there is no reasonable basis to conclude that the mis-sequencing described above would have affected the outcome of the election, and the Board of Supervisors wishes to ratify, confirm and approve the Resolution Proposing Amendments, the Election Resolution and the election'; on Page 7, Lines 24-25, by adding 'all of' and striking 'by more than two-thirds of the votes cast at the special election'; and on Page 8, Line 25, through Page 9, Line 2, by adding 'including the Resolution Proposing Amendments, the Election Resolution and the election at which all of the qualified electors voted in favor of the propositions'. The motion carried by the following vote:

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

Supervisor Haney, seconded by Supervisor Mandelman, moved that this Resolution be **CONTINUED AS AMENDED** to the Board of Supervisors meeting of February 8, 2022. The motion carried by the following vote:

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

211196 [Adding Territory to and Adopting Amendments to the Infrastructure Financing Plan for Infrastructure and Revitalization Financing District No. 1 (Treasure Island)]
Sponsor: Mayor

Ordinance adding territory to and adopting amendments to the Infrastructure Financing Plan for City and County of San Francisco Infrastructure and Revitalization Financing District No. 1 (Treasure Island) and project areas therein; and determining other matters in connection therewith, as defined herein.

Supervisor Haney, seconded by Supervisor Mandelman, moved that this Ordinance be **AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE**, on Page 8, Line 12, by adding 'Resolution No. 568-21' and changing 'December 24, 2021' to 'December 22, 2021', Line 24, by adding 'January'; on Page 9, Line 1, by adding 'January', Lines 5-10, by adding 'The Board of Supervisors recited in the Election Resolution that there was on file with the Clerk of the Board of Supervisors and the Director of Elections of the City and County of San Francisco one or more written waivers executed by all of the qualified electors of the IRFD, and those waivers, as permitted by the IRFD Law, waived time limits specified in the IRFD Law and any requirement of applicable law pertaining to the conduct of the election in order to expedite the approval of the Amendments.', Lines 12-13, by changing 'and' to 'on January 17, 2022, and all of the qualified electors in the IRFD submitted ballots and voted in favor of the propositions'; on Page 9, through Page 10, Line 7, by adding 'NN. Staff has informed the Board of Supervisors that, as a result of administrative oversight, the Resolution Proposing Amendments and the Election Resolution were not signed by the Mayor prior to the election, and, as a result, the resolutions were not effective prior to the election. In the Election Results Resolution, the Board of Supervisors ratified, confirmed and approved the Resolution Proposing Amendments, the Election Resolution and the election on the basis of its determination that, because all (100 percent) of the qualified electors in the IRFD submitted waivers allowing for an accelerated election timeline and waiving any requirement of applicable law pertaining to the conduct of the special election and submitted ballots in favor of the propositions, there is no reasonable basis to conclude that the mis-sequencing described above would have affected the outcome of the election.'; on Page 10, Lines 12-16, by adding 'The Board of Supervisors hereby ratifies, approves and confirms all actions heretofore taken with respect to the matters described in this ordinance, including the Resolution Proposing Amendments, the Election Resolution, the Election Results Resolution and the election at which all of the qualified electors voted in favor of the propositions.'; and on Page 11, Lines 8-12, by adding 'Section 6. Under Section 53369.7 of the IRFD Law, any action or proceeding to attack, review, set aside, void, or annul the addition of territory to the IRFD, the amended boundaries of certain Initial Project Areas and the Amended IFP, including any action or proceeding citing the technical errors or irregularities related to the election described above, must be commenced within 30 days after the enactment of this ordinance.' The motion carried by the following vote:

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

Supervisor Haney, seconded by Supervisor Mandelman, moved that this Ordinance be **CONTINUED ON FIRST READING AS AMENDED** to the Board of Supervisors meeting of February 8, 2022. The motion carried by the following vote:

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

NEW BUSINESS

Recommendations of the Budget and Finance Committee

211264 [Accept and Expend Grant and Amend the Annual Salary Ordinance - Retroactive - Centers for Disease Control and Prevention - Strengthening Sexually Transmitted Disease Prevention and Control for Health Departments - \$3,390,998]

Sponsors: Mayor; Mandelman

Ordinance retroactively authorizing the Department of Public Health to accept and expend a grant increase in the amount of \$2,246,359 for a total amount of \$3,390,998 from the Centers for Disease Control and Prevention for participation in a program, entitled "Strengthening Sexually Transmitted Disease Prevention and Control for Health Departments (Sexually Transmitted Disease Prevention and Control for Health Departments)," for the period of January 1, 2021, through December 31, 2021; and amending Ordinance No. 166-20 (Annual Salary Ordinance File No. 200568 for Fiscal Years 2020-2021 and 2021-2022) to provide for the addition of eight grant-funded full-time positions in Class 0922 Manager I (1.0 FTE), Class 2593 Health Program Coordinator III (3.0 FTE), 2232 Senior Physician Specialist (1.0 FTE), Class 2803 Epidemiologist II (1.0 FTE), and 2119 Health Care Analyst (2.0 FTE). (Public Health Department)

Supervisor Mandelman requested to be added as a co-sponsor.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

211227 [Real Property License - City of Daly City - Two Groundwater Project Wells - 377 and 370 South Park Plaza Drive, Daly City, California]

Resolution approving and authorizing the execution of a No-Fee License with the City of Daly City for the operation and maintenance of two Groundwater Project Wells on land owned by the City of Daly City located at 377 and 370 South Park Plaza Drive, Daly City, San Mateo County, California; and authorizing the San Francisco Public Utilities Commission's General Manager to execute documents, make certain modifications, and take certain actions in furtherance of this Resolution, as defined herein, for a term to commence upon execution of the License through June 30, 2034. (Public Utilities Commission)

Resolution No. 038-22

ADOPTED by the following vote:

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

211240 [Apologizing to Chinese Immigrants and Their Descendants]

Sponsors: Haney; Walton, Safai, Mar, Stefani and Mandelman

Resolution apologizing on behalf of the Board of Supervisors of the City and County of San Francisco to Chinese immigrants and their descendants for systemic and structural discrimination, targeted acts of violence, and atrocities; and committing to the rectification and redress of past policies and misdeeds.

Supervisors Mar, Stefani, and Mandelman requested to be added as co-sponsors.

Resolution No. 039-22

ADOPTED by the following vote:

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

220015 [Purchase of Real Property - Apply for Grant Application - VSSF Associates, LLC - 835 Turk Street - Homelessness and Supportive Housing - Homekey Grant Program - \$25,701,300]

Sponsors: Mayor; Preston, Safai and Haney

Resolution 1) approving and authorizing the Director of Property, on behalf of the Department of Homelessness and Supportive Housing ("HSH"), to acquire certain property located at 835 Turk Street ("Property") for \$25,650,000 plus an estimated \$51,300 for typical closing costs, for a total anticipated amount of \$25,701,300; 2) approving and authorizing HSH, on behalf of the City, to apply to the California Department of Housing and Community Development for its Homekey Grant Program to purchase the Property; 3) approving and authorizing an Agreement of Purchase and Sale for Real Estate for the acquisition of the Property from VSSF Associates, LLC ("Purchase Agreement"), which includes a liquidated damages clause of up to \$250,000 in case of default by the City, and an interim property management fee not to exceed \$5,000 per month, plus reasonable operating expenses for the Property, to be paid to VSSF Associates, LLC until the City selects an operator for the Property; 4) authorizing the Director of Property to execute the Purchase Agreement, make certain modifications, and take certain actions in furtherance of this Resolution and the Purchase Agreement, as defined herein; 5) affirming the Planning Department's determination under the California Environmental Quality Act; and 6) adopting the Planning Department's findings that the Purchase Agreement, and the transaction contemplated therein, is consistent with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Fiscal Impact)

Resolution No. 036-22

ADOPTED by the following vote:

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

220017 [Multifamily Housing Revenue Bonds - 4101 Noriega, 363 Noe, 200 Randolph/409 Head, 2206-2268 Great Highway and 1357-1371 Eddy (also known as 1353-1367 Eddy) - SFHA Scattered Sites - Not to Exceed \$50,776,000]

Sponsors: Mayor; Mar, Safai, Haney and Preston

Resolution authorizing the issuance and delivery of multifamily housing revenue bonds (tax-exempt) in an aggregate principal amount not to exceed \$40,776,000 and multifamily housing revenue bonds (taxable) in an aggregate principal amount not to exceed \$10,000,000, for a total aggregate principle amount not to exceed \$50,776,000, for the purpose of providing financing for the acquisition and rehabilitation of a 69-unit, affordable multifamily rental housing project located at 4101 Noriega Street, 363 Noe Street, 200 Randolph/409 Head Street, 2206-2268 Great Highway and 1357-1371 Eddy Street (also known as 1353-1367 Eddy Street) known as "SFHA Scattered Sites" within the City; approving the form of and authorizing the execution of an indenture of trust providing the terms and conditions of the bonds; approving the form of and authorizing the execution of one or more regulatory agreements and declarations of restrictive covenants; approving the form of and authorizing the execution of one or more loan agreements providing the terms and conditions of the loan from the City to the borrower; approving the form of and authorizing the execution of an assignment of deed of trust documents; authorizing the collection of certain fees; approving modifications, changes and additions to the documents, as defined herein; ratifying and approving any action heretofore taken in connection with the bonds and the project, as defined herein; and granting general authority to City officials to take actions necessary to implement this Resolution, as defined herein; and related matters, as defined herein.

Supervisor Preston requested to be added as a co-sponsor.

Resolution No. 018-22

ADOPTED by the following vote:

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

Recommendations of the Government Audit and Oversight Committee

211223 [Settlement of Lawsuit - Leadwell Global Property LLC - Stipulated Assessed Value of \$152,600,000]

Ordinance authorizing settlement of the lawsuit filed by Leadwell Global Property LLC against the City and County of San Francisco for a stipulated assessed value of the real property located at 1 Nob Hill Circle, aka 999 California Street, San Francisco, CA (Assessor's Parcel Block No. 0255, Lot No. 002) (the "Subject Property") of \$152,600,000 as of February 28, 2017, contingent upon the Assessment Appeals Board's approval; the lawsuit was filed on June 26, 2020, in San Francisco Superior Court, Case No. CGC-20-585163; entitled Leadwell Global Property LLC v. City and County of San Francisco, et al.; the lawsuit involves the assessed value of the Subject Property for property tax purposes as of the February 28, 2017, change in ownership date. (City Attorney)

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

220049 [Public Defender's "MAGIC" (Mobilization for Adolescent Growth in our Communities) Programs in the Bayview and Fillmore/Western Addition Neighborhoods]

Sponsors: Walton; Preston, Chan, Mandelman and Safai

Resolution authorizing the Public Defender's "MAGIC" (Mobilization for Adolescent Growth in our Communities) Programs in the Bayview and Fillmore/Western Addition Neighborhoods, and expressing the Board of Supervisors' continued support for those programs.

Supervisor Safai requested to be added as a co-sponsor.

Resolution No. 042-22

ADOPTED by the following vote:

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

Recommendations of the Rules Committee

211298 [Administrative Code - Central SoMa Legacy Business and PDR Support Fund - Jackson Playground Park Fund - Planning Code Fee Credits - Real Property Conveyance for Affordable Housing Construction]

Sponsor: Peskin

Ordinance amending the Administrative Code to create the Central SoMa Legacy Business & PDR Support Fund and the Jackson Playground Park Fund; crediting payments to be made by KR Flower Mart, LLC under the Flower Mart Development Agreement against Eastern Neighborhoods Infrastructure Fees under Planning Code, Section 423, and Transportation Sustainability Fees under Planning Code, Section 411A; authorizing the City to accept land located at 71 Boardman Place and 356 Harriet Street (Assessor's Parcel Block No. 3779, Lot Nos. 084 and 112) for affordable housing; and providing KR Flower Mart, LLC credit against Jobs-Housing Linkage Fees under Planning Code, Section 413, for the value of that land; authorizing the attachment of missing pages to the Transportation Demand Management exhibit of the Development Agreement; making findings under the California Environmental Quality Act, findings of conformity with the General Plan, and with the eight priority policies of Planning Code, Section 101.1(b), and public necessity, convenience, and welfare findings under Planning Code, Section 302.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

211279 [Mayoral Appointment, Municipal Transportation Agency Board of Directors - Stephanie Cajina]

Motion approving the Mayor's nomination for the appointment of Stephanie Cajina to the Municipal Transportation Agency Board of Directors, for a term ending March 1, 2022. (Clerk of the Board) (Charter, Section 8A.102(a), provides that the Board of Supervisors shall confirm the Mayor's appointment by a majority (six votes) of the Board of Supervisors, with no timeframe to confirm specified. Transmittal Date: December 8, 2021.)

Motion No. M22-010

APPROVED by the following vote:

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

Supervisor Mar Excused from Voting

Supervisor Ronen, seconded by Supervisor Mandelman, moved that Supervisor Mar be excused from voting on File No. 220055. The motion carried by the following vote:

Ayes: 10 - Chan, Haney, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton
Excused: 1 - Mar

220055 [Reappointment, Local Agency Formation Commission - Supervisor Gordon Mar]

Motion reappointing Supervisor Gordon Mar, term ending February 4, 2026, to the Local Agency Formation Commission. (Clerk of the Board)

Motion No. M22-011

APPROVED by the following vote:

Ayes: 10 - Chan, Haney, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton
Excused: 1 - Mar

Supervisor Preston Excused from Voting

Supervisor Peskin, seconded by Supervisor Safai, moved that Supervisor Preston be excused from voting on File No. 220056. The motion carried by the following vote:

Ayes: 10 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Ronen, Safai, Stefani, Walton
Excused: 1 - Preston

220056 [Reappointment, Local Agency Formation Commission - Supervisor Dean Preston]

Motion reappointing Supervisor Dean Preston, term ending February 4, 2026, as an alternate to the Local Agency Formation Commission. (Clerk of the Board)

Motion No. M22-012

APPROVED by the following vote:

Ayes: 10 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Ronen, Safai, Stefani, Walton
Excused: 1 - Preston

220067 [Appointments, Citizens' General Obligation Bond Oversight Committee - Andrea Marmo Crawford and Timothy Mathews]

Motion appointing Andrea Marmo Crawford and Timothy Mathews, terms expiring November 21, 2022, to the Citizens General Obligation Bond Oversight Committee. (Clerk of the Board)

Motion No. M22-013

APPROVED by the following vote:

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

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

Supervisor Chan, seconded by Supervisor Mar, moved to suspend Rule 5.36 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guest(s). The motion carried by the following vote:

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

Supervisor Chan introduced, welcomed, and presented a Certificate of Honor to the Chinese Chamber of Commerce, accepted by Dr. Donald Luu, in appreciation of the work and organizing that went into making the Chinese New Year Parade and community festivities possible.

Supervisor Mar introduced, welcomed, and presented a Certificate of Honor to the All American Medical Group, accepted by Dr. Joseph Woo and Dr. Hans Yu, in recognition of their vaccine efforts and continued community support.

COMMITTEE REPORTS

220069 [Mayoral Reappointment, Juvenile Probation Commission - Andrea Shorter]

Motion approving/rejecting the Mayor's nomination for the reappointment of Andrea Shorter to the Juvenile Probation Commission, term ending January 15, 2026. (Clerk of the Board) (Charter, Section 3.100(18), provides that the Board of Supervisors has the authority to reject the appointment by two-thirds vote of the Board (eight votes) within 30 days following transmittal of the Mayor's Notice of Appointment, and that failure of the Board to reject the appointment by two-thirds vote within the 30 day period shall result in the appointee continuing to serve as appointed. Transmittal date: January 19, 2022.)

(Supervisor Mandelman dissented in committee.)

(This item was not sent as a committee report.)

220070 [Mayoral Reappointment, Juvenile Probation Commission - Joseph Arellano]

Motion approving/rejecting the Mayor's nomination for the reappointment of Joseph Arellano to the Juvenile Probation Commission, term ending January 15, 2026. (Clerk of the Board) (Charter, Section 3.100(18), provides that the Board of Supervisors has the authority to reject the appointment by two-thirds vote of the Board (eight votes) within 30 days following transmittal of the Mayor's Notice of Appointment, and that failure of the Board to reject the appointment by two-thirds vote within the 30 day period shall result in the appointee continuing to serve as appointed. Transmittal date: January 19, 2022.)

(This item was not sent as a committee report.)

220071 [Mayoral Reappointment, Juvenile Probation Commission - James Spingola]

Motion approving/rejecting the Mayor's nomination for the reappointment of James Spingola to the Juvenile Probation Commission, term ending January 15, 2026. (Clerk of the Board) (Charter, Section 3.100(18), provides that the Board of Supervisors has the authority to reject the appointment by two-thirds vote of the Board (eight votes) within 30 days following transmittal of the Mayor's Notice of Appointment, and that failure of the Board to reject the appointment by two-thirds vote within the 30 day period shall result in the appointee continuing to serve as appointed. Transmittal date: January 19, 2022.)

(This item was not sent as a committee report.)

220072 [Mayoral Reappointment, Juvenile Probation Commission - Toye Moses]

Motion approving/rejecting the Mayor's nomination for the reappointment of Toye Moses to the Juvenile Probation Commission, term ending January 15, 2026. (Clerk of the Board) (Charter, Section 3.100(18), provides that the Board of Supervisors has the authority to reject the appointment by two-thirds vote of the Board (eight votes) within 30 days following transmittal of the Mayor's Notice of Appointment, and that failure of the Board to reject the appointment by two-thirds vote within the 30 day period shall result in the appointee continuing to serve as appointed. Transmittal date: January 19, 2022.)

(This item was not sent as a committee report.)

220073 [Mayoral Appointment, Juvenile Probation Commission - Johanna Ruth Locoë]

Motion approving/rejecting the Mayor's nomination for the appointment of Johanna Ruth Locoë to the Juvenile Probation Commission, term ending January 15, 2026. (Clerk of the Board)
(Charter, Section 3.100(18), provides that the Board of Supervisors has the authority to reject the appointment by two-thirds vote of the Board (eight votes) within 30 days following transmittal of the Mayor's Notice of Appointment, and that failure of the Board to reject the appointment by two-thirds vote within the 30 day period shall result in the appointee continuing to serve as appointed.
Transmittal date: January 12, 2022.)

(This item was not sent as a committee report.)

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

David Pilpel; shared memories and thoughts regarding two San Franciscans who recently passed.

Noreen Hagan; expressed gratitude for certain Members of the Board.

Speaker; expressed gratitude for certain Members of the Board.

Speaker; expressed concerns regarding misinformation campaigns.

Speaker; expressed support of the Resolution supporting Assembly Bill No. 458 (File No. 220116), and the Resolution supporting Assembly Bill No. 1594 (File No. 220115).

Ed Brown; expressed support of the Resolution urging reform of the State's Cannabis Cultivation Tax (File No. 220097).

Anastasia Yovanopolous; expressed support of newly introduced legislation regarding rules and regulations to protect tenants, and shared thoughts on a San Franciscan who recently passed.

Bran Goodwyn; expressed support of the Resolution urging reform of the State's Cannabis Cultivation Tax (File No. 220097).

Paulina Fayer; expressed support of the Resolution urging reform of the State's Cannabis Cultivation Tax (File No. 220097).

Ivan Kataya; expressed support of the Resolution urging reform of the State's Cannabis Cultivation Tax (File No. 220097).

Speaker; shared in song various concerns.

Peter Warfield; expressed concerns regarding those without access to the internet and the lack of accessibility to Public Library services.

Speaker; shared a song to express various concerns.

CLOSED SESSION

CONFERENCE WITH CITY ATTORNEY - Existing Litigation

220025 [Closed Session - Existing Litigation - Pacific Gas and Electric Company - February 15, 2022]

Closed Session for the Board of Supervisors to convene on February 1, 2022, pursuant to California Government Code, Section 54956.9(a), and San Francisco Administrative Code, Section 67.10(d)(1), for the purpose of conferring with, or receiving advice from, the City Attorney regarding the following existing litigation on the Pacific Gas and Electronic Company (PG&E) Power Asset Acquisition Project California Environmental Quality Act (CEQA); scheduled pursuant to Motion No. M22-004 (File No. 220024), approved on January 11, 2022. (Clerk of the Board)

President Walton informed the Board that he would be making a motion to continue this Closed Session to a later date and inquired whether any individual wished to address the Board regarding the proposed continuance. There were no speakers. The President closed public comment on the continuance.

Supervisor Walton, seconded by Supervisor Preston, moved that this Closed Session be CONTINUED to the Board of Supervisors meeting of February 15, 2022. The motion carried by the following vote:

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

220095 [Approval of a 90-Day Extension for Historic Preservation Commission Review of Landmark Designation Status of Lincoln Park “City Cemetery” (File No. 210426)]

Sponsor: Chan

Resolution extending by 90 days the prescribed time within which the Historic Preservation Commission may render its decision on a proposed Resolution (File No. 210426) initiating a landmark designation under Article 10 of the Planning Code for Lincoln Park, formerly known as City Cemetery, Assessor’s Parcel Block No. 1313, Lot No. 029.

Resolution No. 043-22

ADOPTED

220096 [Lunar New Year 2022]

Sponsors: Chan; Mar, Walton, Peskin, Mandelman, Stefani, Preston, Melgar, Safai and Haney

Resolution celebrating 2022 as the Year of the Tiger, and recognizing February 1, 2022, as the start of Lunar New Year 4720 in the City and County of San Francisco.

Supervisors Mandelman, Stefani, Preston, Melgar, Safai, and Haney requested to be added as co-sponsors.

Resolution No. 031-22

ADOPTED

220097 [Urging California to Reform the State's Cannabis Cultivation Tax]**Sponsors: Mandelman; Haney, Preston and Safai**

Resolution urging the State of California to reform its Cannabis Cultivation Tax.

*Supervisors Preston and Safai requested to be added as co-sponsors.***Resolution No. 032-22****ADOPTED****220098 [Supporting California State Assembly Bill No. 256 (Kalra) - The California Racial Justice Act for All]****Sponsors: Walton; Mandelman, Preston, Chan, Safai and Haney**

Resolution supporting California State Assembly Bill No. 256 - The California Racial Justice Act for All, introduced by State Assembly Members Ash Kalra, Sydney Kamlager, Robert Rivas, and Miguel Santiago, that would the apply the protections of the California Racial Justice Act to everyone, regardless of when discrimination in the court occurred.

*Supervisors Chan, Stefani, and Haney requested to be added as co-sponsors.***Resolution No. 033-22****ADOPTED****220115 [Supporting California State Assembly Bill No. 1594 (Ting, Gipson, and Ward) - Firearms: Civil Suit]****Sponsors: Stefani; Chan, Melgar, Mandelman and Safai**

Resolution supporting California State Assembly Bill No. 1594, introduced by Assembly Members Phil Ting, Mike Gipson, and Christopher Ward on January 3, 2022, that would specify that a gun industry member has created or maintained a public nuisance if their failure to follow federal, state, or local law caused injury or death or if the gun industry member engaged in unfair business practices.

*Supervisors Chan, Melgar, Mandelman, and Safai requested to be added as co-sponsors.***Resolution No. 034-22****ADOPTED****220116 [Supporting California State Assembly Bill No. 452 (Friedman) - Pupil Safety: Parental Notification: Firearm Safety Laws]****Sponsors: Stefani; Walton, Chan, Melgar, Mandelman and Safai**

Resolution supporting California State Assembly Bill No. 452, introduced by Assembly Member Friedman on February 8, 2021, that would require a school district, county office of education, and charter school to inform parents and guardians of pupils at the beginning of each semester or quarter of the regular school term, and during any new enrollment or transfer, of California's child access prevention laws and laws relating to the safe storage of firearms, as specified; and would require the State Department of Education, on or before July 1, 2023, to develop concise content for the notice regarding those child access prevention and safe storage of firearms laws.

*Supervisors Chan, Melgar, Mandelman, and Safai requested to be added as co-sponsors.***Resolution No. 035-22****ADOPTED**

220099 [Concurring in Actions to Meet Local Emergency - Coronavirus Response - Forty-Third Supplement]**Sponsor: Walton**

Motion concurring in actions taken by the Mayor in the Forty-Third Supplement to the Proclamation of Emergency to meet the ongoing local emergency related to the novel coronavirus COVID-19 pandemic by authorizing the issuance by the City of notices of violation and penalties for failing to comply with the Health Officer's January 13, 2022, order requiring that certain healthcare facilities offer and conduct SARS-CoV-2 testing.

Motion No. M22-014**APPROVED****220100 [Concurring in Actions to Meet Local Emergency - Coronavirus Response - Forty-Fourth Supplement]****Sponsor: Walton**

Motion concurring in actions taken by the Mayor in the Forty-Fourth Supplement to the Proclamation of Emergency to meet the ongoing local emergency related to the novel coronavirus COVID-19 pandemic by authorizing the Controller to develop and issue a policy to allow the City to continue to provide funding under existing agreements to non-profit organizations that are unable to provide services under contracts or grant agreements with the City due to disruptions related to COVID-19 during the local emergency, and authorizing a program to provide additional paid sick leave to City employees and "as needed" employees to be used for COVID-19 infection, COVID-19 exposure, or direct impacts of COVID-19 on employees and their families.

Motion No. M22-015**APPROVED**

The foregoing items were acted upon by the following vote:

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

Supervisor Preston, seconded by Supervisor Mar, moved to rescind the previous vote in order to receive additional public comment. The motion carried by the following vote:

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

The foregoing items were acted upon by the following vote:

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

IMPERATIVE AGENDA

There were no imperative agenda items.

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.

ORDINANCES

220127 [Public Employment - Amendment to the Salary Ordinance for the Human Services Agency - FY2021-2022]

Sponsor: Mayor

Ordinance amending Ordinance No. 109-21 (Salary Ordinance for Fiscal Years (FY) 2021-2022 and 2022-2023) to reflect the addition of 16 positions (5.328 FTEs) in the Human Services Agency in FY2021-2022. (Human Services Agency)
(Fiscal Impact)

02/01/22; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 3/3/2022.

220128 [Appropriation - State and Federal Revenues - Human Services Agency - Various Programs - \$37,627,023 - FY2021-2022]

Sponsor: Mayor

Ordinance appropriating \$38,546,839 of State and Federal Revenues to the Human Services Agency for various programs, including Shelter in Place housing and demobilization, Adult Protective Services, the Housing and Disability Advocacy Program, CalWORKS housing support, and the Transitional Housing Program and Housing Navigator Program support for former foster youth in Fiscal Year (FY) 2021-2022; this Ordinance requires a two-thirds vote of all members of the Board of Supervisors pursuant to Charter, Section 9.113(c).
(Pursuant to Charter, Section 9.113(c), this matter shall require a vote of two-thirds (8 votes) of all members of the Board of Supervisors to approve such appropriation ordinance for passage.)

(Fiscal Impact)

02/01/22; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 3/3/2022.

220129 [Appropriation - General Reserve - Municipal Transportation Agency - Portsmouth Square Garage Parking and Transit Fares - \$554,000 - FY2021-2022]

Sponsors: Chan; Peskin, Safai and Mar

Ordinance appropriating \$700,000 from the General Reserve to the Municipal Transportation Agency to support free parking in the Portsmouth Square Garage in February of Fiscal Year (FY) 2021-2022.

(Fiscal Impact)

02/01/22; ASSIGNED to Budget and Finance Committee.

220130 [Planning Code - Conditional Use Appeals]**Sponsors: Melgar; Peskin, Walton, Preston and Ronen**

Ordinance amending the Planning Code to allow the signatures of Verified Tenants to count towards the threshold needed to permit an appeal of a Conditional Use authorization; clarifying timelines applicable to appeals of Conditional Use authorizations; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of public convenience, necessity, and welfare under Planning Code, Section 302.

02/01/22; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 3/3/2022.

220131 [Administrative Code - COVID-19 Tenant Protections]**Sponsors: Preston; Chan, Peskin, Ronen, Walton, Melgar and Haney**

Ordinance amending the Administrative Code to prohibit landlords from evicting residential tenants for non-payment of rent that came due on or after April 1, 2022, and was not paid due to the COVID-19 pandemic; and to prohibit landlords from imposing late fees, penalties, or similar charges on such tenants.

02/01/22; ASSIGNED to Land Use and Transportation Committee.

RESOLUTIONS

220132 [Memorandum of Understanding - Retroactive - Urban Areas Security Initiative]**Sponsor: Mayor**

Resolution retroactively approving a Memorandum of Understanding (MOU) with the Cities of Oakland and San Jose and the Counties of Alameda, Contra Costa, Marin, Monterey, San Mateo, Santa Clara and Sonoma that provides governance structures and procedures for application, allocation and distribution of federal Urban Areas Security Initiative (UASI) grant funds to the Bay Area Urban Area, as well as for other Federal grant funds to the Bay Area Urban Area as permitted under the MOU; and continues San Francisco as the primary grantee and fiscal agent for UASI grant funds to the Bay Area Urban Area, as well as for other Federal grant funds to the Bay Area Urban Area as permitted under the MOU for the period from December 1, 2021, through November 30, 2025.

02/01/22; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

220133 [Execute Standard Agreement and Accept and Expend - California Department of Housing and Community Development - 2021 Homekey Grant - 1321 Mission Street - Not to Exceed \$54,788,000]

Sponsors: Mayor and Haney; Safai

Resolution authorizing the Department of Homelessness and Supportive Housing (HSH) to execute a Standard Agreement with the California Department of Housing and Community Development for up to \$54,778,000 of Project Homekey grant funds; to accept and expend those funds for the acquisition of the property located at 1321 Mission Street (the "Property") for permanent supportive housing and to support its operations upon execution of the Standard Agreement through June 30, 2026; approving and authorizing HSH to commit approximately \$16,000,000 in required matching funds for acquisition of the property, and a minimum of five years of operating costs; authorizing the Director to enter into any additions, amendments, or other modifications to the Standard Agreement and the Homekey Documents that do not materially increase the obligations or liabilities, or materially decrease the benefits to the City; affirming the Planning Department's determination under the California Environmental Quality Act; and adopting the Planning Department's findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

(Fiscal Impact)

02/01/22; RECEIVED AND ASSIGNED to Budget and Finance Committee.

220134 [Urging the Department of Public Health and Health Commission to Name a Facility After the Late Health Commissioner David J. Sanchez, Jr., PhD]

Sponsors: Melgar; Ronen, Mandelman and Safai

Resolution urging the Department of Public Health (DPH) Director of Health and the Health Commission to work with the Board of Supervisors to name or rename a DPH facility after the late David J. Sanchez, Jr., PhD in honor of his lifelong leadership and contributions to vulnerable residents of the City and County of San Francisco.

02/01/22; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

220135 [Supporting California State Assembly Bill No. 616 (Stone) - The Agricultural Labor Relations Voting Choice Act]

Sponsors: Ronen; Walton, Mandelman, Chan, Preston and Safai

Resolution urging the California State Legislature and Governor to support California State Assembly Bill No. 616, introduced by California Assembly Member Mark Stone, The Agricultural Labor Relations Voting Choice Act in 2022, and allow expanded access to union voting for agriculture workers in California.

02/01/22; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

MOTIONS

220136 [Board of Supervisors Budget Process - FYs 2022-2023 and 2023-2024]

Sponsors: Haney; Walton, Safai, Ronen, Mar, Melgar, Chan, Preston and Mandelman

Motion establishing goals for the Board of Supervisors' Budget and Appropriations Committee, and the process to guide the Board's deliberations on the City budget, for Fiscal Years (FYs) 2022-2023 and 2023-2024.

02/01/22; RECEIVED AND ASSIGNED to Budget and Appropriations Committee.

220077 [Appointment, Treasury Oversight Committee - Jan Mazyck]

Motion approving/rejecting the Treasurer's nomination of Jan Mazyck, for a term ending June 17, 2022, to the Treasury Oversight Committee. (Clerk of the Board)

01/20/22; RECEIVED FROM DEPARTMENT.

02/01/22; RECEIVED AND ASSIGNED to Rules Committee.

220137 [Findings to Allow Teleconferenced Meetings During Declared Emergency]

Motion making findings to allow teleconferenced meetings under California Government Code, Section 54953(e). (Clerk of the Board)

02/01/22; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

REQUESTS FOR HEARING

220139 [Hearing - Ethics Department Audit Processes]

Sponsors: Peskin; Chan

Hearing on the Ethics Department's mandatory audit process for City candidates and committees receiving public financing, and the audit process for lobbyist disclosure statements; and to review the performance of the Ethics Department's audit process to date, including any necessary enhancements of the audit process to ensure the timely auditing of campaigns and the public's right to review reports; and requesting the Ethics Department to report.

02/01/22; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

220140 [Hearing - Progress on Increasing the Number of Beds in the Mental Health System of Care]

Sponsors: Ronen; Mandelman and Haney

Hearing on the status of the progress to increase the number of beds in the mental health system of care; and requesting the Department of Public Health to report.

02/01/22; RECEIVED AND ASSIGNED to Budget and Appropriations Committee.

220141 [Closed Session - Existing Litigation - Dacari Spiers - February 8, 2022]

Closed Session for the Board of Supervisors to convene on February 8, 2022, pursuant to California Government Code, Section 54956.9(a), and San Francisco Administrative Code, Section 67.10(d)(1), for the purpose of conferring with, or receiving advice from, the City Attorney regarding the following existing litigation for an Ordinance authorizing settlement of the lawsuit filed by Dacari Spiers against the City and County of San Francisco for \$700,000; the lawsuit was filed on March 6, 2020, in United States District Court, Northern District of California, Case No. 20-cv-01357-JSC; entitled Dacari Spiers v. City and County of San Francisco, et al.; the lawsuit involves an alleged civil rights violation; scheduled pursuant to a motion made and approved on February 1, 2022, during consideration at the Board of Supervisors meeting of File No. 211221. (Clerk of the Board)

02/01/22; RECEIVED AND ASSIGNED to Board of Supervisors.

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

220074 [Professional Services Agreement - APX Inc. - Power Scheduling Coordination Services and Related Support Services - Not to Exceed \$134,742,800]

Resolution authorizing the General Manager of the San Francisco Public Utilities Commission (SFPUC) to execute Power Enterprise Operating Budget-funded Agreement No. PRO.0152 with APX Incorporated to assist with power scheduling coordination services required for the SFPUC's participation in the California Independent System Operator electricity market, for an amount not to exceed \$136,500,000 and with services anticipated to begin in April 2022, and end in March 2027, for a term of five years. (Public Utilities Commission)
(Fiscal Impact)

01/21/22; RECEIVED FROM DEPARTMENT.

02/01/22; RECEIVED AND ASSIGNED to Budget and Finance Committee.

220075 [Public Auction - Tax-Defaulted Real Property]

Resolution authorizing the Tax Collector to sell at public auction certain parcels of tax-defaulted real property, as defined herein. (Treasurer-Tax Collector)

01/21/22; RECEIVED FROM DEPARTMENT.

02/01/22; RECEIVED AND ASSIGNED to Budget and Finance Committee.

220076 [Trustee Agreement - Retroactive - The Bank of New York Mellon Trust Company, N.A. - San Francisco International Airport Revenue Bonds - Not to Exceed \$3,800,000]

Resolution 1) approving Modification No. 6 to Airport Contract No. 9186 with The Bank of New York Mellon Trust Company, N.A., for bond trustee services, to increase the contract amount by \$1,050,000 for a new total not to exceed amount of \$3,800,000 to commence following approval by the Board of Supervisors; 2) retroactively approving Airport Contract No. 9186 with a contract amount of \$260,000 with a term date of November 4, 1991, to an indefinite term; 3) retroactively from December 4, 2001, approving Modification No. 1 to increase the contract amount by \$600,000 for a total not to exceed amount of \$860,000; 4) retroactively from February 6, 2006, approving Modification No. 2 to increase the contract amount by \$900,000 for a total not to exceed amount of \$1,760,000; 5) retroactively from April 1, 2012, approving Modification No. 3 to increase the contract amount by \$800,000 for a total not to exceed amount of \$2,560,000; 6) retroactively from April 1, 2017, approving Modification No. 4 to increase the contract amount by \$190,000 for a total not to exceed amount of \$2,750,000; and 7) retroactively from June 1, 2018, approving Modification No. 5 to update the Trustee fee payment schedule, with no changes to the contract amount. (Airport Commission)
(Fiscal Impact)

01/24/22; RECEIVED FROM DEPARTMENT.

02/01/22; RECEIVED AND ASSIGNED to Budget and Finance Committee.

In Memoriams

*Kim Corsoro - Supervisor Mandelman
Bob Planthold - Supervisor Peskin*

ADJOURNMENT

There being no further business, the Board adjourned at the hour 3:47 p.m.

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on March 8, 2022.

Angela Calvillo, Clerk of the Board