

BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO MEETING MINUTES

Tuesday, July 12, 2022 - 2:00 PM

IN-PERSON MEETING

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

(remote access provided)

(remote public comment provided via teleconference)

www.sfgovtv.org

Regular Meeting

SHAMANN WALTON, PRESIDENT

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

Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Committee Membership

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

Budget and Finance Committee
Supervisors Ronen, 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, Melgar

Rules Committee
Supervisors Peskin, Mandelman, Chan

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

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

2nd Friday
10:00 AM

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

Members Present: Connie Chan, Matt Dorsey, 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, in-person with remote access and public comment also available via telephone, on Tuesday, July 12, 2022, with President Shamann Walton presiding.

President Walton called the meeting to order at 2:01 p.m.

Remote Access to Information and Participation

The Board of Supervisors and its committees convene hybrid meetings that allow in-person attendance, remote access, and public comment via teleconference. Visit the SFGovTV website (www.sfgovtv.org) to stream the live meetings and watch meetings on demand or watch live meetings on San Francisco Cable Channels 26, 28, 78 or 99 (depending on your provider). Members of the public may provide public comment in-person or remotely via teleconference (detailed instructions available at: <https://sfbos.org/remote-meeting-call>).

Members of the public 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. Committee 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 or bos@sfgov.org.

ROLL CALL AND PLEDGE OF ALLEGIANCE

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

Supervisor Mar was noted not present.

Supervisor Mar was noted present at 2:05 p.m.

A quorum of the Board was present; with Supervisor Dorsey attending remotely.

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

*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 in-person or by dialing the provided telephone number. In-person public comment will be taken before remote public comment is called. Those who are providing public comment remotely must dial * 3 to be added to the remote queue to speak. 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.*

APPROVAL OF MEETING MINUTES

President Walton inquired whether any Member of the Board had any corrections to the June 7, 2022, Board Meeting Minutes; or the June 8, 2022, Special Meeting Minutes at the Budget and Appropriations Committee Meeting, which constituted as quorum of the Board of Supervisors, as presented. There were no corrections requested from any Member of the Board.

Supervisor Ronen, seconded by Supervisor Peskin, moved to approve the June 7, 2022, Board Meeting Minutes; and the June 8, 2022, Special Meeting Minutes at the Budget and Appropriations Committee Meeting, which constituted as quorum of the Board of Supervisors, as presented. The motion carried by the following vote, following general public comment:

AGENDA CHANGES

There were no agenda changes.

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

There were no questions submitted from the eligible Supervisors representing Districts 1, 2, 3 and 4. Mayor London N. Breed addressed the Board of Supervisors regarding the importance of safety as the City begins to re-open. Mayor Breed thanked the Budget and Appropriations Committee and Chair Ronen for their dedication to building the budget placing funding in critical departments that would help support the safety of the City and criminal justice reform. Lastly Mayor Breed welcomed the recently appointed District Attorney Brooke Jenkins and spoke to her commitment to justice and experience with the District Attorney's Office. Following public comment this matter was filed. No further action was taken.

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendations of the Government Audit and Oversight Committee

President Walton requested File Nos. 220379, 2205208, and 220509 be called together.

220379 [Settlement of Lawsuit - Martin Collins - \$35,000]

Ordinance authorizing settlement of the lawsuit filed by Martin Collins against the City and County of San Francisco for \$35,000; the lawsuit was filed on December 15, 2020, in San Francisco Superior Court, Case No. CGC-20-588446; entitled Martin Collins v. City and County of San Francisco, et al.; the lawsuit involves alleged personal injury from a dangerous condition of public property. (City Attorney)

Ordinance No. 156-22

FINALLY PASSED by the following vote:

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

220508 [Settlement of Lawsuit - Tessa Luu - \$864,282]

Ordinance authorizing settlement of the lawsuit filed by Tessa Luu against the City and County of San Francisco for \$864,282, comprised of a payment of \$730,000 and the forgiveness of the City's lien in the amount of \$134,282; the lawsuit was filed on September 2, 2020, in San Francisco Superior Court, Case No. CGC-20-586519; entitled Tessa Luu v. City and County of San Francisco; the lawsuit involves an alleged personal injury on a City sidewalk. (City Attorney)

Ordinance No. 157-22

FINALLY PASSED by the following vote:

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

220509 [Settlement of Lawsuit - Arthur Higgins, Larry Tiller, Lorenzo Bell - \$375,000]

Ordinance authorizing settlement of the lawsuit filed by Arthur Higgins, Larry Tiller, and Lorenzo Bell against the City and County of San Francisco for \$375,000; the lawsuit was filed on August 31, 2020, in United States District Court, Northern District of California, Case No. 3:20-cv-06129-CRB; entitled Arthur Higgins, et al. v. City and County of San Francisco, et al.; the lawsuit involves allegations that Plaintiffs' civil rights were violated when San Francisco Police Department ("SFPD") Officers detained and used force against them following a traffic stop. (City Attorney)

Ordinance No. 158-22

FINALLY PASSED by the following vote:

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

220537 [Authorizing Grant Agreements - Terms of 20 Years after Project Completion - Public Utilities Commission Green Infrastructure Grant Program]**Sponsors: Mandelman; Mar**

Ordinance extending for an additional two years through July 1, 2024, the delegation of authority under Charter, Section 9.118, to the General Manager of the San Francisco Public Utilities Commission ("SFPUC"), previously authorized by Ordinance No. 26-19 and extended and modified by Ordinance No. 101-20, to enter into grant agreements under the SFPUC's Green Infrastructure Grant Program with terms of up to 20 years after the Project Completion Date, as defined by the Grant Agreements.

(Fiscal Impact)

Ordinance No. 159-22**FINALLY PASSED by the following vote:**

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

Recommendations of the Land Use and Transportation Committee**211300 [Planning Code, Zoning Map - Group Housing Special Use District]****Sponsors: Peskin; Melgar and Preston**

Ordinance amending the Planning Code to create the Group Housing Special Use District; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1, and findings of public necessity, convenience, and welfare under Planning Code, Section 302.

Ordinance No. 154-22**FINALLY PASSED by the following vote:**

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

220262 [Planning, Administrative Codes - Affordable Housing Code Enforcement]**Sponsor: Mayor**

Ordinance amending the Planning Code to permit the Mayor's Office of Housing and Community Development to enforce, and collect fines and penalties for violations of, Planning Code provisions governing affordable housing; amending the Administrative Code to allow the Mayor's Office of Housing and Community Development (MOHCD) to use the proceeds in the Affordable Housing Enforcement Fund for all Planning Code enforcement activities by MOHCD relating to affordable housing; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1, and findings of public necessity, convenience, and welfare under Planning Code, Section 302.

Ordinance No. 155-22**FINALLY PASSED by the following vote:**

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

220446 [Planning, Administrative, Subdivision Codes; Zoning Map - Density Exception in Residential Districts]**Sponsors: Mandelman; Melgar**

Ordinance amending the Planning Code to rezone all Residential, One Family (RH-1) zoning districts, except for Residential, One Family, Detached (RH-1(D)) districts, to Residential, Two Family (RH-2) zoning districts; to rezone the RH-1(D) districts to a new class of residential district called Residential, Two Family, Detached (RH-2(D)) districts; and to provide a density limit exception to permit up to four dwelling units per lot, and up to six dwelling units per lot in Corner Lots, in all RH (Residential, House) zoning districts, subject to certain requirements, including among others the replacement of protected units; amending the Administrative Code to require new dwelling units constructed pursuant to the density limit exception to be subject to the rent increase limitations of the Rent Ordinance; amending the Subdivision Code to authorize a subdivider that is constructing new dwelling units pursuant to the density exception to submit an application for condominium conversion or a condominium map that includes the existing dwelling units and the new dwelling units that constitute the project; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1, and findings of public necessity, convenience, and welfare under Planning Code, Section 302.

FINALLY PASSED by the following vote:

Ayes: 9 - Chan, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Stefani, Walton

Noes: 2 - Dorsey, Safai

Supervisor Ronen, seconded by Supervisor Safai, moved to RESCIND the previous vote:

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

FINALLY PASSED by the following vote:

Ayes: 7 - Chan, Mandelman, Mar, Melgar, Peskin, Preston, Ronen

Noes: 4 - Dorsey, Safai, Stefani, Walton

Recommendations of the Rules Committee**220540 [Business and Tax Regulations Code - Disclosure of Vacancy Tax Information]****Sponsors: Peskin; Chan and Mandelman**

Ordinance amending the Business and Tax Regulations Code to permit the Tax Collector to make public certain information regarding the Vacancy Tax.

Ordinance No. 160-22**FINALLY PASSED by the following vote:**

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

220664 [Presidential Appointment, Board of Appeals - Alex Lemberg]

Motion approving the President of the Board of Supervisors Shamann Walton's nomination for the appointment of Alex Lemberg to the Board of Appeals, for the unexpired portion of a four-year term ending July 1, 2024. (Clerk of the Board)

(Charter, Section 4.106, 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 of the date the nomination is transmitted to the Clerk then the nominee shall be deemed approved. Transmittal date: May 27, 2022.)

Motion No. M22-113**APPROVED by the following vote:**

Ayes: 10 - Chan, Dorsey, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Walton

Noes: 1 - Stefani

NEW BUSINESS

Recommendation of the Budget and Finance Committee

220536 [Initiative Ordinance - Business and Tax Regulations Code - Sales Tax for Transportation Authority]

Sponsors: Mandelman; Walton, Peskin, Ronen, Melgar, Stefani, Preston, Mar, Safai and Dorsey

Ordinance approving a new 2022 Transportation Expenditure Plan for the County Transportation Authority and submitting to the voters at an election to be held on November 8, 2022, an Ordinance amending the Business and Tax Regulations Code to continue in effect the existing local transactions and use tax at the existing rate of 0.5% for 30 years to fund transportation improvements under the 2022 Transportation Expenditure Plan; increasing the Transportation Authority's appropriations limit by the amount collected under the transactions and use tax for four years from November 8, 2022; authorizing the Transportation Authority to issue limited tax bonds secured by transactions and use tax revenues; affirming the Transportation Authority's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

PASSED ON FIRST READING by the following vote:

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

Recommendations of the Budget and Appropriations Committee

President Walton requested File Nos. 220669, 220670, 220677, 220678, 220679, 220680, 220681, 220682, 220638, 220684, 220685, 220686, 220687, 220688, 220689, 220690, 220691, and 220692 be called together.

220669 [Budget and Appropriation Ordinance for Departments - FYs 2022-2023 and 2023-2024]

Sponsor: Mayor

Budget and Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures for Departments of the City and County of San Francisco as of June 1, 2022, for the Fiscal Years (FYs) ending June 30, 2023, and June 30, 2024.
(Fiscal Impact)

Supervisor Walton, seconded by Supervisor Melgar, moved that this Ordinance be CONTINUED to the Board of Supervisors meeting of July 19, 2022. The motion carried by the following vote:

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

220670 [Annual Salary Ordinance - FYs 2022-2023 and 2023-2024]**Sponsor: Mayor**

Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the Fiscal Years (FYs) ending June 30, 2023, and June 30, 2024, continuing, creating, or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefore.

Supervisor Walton, seconded by Supervisor Melgar, moved that this Ordinance be CONTINUED to the Board of Supervisors meeting of July 19, 2022. The motion carried by the following vote:

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

220677 [Office of Community Investment and Infrastructure, Operating as Successor Agency to the San Francisco Redevelopment Agency - FY2022-2023 Budget - Bond Issuance Not to Exceed \$99,680,000]**Sponsor: Mayor**

Resolution approving the Fiscal Year (FY) 2022-2023 Budget of the Office of Community Investment and Infrastructure operating as the Successor Agency to the San Francisco Redevelopment Agency; and approving the Issuance by OCII of Bonds in an aggregate principal amount not to exceed \$99,680,000 for the purpose of financing a portion of OCII's enforceable obligations.

Supervisor Walton, seconded by Supervisor Melgar, moved that this Resolution be CONTINUED to the Board of Supervisors meeting of July 19, 2022. The motion carried by the following vote:

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

220678 [Police Code - Fixed Place Outdoor Amplified Sound Permit and License Fees]**Sponsor: Mayor**

Ordinance amending the Police Code to update the Fixed Place Outdoor Amplified Sound permit filing fee, permit amendment filing fee, and license fee to current amounts.

Supervisor Walton, seconded by Supervisor Melgar, moved that this Ordinance be CONTINUED to the Board of Supervisors meeting of July 19, 2022. The motion carried by the following vote:

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

220679 [Administrative Code - Deputy Fire Chiefs]**Sponsors: Mayor; Ronen**

Ordinance amending the Administrative Code to authorize the Chief of the Fire Department to appoint three rather than two deputy chiefs, with one of the deputy chiefs being an Emergency Medical Services or Community Paramedicine member of the Department.

Supervisor Walton, seconded by Supervisor Melgar, moved that this Ordinance be CONTINUED to the Board of Supervisors meeting of July 19, 2022. The motion carried by the following vote:

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

220680 [Administrative Code - Police Vehicle Theft Crime Fund Surcharge]**Sponsors: Mayor; Safai**

Ordinance amending the Administrative Code to increase the surcharge on vehicles registered to a San Francisco address in accordance with California state law.

Supervisor Walton, seconded by Supervisor Melgar, moved that this Ordinance be CONTINUED to the Board of Supervisors meeting of July 19, 2022. The motion carried by the following vote:

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

220681 [Administrative Code - Reproduction and Notary Fees - Department of Administrative Services]**Sponsor: Mayor**

Ordinance amending the Administrative Code to increase the fees imposed by the Department of Administrative Services for reproduction and notary services provided to the public.

Supervisor Walton, seconded by Supervisor Melgar, moved that this Ordinance be CONTINUED to the Board of Supervisors meeting of July 19, 2022. The motion carried by the following vote:

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

220682 [Neighborhood Beautification and Graffiti Clean-up Fund Tax Designation Ceiling]**Sponsor: Mayor**

Ordinance adopting the Neighborhood Beautification and Graffiti Clean-up Fund Tax designation ceiling for tax year 2022.

Supervisor Walton, seconded by Supervisor Melgar, moved that this Ordinance be CONTINUED to the Board of Supervisors meeting of July 19, 2022. The motion carried by the following vote:

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

220683 [Authorizing Tax-Exempt and/or Taxable Certificates of Participation (Multiple Capital Improvement Projects) - Not to Exceed \$140,000,000]**Sponsors: Mayor; Chan**

Ordinance authorizing the execution and delivery of Certificates of Participation, in one or more series on a tax-exempt and/or taxable basis and from time to time, evidencing and representing an aggregate principal amount of not to exceed \$140,000,000 ("Certificates"), to finance and refinance certain capital improvement projects within the City, including but not limited to certain projects within the City and County of San Francisco's ("City") capital plan and generally consisting of critical repairs, renovations and improvements to City-owned buildings, facilities, streets and works utilized by various City departments and local economic stimulus projects, generally consisting of repairs, renovations, improvements and street reconstruction, repaving and other improvements, designed to help build a more resilient and equitable San Francisco as part of the City's recovery from the COVID-19 pandemic, including through the retirement of certain commercial paper notes of the City issued for such purposes; approving the form of a Supplement to Trust Agreement between the City and U.S. Bank National Association, as trustee ("Trustee") (including certain indemnities contained therein); approving respective forms of a Supplement to Property Lease and a Supplement to Project Lease, each between the City and the Trustee, for the lease and lease back of all or a portion of certain real property and improvements owned by the City and located at 375 Laguna Honda Boulevard within the City and at 1 Moreland Drive, San Bruno, California, and/or other property as determined by the Director of Public Finance; approving the form of an Official Notice of Sale and a Notice of Intention to Sell the Certificates; approving the form of an Official Statement in preliminary and final form; approving the form of a purchase contract between the City and one or more initial purchasers of the Certificates, as defined herein; approving the form of a Continuing Disclosure Certificate, as defined herein; granting general authority to City officials to take necessary actions in connection with the authorization, sale, execution and delivery of the Certificates, as defined herein; approving modifications to documents, as defined herein; and ratifying previous actions taken in connection therewith, as defined herein.

Supervisor Walton, seconded by Supervisor Melgar, moved that this Ordinance be CONTINUED to the Board of Supervisors meeting of July 19, 2022. The motion carried by the following vote:

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

220684 [Business and Tax Regulations, Health Codes - Emergency Medical Services Fees]**Sponsor: Mayor**

Ordinance amending the Business and Tax Regulations Code to update emergency medical services fees to reflect amounts authorized under annual adjustment provisions and require fees for stroke centers; and amending the Health Code to include a definition of stroke center. (Mayor)

Supervisor Walton, seconded by Supervisor Melgar, moved that this Ordinance be CONTINUED to the Board of Supervisors meeting of July 19, 2022. The motion carried by the following vote:

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

220685 [Trial Courts Courthouse Construction Fund - Rescission of Superior Court Surcharges for Court Construction]**Sponsor: Mayor**

Ordinance rescinding the \$50 surcharge on civil, family, or probate filings in San Francisco Superior Court under Board Resolution No. 714-92 that the City previously collected to support the acquisition, rehabilitation, construction, and financing of courtrooms or courtroom buildings.

Supervisor Walton, seconded by Supervisor Melgar, moved that this Ordinance be CONTINUED to the Board of Supervisors meeting of July 19, 2022. The motion carried by the following vote:

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

220686 [Health Code - Patient Rates for FYs 2022-2023 and 2023-2024]**Sponsor: Mayor**

Ordinance amending the Health Code to set patient rates and rates for other services provided by the Department of Public Health, for Fiscal Years (FYs) 2022-2023 and 2023-2024.

Supervisor Walton, seconded by Supervisor Melgar, moved that this Ordinance be CONTINUED to the Board of Supervisors meeting of July 19, 2022. The motion carried by the following vote:

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

220687 [Park Code - Marina West Harbor Fees]**Sponsor: Mayor**

Ordinance amending the Park Code to impose a surcharge in addition to the license fees for berthing at the Marina West Harbor, to help fund the cost of dredging activities at the West Harbor; and affirming the Planning Department's determination under the California Environmental Quality Act.

Supervisor Walton, seconded by Supervisor Melgar, moved that this Ordinance be CONTINUED to the Board of Supervisors meeting of July 19, 2022. The motion carried by the following vote:

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

220688 [Accept and Expend Grants - Recurring State Grant Funds - Department of Public Health - FY2022-2023]**Sponsor: Mayor**

Resolution authorizing the acceptance and expenditure of State grant funds by the San Francisco Department of Public Health for Fiscal Year (FY) 2022-2023.

Supervisor Walton, seconded by Supervisor Melgar, moved that this Resolution be CONTINUED to the Board of Supervisors meeting of July 19, 2022. The motion carried by the following vote:

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

220689 [Accept and Expend Grant - Retroactive - State of California - Opportunities for All Initiative - #CaliforniansForAll Youth Jobs Corps Program Grant - Up to \$11,790,072]**Sponsor: Mayor**

Resolution retroactively authorizing the Human Rights Commission to accept and expend a grant in the amount of up to \$11,790,072 from the State of California to support and expand youth programming, #CaliforniansForAll Youth Jobs Corps, under the Opportunities for All initiative for the period of April 20, 2022, through May 1, 2024.

Supervisor Walton, seconded by Supervisor Melgar, moved that this Resolution be CONTINUED to the Board of Supervisors meeting of July 19, 2022. The motion carried by the following vote:

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

220690 [Homelessness and Supportive Housing Fund - FYs 2022-2023 and 2023-2024 Expenditure Plan]**Sponsor: Mayor**

Resolution approving the Fiscal Years (FYs) 2022-2023 and 2023-2024 Expenditure Plan for the Department of Homelessness and Supportive Housing Fund.

Supervisor Walton, seconded by Supervisor Melgar, moved that this Resolution be CONTINUED to the Board of Supervisors meeting of July 19, 2022. The motion carried by the following vote:

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

220691 [Adjusting the Access Line Tax with the Consumer Price Index of 2022]**Sponsor: Mayor**

Resolution concurring with the Controller's establishment of the Consumer Price Index for 2022, and adjusting the Access Line Tax by the same rate.

Supervisor Walton, seconded by Supervisor Melgar, moved that this Resolution be CONTINUED to the Board of Supervisors meeting of July 19, 2022. The motion carried by the following vote:

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

220692 [Proposition J Contract Certification Contracted-Out Department Services Previously Approved]**Sponsor: Mayor**

Resolution concurring with the Controller's certification that department services previously approved can be performed by private contractor for a lower cost than similar work performed by City and County employees, for the following services: Budget and Legislative Analyst Services (Board of Supervisors); Fleet Security Services, Real Estate Division Custodial Services, Real Estate Division Security Services, Convention Facilities Management (General Services Agency - Administrative Services); Mainframe System Support (Department of Information Technology); Security Services (Department of Public Works); Security Services (Homelessness and Supportive Housing); Security Services (Human Services Agency); Food Services at County Jails (Sheriff's Department); Assembly of Vote by Mail Services (Department of Elections); Security Services (Mayor's Office of Housing and Community Development); and Security Services (Department of Public Health).

Supervisor Walton, seconded by Supervisor Melgar, moved that this Resolution be CONTINUED to the Board of Supervisors meeting of July 19, 2022. The motion carried by the following vote:

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

220658 [Outreach Community Advertising and Outreach Neighborhood Advertising - El Reportero; Bar Media; SF Bay View; San Francisco Bay Times; The Noe Valley Voice; Street Media; Accion Latina; Wind Newspaper; Sing Tao Daily - FY2022 2023]

Resolution designating El Reportero, LLC. to be the outreach community periodical of the City and County of San Francisco for the Hispanic community; Bar Media, Inc. (dba Bay Area Reporter) to be the outreach community periodical of the City and County of San Francisco for the Lesbian, Gay, Bisexual and Transgender community and the outreach neighborhood periodical of the City and County of San Francisco for the Castro, Noe Valley, and Duboce Triangle neighborhoods; SF Bay View, Inc. (dba San Francisco Bay View National Black Newspaper) to be the outreach neighborhood periodical of the City and County of San Francisco for the Bayview and Hunter's Point neighborhoods; San Francisco Bay Times to be the outreach neighborhood periodical of the City and County of San Francisco for the Castro neighborhood; The Noe Valley Voice to be the outreach neighborhood periodical of the City and County of San Francisco for the Noe Valley neighborhood; Street Media Media LLC (dba Marina Times) to be the neighborhood outreach periodical of the City and County of San Francisco for the Marina, Cow Hollow, Russian Hill, Nob Hill, North Beach and Embarcadero neighborhoods; Accion Latina (dba El Tecolote Newspaper) to be the outreach neighborhood periodical of the City and County of San Francisco for the Mission neighborhood; Wind Newspaper to be the outreach neighborhood periodical of the City and County of San Francisco for the Chinatown neighborhood; Sing Tao Daily to be the outreach neighborhood periodical of the City and County of San Francisco for the Chinatown, Visitation Valley, Richmond, Sunset, and Excelsior neighborhoods; and to provide outreach advertising for Fiscal Year (FY) 2022-2023. (Office of Contract Administration)

Supervisor Mar requested the question be DIVIDED, and - although it was not required pursuant to Rule 5.30 - Supervisor Chan seconded the DIVISION of the question for consideration of the 'World Journal' as the outreach periodical for the Chinese Community.

See DIVIDED File No. 220812 for consideration to approve the 'World Journal' as the outreach periodical for the Chinese Community.

Resolution No. 315-22

The remaining balance of the Resolution was ADOPTED AS DIVIDED by the following vote:

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

220812 [Outreach Community and Neighborhood Advertising; Wind Newspaper, Potrero View, World Journal - FY2022-2023]

Resolution designating World Journal to be the outreach community periodical of the City and County of San Francisco for the Chinese Community. (Office of Contract Administration)

DIVIDED from File No. 220658.

Supervisor Mar, seconded by Supervisor Chan, RE-REFERRED to the Budget and Finance Committee. The motion carried by the following vote:

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

220659 [Official Advertising - Clinton Reilly Communications, dba The San Francisco Examiner - FY2022-2023]

Resolution designating Clinton Reilly Communications, dba The San Francisco Examiner, to be the official newspaper of the City and County of San Francisco for all official advertising for Fiscal Year (FY) 2022-2023. (Office of Contract Administration)

Resolution No. 316-22

ADOPTED by the following vote:

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

220715 [Dignity Fund Community Needs Assessment - 2021-2022]

Sponsors: Ronen; Mar

Resolution affirming and approving the 2021-2022 Dignity Fund Community Needs Assessment.

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

Resolution No. 320-22

ADOPTED by the following vote:

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

220650 [Amending the Budget and Legislative Analyst Services Contract - Harvey M. Rose Associates, LLC]

Sponsor: Preston

Motion authorizing the Clerk of Board of Supervisors to take all administrative steps to amend the Budget and Legislative Analyst Services contract with Harvey M. Rose Associates, LLC for additional work under the existing scope of services, to the extent that funds are appropriated for that purpose.

Motion No. M22-114

APPROVED by the following vote:

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

Recommendations of the Rules Committee

220535 [Charter Amendment - Homelessness Oversight Commission]

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

Charter Amendment (Third Draft) to amend the Charter of the City and County of San Francisco to create the Homelessness Oversight Commission ("Commission") to oversee the Department of Homelessness and Supportive Housing; to provide that the Commission lacks jurisdiction to approve or disapprove criteria used to ascertain eligibility or priority for programs and services, where such criteria are required as a condition of funding; to require the Board of Supervisors to adopt an ordinance amending the Municipal Code to provide that the Commission shall appoint the members of the Local Homeless Coordinating Board, to require the Local Homeless Coordinating Board and the Shelter Monitoring Committee to advise the Commission, and to require the Our City, Our Home Oversight Committee to advise the Commission and the Health Commission, in addition to advising the Mayor and the Board of Supervisors, on administration of the Our City, Our Home Fund and on monies appropriated from the Fund; and to specify that services relating to homelessness are subject to audit by the Controller; at an election to be held on November 8, 2022. (Supervisor Chan dissented in Committee.)

Supervisor Walton, seconded by Supervisor Safai, moved that this Charter Amendment be CONTINUED to the Board of Supervisors meeting of July 19, 2022. The motion carried by the following vote:

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

220626 [Charter Amendment - Library Preservation Fund]

Sponsors: Mayor; Safai, Melgar, Peskin, Ronen, Chan, Preston, Mandelman, Walton, Dorsey, Mar and Stefani

Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco to extend the Library Preservation Fund for an additional 25 years, through June 2048, to set aside funds to provide library services and materials and operate library facilities at the main library and branch libraries; at an election to be held on November 8, 2022.

Supervisor Walton, seconded by Supervisor Safai, moved that this Charter Amendment be CONTINUED to the Board of Supervisors meeting of July 19, 2022. The motion carried by the following vote:

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

220631 [Charter Amendment, Initiative Ordinance, and Policy Declaration - Affordable Housing Production Act]**Sponsors: Chan; Walton, Peskin, Preston, Ronen and Mar**

Charter Amendment (Fourth Draft) to amend the Charter of the City and County of San Francisco to provide for accelerated review and approval of eligible 100% affordable housing projects, educator housing projects, and market-rate projects that provide significant increased affordability, and providing for Planning Department ministerial review in lieu of approvals by or certain appeals to City boards and commissions; to make corresponding amendments to the Planning Code and the Business and Tax Regulations Code; to amend the Administrative Code to provide for an Annual Affordable Housing Allocation Report as part of the City's budget deliberation process; and to declare as City policy the need to accelerate approval of 100% affordable housing projects, educator housing projects, and market-rate projects that provide significant increased affordability; to make findings of compliance with the General Plan and Planning Code, Section 101.1 and findings of public necessity, convenience, and welfare under Planning Code, Section 302; and affirming the Planning Department's determination under the California Environmental Quality Act; at an election to be held on November 8, 2022.

(Supervisor Mandelman dissented in Committee.)

Supervisor Chan, seconded by Supervisor Ronen, moved that this Charter Amendment be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE on Page 8, Line 8, by striking '15' and replacing it with '8'; on Page 9, line 1, by updating the Multi-Family housing to from 'two or more' to 'ten or more'; and adding other clarifying and conforming changes. The motion carried by the following vote:

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

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

CONTINUED AS AMENDED by the following vote:

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

220635 [Charter Amendment - Public Works Department and Commission, Sanitation and Streets Commission]**Sponsors: Peskin; Chan and Mandelman**

Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco to eliminate the Department of Sanitation and Streets and transfer its responsibilities to the Department of Public Works; to remove special qualifications for members of the Sanitation and Streets Commission and Public Works Commission and for the Director of Public Works; to limit the duties of the Sanitation and Streets Commission to holding hearings, reviewing data, and setting policies for the Department of Public Works regarding sanitation standards and protocols and maintenance of the public right of way; and to provide that the Public Works Commission shall oversee all other aspects of the Department of Public Works; at an election to be held on November 8, 2022.

Supervisor Chan, seconded by Supervisor Ronen, moved that this Charter Amendment be CONTINUED to the Board of Supervisors meeting of July 19, 2022. The motion carried by the following vote:

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

220638 [Charter Amendment - City Elections in Even-Numbered Years]**Sponsors: Preston; Peskin**

Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco to change the election cycle for the offices of Mayor, Sheriff, District Attorney, City Attorney and Treasurer so that these offices will be elected in even-numbered years; to provide that the current term for the aforementioned offices will end on January 8, 2025 rather than January 8, 2024; to amend the definition of general municipal election so that such elections occur only in even-numbered years; and to change the signature threshold for initiative ordinances to two percent of the number of registered voters in San Francisco; at an election to be held on November 8, 2022.

Supervisor Chan, seconded by Supervisor Ronen, moved that this Charter Amendment be CONTINUED to the Board of Supervisors meeting of July 19, 2022. The motion carried by the following vote:

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

220640 [Charter Amendment - Retiree Supplemental Cost of Living Adjustment; Retirement Board Contract with Executive Director]**Sponsors: Safai; Melgar, Peskin, Mandelman, Walton, Mar, Ronen, Preston and Dorsey**

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco to eliminate the full funding requirement for supplemental cost of living benefit payments to members of the San Francisco Employees' Retirement System who retired before November 6, 1996, subject to a monthly monetary cap for retirees and their qualified survivors and beneficiaries in years that the Retirement System is not fully funded; adjust the base retirement allowance for these retirees, or their qualified survivors and beneficiaries, to account for supplemental cost of living adjustments not received in the years 2013, 2014, 2017, 2018 and 2019; and authorize the Retirement Board to enter into an individual contract with any Retirement System executive director hired on or after January 1, 2023; at an election to be held on November 8, 2022.

Supervisors Ronen and Preston requested to be added as a co-sponsors.

Supervisor Chan, seconded by Supervisor Ronen, moved that this Charter Amendment be CONTINUED to the Board of Supervisors meeting of July 19, 2022. The motion carried by the following vote:

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

220629 [Appointments, Shelter Monitoring Committee - Joaquin Remora, Cris Plunkett, Diana Almanza, and Traci Watson]

Motion appointing Joaquin Remora, term ending July 1, 2023, and Cris Plunkett, Diana Almanza (residency requirement waived), and Traci Watson, terms ending July 1, 2024, to the Shelter Monitoring Committee. (Rules Committee)

Motion No. M22-115**APPROVED by the following vote:**

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

220634 [Mayoral Appointment, Port Commission - Steven Lee]

Motion approving the Mayor's nomination for appointment of Steven Lee to the Port Commission, term ending May 1, 2026. (Clerk of the Board)
(Charter, Section 4.114, provides that the Mayor's appointment is subject to confirmation by a majority (six votes) of the Board of Supervisors, with no timeframe to confirm specified. Transmittal Date: May 24, 2022.)

Motion No. M22-116

APPROVED by the following vote:

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

220663 [Appointments, Urban Forestry Council - Morgan Vaisset-Fauvel, Pamela Nagle, Ildiko Polony, Mike Sullivan, and Edgar "Xochitl" Flores]

Motion appointing Morgan Vaisset-Fauvel (residency requirement waived), Pamela Nagle, Ildiko Polony, Mike Sullivan, and Edgar "Xochitl" Flores, terms ending November 18, 2022, to the Urban Forestry Council. (Rules Committee)

Motion No. M22-117

APPROVED by the following vote:

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

220744 [Mayoral Appointment, Sanitation and Streets Commission - Maryo Mogannam]

Motion approving the Mayor's nomination for the appointment of Maryo Mogannam to the Sanitation and Streets Commission, term ending July 1, 2024. (Clerk of the Board)
(Charter, Section 4.139(b), provides that this nomination is subject to confirmation 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 of the date the nomination is transmitted to the Clerk, then the nominee shall be deemed approved. Transmittal date: June 15, 2022.)

Motion No. M22-118

APPROVED by the following vote:

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

220785 [Appointment, San Francisco Health Authority - Johanna Liu]

Motion appointing Johanna Liu, term ending January 15, 2024, to the San Francisco Health Authority. (Rules Committee)

Motion No. M22-119

APPROVED by the following vote:

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

Referred Without Recommendation from the Rules Committee**220671 [Mayoral Appointment, Police Commission - Debra Walker]**

Motion approving the Mayor's nomination for the appointment of Debra Walker to the Police Commission, for a term ending April 30, 2024. (Clerk of the Board)
(Charter, Section 4.109, 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 1, 2022.)

Supervisor Dorsey stated that he confirmed with the Office of the City Attorney that he does not have a legal conflict requiring recusal, but nevertheless wanted to disclose his longstanding friendship with the Mayor's nominee.

Motion No. M22-120

APPROVED by the following vote:

Ayes: 8 - Dorsey, Mandelman, Mar, Melgar, Peskin, Safai, Stefani, Walton

Noes: 3 - Chan, Preston, Ronen

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

Without objection, Rule 5.36 of the Rules of the Board of Supervisors was suspended to grant privilege of the floor to the following guest.

President Walton introduced, welcomed, and presented a Certificate of Honor to Kimberly Tucker of the City and County of San Francisco in recognition of their accomplishments and continued community support as a nurse for this City helping support with advancing racial equity in health care since 1992.

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

200777 [Hearing - Committee of the Whole - Update on Findings and Recommendations Regarding Law Enforcement Practices - May 21, 2024, at 3:00 p.m.]

Hearing of the Board of Supervisors sitting as a Committee of the Whole on May 21, 2024, at 3:00 p.m., for the Members of the Board of Supervisors to hear and receive updates on the progress and implementation status of the United States Department of Justice recommendations regarding reforms within the Police Department; scheduled pursuant to Motion No. M20-125, approved on September 15, 2020. (Clerk of the Board)

President Walton opened the public hearing and inquired as to whether any member of the public wished to address the Board relating to a proposed continuance of the Hearing to receive an update on the findings and recommendations regarding law enforcement practices (File No. 200777). There were no speakers. President Walton closed public comment on the continuance.

Supervisor Walton, seconded by Supervisor Peskin, moved that this Hearing be CONTINUED to the Board of Supervisors meeting of September 27, 2022. The motion carried by the following vote:

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

Committee of the Whole Adjourn and Report

SPECIAL ORDER 3:00 P.M.

President Walton requested File Nos. 220449 and 220450 be called together.

Board of Supervisors Sitting as a Committee of the Whole

220449 [Hearing - Committee of the Whole - Street Vacation Order and Interdepartmental Property Transfer for 900 Innes Avenue Park Development - Public Utility Easement Vacation Order for India Basin Mixed-Use Project at 700 Innes Avenue - July 12, 2022, at 3:00]

Hearing of the Board of Supervisors sitting as a Committee of the Whole on Tuesday, July 12, 2022, at 3:00 p.m., to hold a public hearing on an Ordinance 1) ordering the street vacation of a portion of Griffith Street and a portion of Hudson Avenue, generally bounded by Assessor's Parcel Block No. 4629A, Lot No. 010, a portion of Hudson Avenue at Assessor's Parcel Block No. 4646, Lot Nos. 001, 002, and 003, a portion of Innes Avenue and a portion of Griffith Street at Assessor's Parcel Block No. 4645, Lot No. 010, a portion of Hudson Avenue at Assessor's Parcel Block No. 4630, Lot No. 002, and a portion of Galvez Avenue ("the Street Vacation Area"), to facilitate the development of the 900 Innes Avenue (India Basin) Park Development; 2) ordering the vacation of unaccepted ten-foot public utility easements affecting portions of Assessor's Parcel Block No. 4607, Lot Nos. 024 and 025; Block 4620, Lot Nos. 001 and 002 (Lot No. 002 more recently referred to by the City as Lot Nos. 004 and 005); Block No. 4621, Lot No. 100; Block No. 4606, Lot No. 026; Block No. 4631, Lot Nos. 001 and 002; and Assessor's Parcel Block No. 4644, Lot Nos. 009 and 010, to facilitate the development of the India Basin Mixed-Use Project; 3) approving the interdepartmental transfer of the Street Vacation Area from Public Works to the Recreation and Park Department; 4) authorizing official acts in connection with this Ordinance, as defined herein; adopting findings under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; scheduled pursuant to Resolution No. 258-22 (File No. 220448), approved on June 7, 2022. (Clerk of the Board)

President Walton opened the public hearing and inquired as to whether any member of the public wished to address the Committee of the Whole relating to the street vacation order and interdepartmental property transfer for 900 Innes Avenue Park Development Public Utility Easement Vacation Order for India Basin Mixed-Use Project at 700 Innes Avenue, as referenced in File No. 220450. Supervisor Melgar provided brief remarks regarding the project.

David Froehlich (Recreation and Parks Department); presented information on the proposed street vacation and answered questions raised throughout the discussion. Jill Fox; spoke in support of the street vacation order. Francisco Da Costa; shared various concerns related to the street vacation order.

HEARD AND FILED by the following vote:

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

Committee of the Whole Adjourn and Report

Referred Without Recommendation from the Land Use and Transportation Committee

220450 [Street Vacation Order and Interdepartmental Property Transfer for 900 Innes Avenue Park Development - Public Utility Easement Vacation Order for India Basin Mixed-Use Project at 700 Innes Avenue]

Sponsors: Mayor; Walton

Ordinance 1) ordering the street vacation of a portion of Griffith Street and a portion of Hudson Avenue, generally bounded by Assessor's Parcel Block No. 4629A, Lot No. 010, a portion of Hudson Avenue at Assessor's Parcel Block No. 4646, Lot Nos. 001, 002, and 003, a portion of Innes Avenue and a portion of Griffith Street at Assessor's Parcel Block No. 4645, Lot No. 010, a portion of Hudson Avenue at Assessor's Parcel Block No. 4630, Lot No. 002, and a portion of Galvez Avenue ("the Street Vacation Area"), to facilitate the development of the 900 Innes Avenue (India Basin) Park Development; 2) ordering the vacation of unaccepted ten-foot public utility easements affecting portions of Assessor's Parcel Block No. 4607, Lot Nos. 024 and 025; Block 4620, Lot Nos. 001 and 002 (Lot No. 002 more recently referred to by the City as Lot Nos. 004 and 005); Block No. 4621, Lot No. 100; Block No. 4606, Lot No. 026; Block No. 4631, Lot Nos. 001 and 002; and Assessor's Parcel Block No. 4644, Lot Nos. 009 and 010, to facilitate the development of the India Basin Mixed-Use Project; 3) approving the interdepartmental transfer of the Street Vacation Area from Public Works to the Recreation and Park Department; 4) authorizing official acts in connection with this Ordinance, as defined herein; adopting findings under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

PASSED ON FIRST READING by the following vote:

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

COMMITTEE REPORTS

Recommendations of the Government Audit and Oversight Committee

220600 [Contract - Lystek International Limited - Class A Biosolids Management Services - Not to Exceed \$22,800,000]

Resolution authorizing the Office of Contract Administration to enter into PeopleSoft Contract ID 1000025273 between the City and County of San Francisco and Lystek International Limited for the provision of Class A Biosolids management services with an initial contract not to exceed amount of \$16,400,000 for five years and \$6,400,000 for two optional extension years for a total not to exceed amount of \$22,800,000 and total contract duration of seven years commencing on July 1, 2022, and ending on June 30, 2029. (Office of Contract Administration)
(Fiscal Impact)

Resolution No. 314-22

ADOPTED by the following vote:

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

220422 [Contract Modification - Retroactive - Recology San Francisco - Refuse Collection Services - Not to Exceed -\$39,600,000]

Resolution retroactively authorizing the Office of Contract Administration to enter into a Third Amendment to the agreement between the City and County of San Francisco and Sunset Scavenger Company d/b/a Recology Sunset Scavenger, Golden Gate Disposal & Recycling Company d/b/a Recology Golden Gate, and Recology San Francisco (collectively, "Contractor") for refuse collection services at City facilities; increasing the contract amount by \$23,978,000 for a total not to exceed amount of \$39,600,000 and extending the term by two years from June 30, 2022, for a total contract duration of three years and seven months of December 1, 2020, through June 30, 2024. (Office of Contract Administration)
(Fiscal Impact)

Supervisor Preston, seconded by Supervisor Chan moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE, on Page 1, Line 3, by adding 'retroactively' to the long title. The motion carried by the following vote:

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

Resolution No. 312-22

ADOPTED AS AMENDED by the following vote:

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

220636 [Charter Amendment and Ordinance - Additional Density and Height; Rent-Control] Sponsors: Peskin; Chan, Preston and Walton

Charter Amendment (Third Draft) to amend the Charter of the City and County of San Francisco to set forth a requirement that when the City amends the Planning Code to allow for additional residential numerical density or height, that developers agree to subject the new residential units in the development, other than Affordable Housing Units, to rent control; to amend the Administrative Code to establish as the residential numerical density and height limits those controls in effect as of November 8, 2022, and to allow the Board of Supervisors to amend the Planning Code to exceed those limits if the ordinance requires a regulatory agreement to subject all dwelling units in development projects, other than Affordable Housing Units, to rent control; to require rent control in future development agreements; and making findings of compliance with the General Plan and Planning Code, Section 101.1 and findings of public necessity, convenience, and welfare under Planning Code, Section 302; and affirming the Planning Department's determination under the California Environmental Quality Act; at an election to be held on November 8, 2022.
(Economic Impact; No Economic Impact Analysis Report)

This matter was not forwarded as a committee report.

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

Patrick Wolf; spoke on concerns about the construction in his neighborhood and the possible exposure to toxins.

John Varcan; spoke in favor of affordable housing and the need for housing to keep streets safe.

Dan Calmucci (Carpenters Local Union 22); spoke in support of affordable housing.

Sean McGary (Carpenters Local Union 22); spoke in support of affordable housing.

Don Mulkey (Carpenters Local Union 22); spoke in support of affordable housing.

Robert Ho; spoke in support of File No. 220772 and expressed his frustration of toxins when building.

Renesha Emma; expressed concerns about the potential toxins that can come from the Irving Street Corridor project.

Peter Warfield (Library Users Association); spoke on concerns about former President Trump's Twitter comments and the hours of operation for the San Francisco Library.

Speaker; expressed support for File No. 220772 which urges a Coordinated Response to PCE Contamination on the Irving Street Corridor.

Eileen Boken (SPEAK: Sunset Parkside Education & Action); expressed support for File No. 220772 which urges a Coordinated Response to PCE Contamination on the Irving Street Corridor.

Francisco Da Costa; expressed various concerns for File No. 220772 which urges a Coordinated Response to PCE Contamination on the Irving Street Corridor.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

220774 [Urging the Full Pardon of Salesh Prasad]

Sponsors: Ronen; Preston and Mandelman

Resolution urging the Honorable Gavin Newsom, Governor of California, to grant Salesh Prasad, a full pardon to allow him to remain in the United States with his family and to continue contributing to his community.

Resolution No. 319-22

ADOPTED

220778 [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)

Motion No. M22-121

APPROVED

220747 [Final Map No. 10992 - 198 Valencia Street]

Motion approving Final Map No. 10992, a 29 residential and two commercial mixed-use new condominium project, located at 198 Valencia Street, being a subdivision of Assessor's Parcel Block No. 3502, Lot No. 108; and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works)

Motion No. M22-122

APPROVED by the following vote:

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

Severed from the For Adoption Without Committee Reference Agenda

Supervisor Mar requested that File No. 220772 be severed so that it may be considered separately.

220772 [Urging a Coordinated Response to PCE Contamination on the Irving Street Corridor]**Sponsor: Mar**

Resolution urging the California Department of Toxic Substances Control, San Francisco Department of Public Health, and other agencies to provide a comprehensive, coordinated response to tetrachloroethylene (PCE) contamination in the vicinity of the 2500 Irving Street block to ensure protections for occupants of neighboring homes and establishments.

Resolution No. 317-22

ADOPTED

Severed from the For Adoption Without Committee Reference Agenda

Supervisor Peskin requested that File No. 220773 be severed so that it may be considered separately.

220773 [Urging Recology Inc. to Immediately Appoint Employee Representatives to its Governing Board in Compliance with 2022's Proposition F]**Sponsors: Peskin; Safai and Chan**

Resolution urging Recology Inc. to immediately appoint one or more employee representatives to its governing board, in collaboration with the Teamsters Local 350, in compliance with Section 290.4(d) of the June 2022 Refuse Collection and Disposal Ordinance, Proposition F.

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

Supervisor Safai, seconded by Supervisor Peskin, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, adding an additional further resolved clause 'FURTHER RESOLVED, That the Board of Supervisors urges Recology Inc. to report to the Board of Supervisors within 30 days of the passage of this Resolution.' The motion carried by the following vote:

Resolution No. 318-22

ADOPTED AS AMENDED by the following vote:

Ayes: 11 - Chan, Dorsey, 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

220808 [Administrative, Campaign and Governmental Conduct Codes - Early Childhood Department and Advisory Committee]

Sponsors: Mayor; Melgar, Mandelman and Safai

Ordinance amending the Administrative and Campaign and Governmental Conduct Codes to establish a Department of Early Childhood as successor to the Office of Early Care and Education and First Five San Francisco; establish an Early Childhood Community Oversight and Advisory Committee as successor to the Office of Early Care and Education Citizens' Advisory Committee; and update the responsibilities of the Children and Families First Commission.

07/12/22; ASSIGNED to Rules Committee.

220340 [Planning Code - Neighborhood Commercial and Mixed Use Zoning Districts]**Sponsor: Dorsey**

Ordinance amending the Planning Code to update and reorganize Neighborhood Commercial and Mixed Use Zoning District controls, including, among other things, to 1) permit Accessory Arts Activities, and production, wholesaling, and processing of goods and commodities, to occupy more than one-third of total space in Commercial (C), Downtown Residential (DTR), Eastern Neighborhoods Mixed Use, Mission Bay, and Residential-Commercial (RC) Districts; 2) principally permit Arts Activities, Job Training, Public Facility, and Social Service and Philanthropic Facility uses in the Folsom Street Neighborhood Commercial Transit (NCT), SoMa NCT, Regional Commercial, and certain Eastern Neighborhoods Mixed Use Districts, and in historic and nonconforming commercial buildings in Residential Enclave Districts; 3) principally permit General Entertainment and Nighttime Entertainment uses in the Folsom Street NCT District; 4) principally permit Bar uses on the second floor in the Folsom Street NCT and Regional Commercial Districts; 5) principally permit Nighttime Entertainment uses in the Regional Commercial and Western SoMa Mixed Use - General (WMUG) Districts; 6) principally permit Nighttime Entertainment in the Mixed Use - General (MUG) and WMUG Districts; 7) principally permit Job Training, Public Facility, and Social Service and Philanthropic Facility uses in the SoMa NCT District and certain Eastern Neighborhoods Districts; 8) require that large developments in South of Market Mixed use districts which contain commercial spaces provide a mix of commercial space sizes; 9) require that all Nighttime Entertainment uses comply with the Entertainment Commission's good neighbor policies; and 10) remove certain limitations on location for Nighttime Entertainment and Animal Services uses in the Western SoMa Special Use District; and adopting environmental findings, findings of public necessity, convenience, and welfare under Planning Code, Section 302, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.
(7/19/22 - Pending further review for Economic Impact)

04/05/22; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 5/5/2022.

04/08/22; REFERRED TO DEPARTMENT.

04/19/22; SUBSTITUTED AND ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee.

04/27/22; REFERRED TO DEPARTMENT.

04/28/22; RESPONSE RECEIVED.

07/12/22; SUBSTITUTED AND ASSIGNED to Land Use and Transportation Committee.

220836 [Zoning Map - Transbay Block 4 Redevelopment Project]**Sponsors: Dorsey; Mandelman**

Ordinance amending the Zoning Map of the Planning Code to facilitate development of the Transbay Block 4 Redevelopment Project (located on the south side of Howard Street between Beale and Main Streets) by increasing height limits; adopting findings under the California Environmental Quality Act; making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and making public necessity, convenience, and general welfare findings under Planning Code, Section 302.

07/12/22; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 8/11/2022.

220813 [Landmark Tree Designation - Cork Oak - 20th Street at Noe Street]**Sponsor: Mandelman**

Ordinance designating the cork oak (*Quercus suber*) tree located at the public right-of-way on 20th Street at Noe Street as a landmark tree pursuant to the Public Works Code; making findings supporting the designation; and directing official acts in furtherance of the designation.

07/12/22; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 8/11/2022.

220814 [Health Code - Designating City Attorney to Represent City in Certain Conservatorship Proceedings]**Sponsors: Mandelman; Chan and Engardio**

Ordinance amending the Health Code to designate the City Attorney rather than the District Attorney to represent the City in judicial proceedings to establish a "Murphy Conservatorship," a conservatorship for individuals who have been found mentally incompetent during a criminal proceeding involving a charge of death, great bodily harm, or a serious threat to the physical well-being of another person; there has been a finding of probable cause and the proceeding has not been dismissed; as a result of a mental health disorder, the individual is unable to understand the nature and purpose of the criminal proceeding or assist counsel in the conduct of the defense; and the individual represents a substantial danger of physical harm to self or others by reason of mental disease, defect, or disorder.

07/12/22; ASSIGNED UNDER 30 DAY RULE to Public Safety and Neighborhood Services Committee, expires on 8/11/2022.

220815 [Administrative Code - Definition of Tourist or Transient Use under Hotel Conversion Ordinance; Amortization Period]**Sponsor: Peskin**

Ordinance amending the Administrative Code to add a definition of Tourist or Transient Use under the Residential Hotel Unit Conversion and Demolition Ordinance; to set the term of tenancy for such use at less than seven days, for two years after the effective date of this Ordinance, and, after that two-year period, at less than 30 days; to provide an amortization period applicable to hotels currently regulated under the Ordinance; to provide a process by which the owners or operators of regulated hotels can request that the amortization period be longer, on a case-by-case basis; to amend the definition of Permanent Resident, from a person who occupies a room for at least 32 days to one who occupies a room for at least 30 days; and affirming the Planning Department's determination under the California Environmental Quality Act.

07/12/22; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 8/11/2022.

220819 [Settlement of Lawsuit - Endo Health Solutions Inc., Endo Pharmaceuticals Inc., Par Pharmaceutical, Inc. and Par Pharmaceutical Companies, Inc. - City to Receive \$10,000,000 Total; \$5,000,000 Immediately, \$5,000,000 in 10 Equal Annual Payments] Sponsors: Walton; Safai

Ordinance authorizing settlement of the lawsuit filed by the City and County of San Francisco against Endo Health Solutions Inc., Endo Pharmaceuticals Inc., Par Pharmaceutical, Inc. and Par Pharmaceutical Companies, Inc. for \$10,000,000 (\$5,000,000 immediately and \$5,000,000 paid in 10 equal annual payments); the lawsuit was filed on December 18, 2018, in the United States District Court for the Northern District of California, Case No. 3:18-cv-7591-CRB-JSC; entitled The City and County of San Francisco and the People of the State of California v. Purdue Pharma L.P., Richard S. Sackler, Jonathan D. Sackler, Mortimer D.A. Sackler, Kathe A. Sackler, Ilene Sackler Lefcourt, Beverly Sackler, Theresa Sackler, David A. Sackler, Trust for the Benefit of Members of the Raymond Sackler Family, Rhodes Pharmaceuticals L.P., Cephalon, Inc., Teva Pharmaceutical Industries Ltd., Teva Pharmaceuticals USA, Inc., Endo International Plc, Endo Health Solutions Inc., Endo Pharmaceuticals Inc., Janssen Pharmaceuticals, Inc., Insys Therapeutics, Inc., Mallinckrodt Plc, Mallinckrodt LLC, Allergan Plc F/K/A Actavis Plc, Watson Pharmaceuticals, Inc. N/K/A Actavis, Inc., Watson Laboratories, Inc., Actavis LLC, Actavis Pharma, Inc. F/K/A/ Watson Pharma, Inc., AmerisourceBergen Corporation, Cardinal Health, Inc., and McKesson Corporation; the lawsuit involves allegations that the Endo defendants created a public nuisance and violated the Unfair Competition Law by falsely and misleadingly marketing opioids as safer than they actually are and distributing increasingly large volumes of opioids in and around San Francisco despite knowledge of the growing epidemic caused by opioid misuse, and by failing to prevent and report suspicious opioid orders as required by state and federal law.

07/12/22; ASSIGNED to Board of Supervisors.

RESOLUTIONS

220820 [Accept and Expend Grant - Retroactive - Centers for Disease Control and Prevention - Medical Monitoring Project - \$1,164,614] Sponsor: Mayor

Resolution retroactively authorizing the Department of Public Health to accept and expend a grant increase in the amount of \$108,790 from the Centers for Disease Control and Prevention for a total amount of \$1,164,614 for participation in a program, entitled "Medical Monitoring Project (MMP)," for the period of June 1, 2020, through May 31, 2022.

07/12/22; RECEIVED AND ASSIGNED to Budget and Finance Committee.

220821 [Accept and Expend Grant - Retroactive - Centers for Disease Control and Prevention - Strengthening Sexually Transmitted Disease Prevention and Control for Health Departments - \$3,365,404] Sponsors: Mayor; Mandelman and Dorsey

Resolution retroactively authorizing the Department of Public Health to accept and expend a grant increase in the amount of \$2,246,359 from the Centers for Disease Control and Prevention for a total amount of \$3,365,404 for participation in a program, entitled "Strengthening Sexually Transmitted Disease Prevention and Control for Health Departments (STD PCHD)," for the period of January 1, 2022, through December 31, 2022.

07/12/22; RECEIVED AND ASSIGNED to Budget and Finance Committee.

220822 [Accept and Expend Grant - Retroactive - California Department of Public Health - Sexually Transmitted Disease Program Management and Collaboration - \$978,948] Sponsors: Mayor; Mandelman and Dorsey

Resolution retroactively authorizing the Department of Public Health to accept and expend a grant increase in the amount of \$95,863 from the California Department of Public Health for a total amount of \$978,948 for participation in a program, entitled "Sexually Transmitted Disease Program Management and Collaboration," for the period of July 1, 2019, through June 30, 2024.

07/12/22; RECEIVED AND ASSIGNED to Budget and Finance Committee.

220823 [Accept and Expend Grant - Retroactive - United States Department of Education - California Department of Rehabilitation - State Vocational Rehabilitation Services Program - \$791,433]

Sponsor: Mayor

Resolution retroactively authorizing the Department of Public Health to accept and expend a grant in the amount of \$791,433 from the United States Department of Education through the California Department of Rehabilitation for participation in a program, entitled "State Vocational Rehabilitation Services Program," for the period of July 1, 2022, through June 30, 2025.

(Fiscal Impact)

07/12/22; RECEIVED AND ASSIGNED to Budget and Finance Committee.

220824 [Apply for and Accept Funds Allocation - California Department of Housing and Community Development - Child Welfare Agency Allocation - Housing Navigator Program - Up to \$183,775]

Sponsor: Mayor

Resolution reauthorizing the Human Services Agency to apply for and accept a County Child Welfare Agency Allocation for an amount up to \$183,775 from the California Department of Housing and Community Development under the Housing Navigators Program to help young adults secure and maintain housing.

07/12/22; RECEIVED AND ASSIGNED to Budget and Finance Committee.

220825 [Apply for and Accept Funds Allocation - California Department of Housing and Community Development - Child Welfare Agency Allocation - Transitional Housing Program - Up to \$573,950]

Sponsors: Mayor; Safai

Resolution reauthorizing the Human Services Agency to apply for and accept a County Child Welfare Agency Allocation for an amount up to \$573,950 from the California Department of Housing and Community Development under the Transitional Housing Program to help young adults secure and maintain housing. (Human Services Agency)

07/12/22; RECEIVED AND ASSIGNED to Budget and Finance Committee.

220826 [Apply for Prohousing Designation Program - California Department of Housing and Community Development]**Sponsors: Mayor; Walton and Mandelman**

Resolution authorizing the City and County of San Francisco, acting by and through the Mayor's Office of Housing and Community Development, to submit an application to and participation in the Prohousing Designation Program administered by the California Department of Housing and Community Development.

07/12/22; RECEIVED AND ASSIGNED to Budget and Finance Committee.

220827 [Urging the Centers for Disease Control and Prevention and Department of Health and Human Services to Accelerate the Purchasing and Distribution of Monkeypox Vaccines]**Sponsors: Mandelman; Dorsey, Melgar, Safai, Preston, Stefani, Walton, Chan and Ronen**

Resolution urging the Centers for Disease Control and Prevention and Department of Health and Human Services to urgently accelerate the purchasing and distribution of monkeypox vaccines, prioritize vaccine access for populations at the highest risk of contracting the virus, and eliminate administrative barriers to treatment.

07/12/22; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

220828 [Tourism Improvement District and Moscone Expansion District - Annual Report - FY2020-2021]**Sponsor: Peskin**

Resolution receiving and approving the annual report for the Tourism Improvement District and Moscone Expansion District for Fiscal Year (FY) 2020-2021, submitted as required by the Property and Business Improvement District Law of 1994 (California Streets and Highways Code, Sections 36600, et seq.), Section 36650, and the District's management agreement with the City, Section 3.4.

07/12/22; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

220829 [Supporting Workers at Starbucks in San Francisco Attempting to Form a Union and Urging Starbucks to Accept Card Check Neutrality]**Sponsors: Preston; Mandelman, Chan, Walton, Ronen, Safai and Melgar**

Resolution supporting workers at Starbucks in San Francisco who are attempting to form a union and urging Starbucks to accept card check neutrality and allow their workforce to discuss unionization free from threats, intimidation, anti-union propaganda, and lawsuits.

07/12/22; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

220830 [Urging Support for the District Attorney's Innocence Commission]**Sponsors: Preston; Ronen, Walton, Peskin, Mar and Mandelman**

Resolution urging the District Attorney's office to continue the Innocence Commission, established in September 2020.

07/12/22; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

220831 [Approving Public Works Rules and Regulations for Vendor Permit Program]**Sponsors: Ronen; Safai**

Resolution approving proposed rules and regulations pursuant to Section 5.9-8 of Article 5.9 of Public Works Code, enacting permit regulations for vendors selling legitimately acquired goods on the streets.

07/12/22; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

220832 [Urging Public Service Employees to Apply for the Public Service Loan Forgiveness Program]**Sponsors: Walton; Preston, Mandelman and Chan**

Resolution urging public service employees to apply for student loan forgiveness through the Public Service Loan Forgiveness program and further urging the Federal Government to cancel all student debt.

07/12/22; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

220833 [Commemorating the 125th Anniversary of the San Francisco Building and Construction Trades Council]**Sponsors: Walton; Chan, Mandelman, Preston, Safai and Stefani**

Resolution commemorating the 125th anniversary of the San Francisco Building and Construction Trades Council.

07/12/22; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

220721 [Board Response - Civil Grand Jury Report - Buried Problems and a Buried Process: The Hunters Point Naval Shipyard in a Time of Climate Change]**Sponsors: Walton; Chan**

Resolution responding to the Presiding Judge of the Superior Court on the findings and recommendations contained in the 2021-2022 Civil Grand Jury Report, entitled "Buried Problems and a Buried Process: The Hunters Point Naval Shipyard in a Time of Climate Change;" and urging the Mayor to cause the implementation of accepted findings and recommendations through her department heads and through the development of the annual budget. (Clerk of the Board)

07/12/22; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

220723 [Board Response - Civil Grand Jury Report - Safe and Accessible Parks for All]

Resolution responding to the Presiding Judge of the Superior Court on the findings and recommendations contained in the 2021-2022 Civil Grand Jury Report, entitled "Safe and Accessible Parks for All;" and urging the Mayor to cause the implementation of accepted findings and recommendations through her department heads and through the development of the annual budget. (Clerk of the Board)

07/12/22; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

MOTIONS

220776 [Advanced Written Determination Regarding Statement of Incompatible Activities - Small Business Commission - William Ortiz Cartagena]

Sponsor: Peskin

Motion finding that William Ortiz Cartagena's proposal to apply for grants administered by the Office of Economic and Workforce Development ("OEWD") and to seek assistance from OEWD relating to the non-profit on whose Board he serves on are not incompatible with the Statement of Incompatible Activities of the Small Business Commission, of which he is a member, subject to conditions.

06/28/22; RECEIVED AND ASSIGNED to Rules Committee.

07/12/22; SUBSTITUTED AND ASSIGNED to Rules Committee.

220777 [Advanced Written Determination Regarding Statement of Incompatible Activities - Small Business Commission - Tiffany Carter]

Sponsor: Peskin

Motion finding that Tiffany Carter's proposal to apply for grants administered by the Office of Economic and Workforce Development ("OEWD") and to seek assistance from OEWD relating to the growth of the restaurant she owns are not incompatible with the Statement of Incompatible Activities of the Small Business Commission, of which she is a member, subject to conditions.

06/28/22; RECEIVED AND ASSIGNED to Rules Committee.

07/12/22; SUBSTITUTED AND ASSIGNED to Rules Committee.

220816 [Committee of the Whole - Closed Session - Settlement of Lawsuit - Endo Health Solutions Inc., Endo Pharmaceuticals Inc., Par Pharmaceutical, Inc. and Par Pharmaceutical Companies, Inc. - City to Receive \$10,000,000 - July 19, 2022, at 3:00 p.m.]

Sponsor: Walton

Motion scheduling the Board of Supervisors to sit as a Committee of the Whole at the meeting on July 19, 2022, at 3:00 p.m. to hold a public hearing to consider the proposed ordinance (File No. 220819) endorsing partial settlement of the lawsuit filed on behalf of the City and County of San Francisco and the People of the State of California against manufacturers and distributors of prescription opioids, entitled The City and County of San Francisco and the People of the State of California v. Purdue Pharma L.P., Richard S. Sackler, Jonathan D. Sackler, Mortimer D.A. Sackler, Kathe A. Sackler, Ilene Sackler Lefcourt, Beverly Sackler, Theresa Sackler, David A. Sackler, Trust for the Benefit of Members of the Raymond Sackler Family, Rhodes Pharmaceuticals L.P., Cephalon, Inc., Teva Pharmaceutical Industries Ltd., Teva Pharmaceuticals USA, Inc., Endo International Plc, Endo Health Solutions Inc., Endo Pharmaceuticals Inc., Janssen Pharmaceuticals, Inc., Insys Therapeutics, Inc., Mallinckrodt Plc, Mallinckrodt LLC, Allergan Plc F/K/A Actavis Plc, Watson Pharmaceuticals, Inc. N/K/A Actavis, Inc., Watson Laboratories, Inc., Actavis LLC, Actavis Pharma, Inc. F/K/A/ Watson Pharma, Inc., AmerisourceBergen Corporation, Cardinal Health, Inc., and McKesson Corporation; and scheduling a closed session of the Board of Supervisors at the same meeting for the purpose of conferring with, or receiving advice from, the City Attorney regarding that existing litigation in which the City is a plaintiff, pursuant to California Government Code, Section 54956.9(a), and San Francisco Administrative Code, Section 67.10(d)(1).

07/12/22; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

220795 [Mayoral Reappointment, Entertainment Commission - Lieutenant David Falzon]

Motion approving/rejecting the Mayor's nomination of Lieutenant David Falzon to the Entertainment Commission, term ending July 1, 2026. (Clerk of the Board)

(Charter, Section 4.117, 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: July 7, 2022.)

07/12/22; RECEIVED AND ASSIGNED to Rules Committee.

220810 [Appointment, Reentry Council - Supervisor Catherine Stefani]

Motion appointing Supervisor Catherine Stefani, term ending June 1, 2024, to the Reentry Council. (Clerk of the Board)

07/12/22; RECEIVED AND ASSIGNED to Rules Committee.

220837 [Appointment, Eastern Neighborhoods Community Advisory Committee - Nathan Mee]

Motion appointing Nathan Mee, terms ending October 19, 2023, to the Eastern Neighborhoods Community Advisory Committee. (Clerk of the Board)

220838 [Appointment, Golden Gate Bridge, Highway and Transportation District - Supervisor Matt Dorsey]

Motion appointing Supervisor Matt Dorsey, term ending January 31, 2023, to the Golden Gate Bridge, Highway and Transportation District. (Clerk of the Board)

REQUESTS FOR HEARING

220834 [Hearing - Coordination of City Departments on Nightlife and Exploring the Night Mayor Model]

Sponsor: Dorsey

Hearing to have city departments that coordinate nightlife activities explore how the City can help them thrive, and to explore the "Night Mayor" model to better support nightlife and the entertainment sector; and requesting the Office of Economic and Workforce Development, Entertainment Commission, Office of Small Business, and Municipal Transportation Agency to report.

07/12/22; RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

220722 [Hearing - Board Response - Civil Grand Jury Report - "Safe and Accessible Parks for All"]

Hearing on the 2021-2022 Civil Grand Jury Report, entitled "Safe and Accessible Parks for All." (Clerk of the Board)

07/12/22; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

220817 [Hearing - Committee of the Whole - Settlement of Lawsuit - Endo Health Solutions Inc., Endo Pharmaceuticals Inc., Par Pharmaceutical, Inc. and Par Pharmaceutical Companies, Inc. - City to Receive \$10,000,000 - July 19, 2022, at 3:00 p.m.]

Hearing of the Board of Supervisors sitting as a Committee of the Whole on Tuesday, July 19, 2022, at 3:00 p.m., to hold a public hearing regarding the following existing litigation in which the City is a plaintiff: The City and County of San Francisco and the People of the State of California v. Purdue Pharma L.P., Richard S. Sackler, Jonathan D. Sackler, Mortimer D.A. Sackler, Kathe A. Sackler, Ilene Sackler Lefcourt, Beverly Sackler, Theresa Sackler, David A. Sackler, Trust for the Benefit of Members of the Raymond Sackler Family, Rhodes Pharmaceuticals L.P., Cephalon, Inc., Teva Pharmaceutical Industries Ltd., Teva Pharmaceuticals USA, Inc., Endo International Plc, Endo Health Solutions Inc., Endo Pharmaceuticals Inc., Janssen Pharmaceuticals, Inc., Insys Therapeutics, Inc., Mallinckrodt Plc, Mallinckrodt LLC, Allergan Plc F/K/A Actavis Plc, Watson Pharmaceuticals, Inc. N/K/A Actavis, Inc., Watson Laboratories, Inc., Actavis LLC, Actavis Pharma, Inc. F/K/A/ Watson Pharma, Inc., AmerisourceBergen Corporation, Cardinal Health, Inc., and McKesson Corporation; scheduled pursuant to the Motion contained in File No. 220816, to be considered on July 19, 2022. (Clerk of the Board)

07/12/22; SCHEDULED FOR PUBLIC HEARING to Board of Supervisors.

220818 [Closed Session - Settlement of Lawsuit - Endo Health Solutions Inc., Endo Pharmaceuticals Inc., Par Pharmaceutical, Inc. and Par Pharmaceutical Companies, Inc. - City to Receive \$10,000,000 - July 19, 2022]

Closed Session for the Board of Supervisors to convene on July 19, 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 in which the City is a plaintiff: The City and County of San Francisco and the People of the State of California v. Purdue Pharma L.P., Richard S. Sackler, Jonathan D. Sackler, Mortimer D.A. Sackler, Kathe A. Sackler, Ilene Sackler Lefcourt, Beverly Sackler, Theresa Sackler, David A. Sackler, Trust for the Benefit of Members of the Raymond Sackler Family, Rhodes Pharmaceuticals L.P., Cephalon, Inc., Teva Pharmaceutical Industries Ltd., Teva Pharmaceuticals USA, Inc., Endo International Plc, Endo Health Solutions Inc., Endo Pharmaceuticals Inc., Janssen Pharmaceuticals, Inc., Insys Therapeutics, Inc., Mallinckrodt Plc, Mallinckrodt LLC, Allergan Plc F/K/A Actavis Plc, Watson Pharmaceuticals, Inc. N/K/A Actavis, Inc., Watson Laboratories, Inc., Actavis LLC, Actavis Pharma, Inc. F/K/A/ Watson Pharma, Inc., AmerisourceBergen Corporation, Cardinal Health, Inc., and McKesson Corporation; scheduled pursuant to the Motion contained in File No. 220816, to be considered on July 19, 2022. (Clerk of the Board)

07/12/22; SCHEDULED FOR PUBLIC HEARING to Board of Supervisors.

220835 [Hearing - Committee of the Whole - Charter Amendment, Initiative Ordinance, and Policy Declaration - Affordable Housing Production Act - July 19, 2022, at 3:00 p.m.]

Hearing of the Board of Supervisors sitting as a Committee of the Whole on Tuesday, July 19, 2022, at 3:00 p.m., to hold a public hearing on the Charter Amendment (Fourth Draft) to amend the Charter of the City and County of San Francisco to provide for accelerated review and approval of eligible 100% affordable housing projects, educator housing projects, and market-rate projects that provide significant increased affordability, and providing for Planning Department ministerial review in lieu of approvals by or certain appeals to City boards and commissions; to make corresponding amendments to the Planning Code and the Business and Tax Regulations Code; to amend the Administrative Code to provide for an Annual Affordable Housing Allocation Report as part of the City's budget deliberation process; and to declare as City policy the need to accelerate approval of 100% affordable housing projects, educator housing projects, and market-rate projects that provide significant increased affordability; to make findings of compliance with the General Plan and Planning Code, Section 101.1 and findings of public necessity, convenience, and welfare under Planning Code, Section 302; and affirming the Planning Department's determination under the California Environmental Quality Act; at an election to be held on November 8, 2022 (File No. 220631); scheduled pursuant to a motion made and approved on July 12, 2022, during action at the Board of Supervisors meeting for File No. 220631. (Clerk of the Board)

07/12/22; SCHEDULED FOR PUBLIC HEARING 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 ORDINANCES**220786 [Settlement of Lawsuit - Khalid Barrow - \$42,500]**

Ordinance authorizing settlement of the lawsuit filed by Khalid Barrow against the City and County of San Francisco for \$42,500; the lawsuit was filed on June 19, 2020, in United States District Court, Case No. 20-cv-04099; entitled Khalid Barrow v. City and County of San Francisco, et al.; the lawsuit involves an alleged civil rights violation. (City Attorney)

06/30/22; RECEIVED FROM DEPARTMENT.

07/12/22; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

220787 [Various Codes - Sanitation and Streets Commission and Department of Sanitation and Streets]

Ordinance amending the Public Works, Administrative, Police, Health, Park, Building, Transportation, and Campaign and Governmental Conduct Codes to clarify the authority of the Sanitation and Streets Commission, the Department of Sanitation and Streets, and the Department of Public Works; amending said Codes to provide clarifications, corrections, and updates consistent with changes in state and local laws; and affirming the Planning Department's determination under the California Environmental Quality Act. (City Administrator)

07/01/22; RECEIVED FROM DEPARTMENT.

07/12/22; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 8/11/2022.

PROPOSED RESOLUTIONS

220788 [Settlement of Unlitigated Claims - Gap, Inc. - \$9,190,511.54]

Resolution approving the settlement of the unlitigated claims filed by Gap, Inc. against the City and County of San Francisco for \$9,190,511.54; the claims were filed on March 9, 2021; the claims involve a refund of gross receipts, homelessness gross receipts, payroll expense, and commercial rents taxes for the 2019 tax year. (City Attorney)

06/23/22; RECEIVED FROM DEPARTMENT.

07/12/22; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

220789 [Contract Amendment - Crestwood Behavioral Health - Long-Term Mental Health Services - Not to Exceed \$224,216,994]

Resolution approving Amendment No. 1 to the agreement between Crestwood Behavioral Health and the Department of Public Health (DPH), to provide long-term mental health services in a 24-hour locked facility, to increase the agreement by \$146,936,994 for an amount not to exceed \$224,216,994; to extend the term by five years from June 30, 2023, for a total agreement term of July 1, 2018, through June 30, 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)

06/27/22; RECEIVED FROM DEPARTMENT.

07/12/22; RECEIVED AND ASSIGNED to Budget and Finance Committee.

220790 [Agreement Amendment - Cellco Partnership d/b/a Verizon Wireless - Wireless Telecommunications Services - Total Not to Exceed \$30,626,500]

Resolution authorizing the Department of Technology to enter into a First Amendment with Cellco Partnership d/b/a Verizon Wireless to purchase wireless telecommunication services with an increased amount of \$21,126,500 for a total not to exceed amount of \$30,626,500 and extend the term by four years and one month for a total term of seven years from June 1, 2020, through June 30, 2027, with one three-year option to extend, pursuant to Charter, Section 9.118. (Department of Technology)
(Fiscal Impact)

07/01/22; RECEIVED FROM DEPARTMENT.

07/12/22; RECEIVED AND ASSIGNED to Budget and Finance Committee.

220791 [Planning and Engineering Services Agreement - Brown and Caldwell - Southeast Plant Biosolids Digester Facilities - Not to Exceed \$208,500,000]

Resolution authorizing the General Manager of the San Francisco Public Utilities Commission to execute Amendment No. 2 to Wastewater Enterprise Contract No. CS-235, Planning and Engineering Services, Southeast Plant (SEP) Biosolids Digester Facilities, with Brown and Caldwell, to increase the contract amount by \$55,000,000 for a total not to exceed amount of \$208,500,000 and increase the contract duration by three years and six months, for a total duration of 16 years from July 29, 2013, through July 28, 2029, pursuant to Charter, Section 9.118. (Public Utilities Commission)
(Fiscal Impact)

07/01/22; RECEIVED FROM DEPARTMENT.

07/12/22; RECEIVED AND ASSIGNED to Budget and Finance Committee.

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 4:54 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 September 6, 2022.

Angela Calvillo, Clerk of the Board