

BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES

Tuesday, July 9, 2024 - 2:00 PM

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

Regular Meeting

AARON PESKIN, PRESIDENT

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

Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Committee Membership

Budget and Appropriations Committee

Supervisors Chan, Mandelman, Melgar, Walton, Peskin

Budget and Finance Committee

Supervisors Chan, Mandelman, Melgar

Government Audit and Oversight Committee

Supervisors Preston, Stefani, Chan

Land Use and Transportation Committee

Supervisors Melgar, Preston, Peskin

Public Safety and Neighborhood Services Committee

Supervisors Stefani, Engardio, Dorsey

Rules Committee

Supervisors Walton, Safai

Meeting Days

Wednesday

1:30 PM

Wednesday

9:00 AM

1st and 3rd Thursday

10:00 AM

Monday

1:30 PM

2nd and 4th Thursday

10:00 AM

Monday

10:00 AM

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

Members Present: Connie Chan, Matt Dorsey, Joel Engardio, Rafael Mandelman, Myrna Melgar, Aaron Peskin, Dean Preston, Hillary Ronen, Ahsha Safai, and Shamann Walton

The Board of Supervisors of the City and County of San Francisco met in regular session on Tuesday, July 9, 2024, with President Aaron Peskin presiding.

President Peskin called the meeting to order at 2:03 p.m.

ROLL CALL AND PLEDGE OF ALLEGIANCE

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

Supervisor Stefani was noted not present.

A quorum of the Board was present.

President Peskin 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.

President Peskin led the Members of the Board and the audience in the pledge of allegiance to the flag of the United States of America, pursuant to Board Rule 4.9.

COMMUNICATIONS

Angela Calvillo, Clerk of the Board, welcomed members of the public to attend Board meetings and provide comment in-person or view the meeting live on SFGovTV's award winning Cable Channel 26 or at www.sfgovtv.org. Those requiring interpretation services should contact the Office of the Clerk of the Board at least two business days in advance of the meeting, pursuant to Administrative Code, Section 91.7.

Clerk Calvillo further informed the Board that she was in receipt of correspondence from Supervisor Catherine Stefani, dated July 9, 2024, informing the Board of her absence today and requesting to be excused.

(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.)

Supervisor Stefani Excused from Attendance

Supervisor Mandelman, seconded by Supervisor Safai, moved that Supervisor Stefani be excused from attending today's meeting. The motion carried by the following vote:

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

APPROVAL OF MEETING MINUTES

President Peskin inquired whether a Member of the Board had any corrections to the -June 4, 2024, Regular Board Meeting Minutes, as presented. There were no corrections requested from any Member of the Board.

Supervisor Mandelman, seconded by Supervisor Dorsey, moved to approve the June 4, 2024, Regular Board Meeting Minutes, as presented. The motion carried by the following vote, following general public comment:

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

AGENDA CHANGES

There were no agenda changes.

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

240750 [Formal Policy Discussions - July 9, 2024]

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

Mayoral Address:

Mayor London N. Breed discussed last week's Supreme Court ruling in the Grants Pass v. Johnson case, which determined that cities could enforce bans on public camping even if no alternative shelter is available. Mayor Breed stated that the ruling allows for current city mandated restrictions to be lifted and she is working with the City Attorney's Office on how current policies around homeless encampments will change. Mayor Breed then discussed the City's current homeless outreach plan that provides homeless shelters and services while being firm on the enforcement of regulations and penalties. Mayor Breed then addressed the above referenced topic submitted by the District 5 Supervisor.

The following topic was noticed on the agenda representing District 5:

1. Rent Control

Supervisor Preston began the discussion by asking the following question: Do you support repealing Costa-Hawkins?

Before responding, Mayor Breed asked the City Attorney's office to confirm whether the question was eligible for discussion since the Resolution supporting The Justice for Renters Act (File No. 240684) was on today's agenda. Anne Pearson (Office of the City Attorney) deferred the Mayor's inquiry to President Peskin for response; President Peskin confirmed the question did not relate to File No. 240684.

Mayor Breed responded that she supports rent control and noted the City's efforts in creating affordable housing; however, she does not believe that rent control provides for new housing to be built.

Supervisor Preston then asked a follow-up question: If Costa-Hawkins is repealed, will you support vacancy control regulations? Mayor Breed responded that the item is on the ballot and she has not had the opportunity to assess the measure; therefore, she was not yet prepared to state her position on the record.

Following public comment this matter was filed. No further action was taken.

HEARD AND FILED

CONSENT AGENDA

Recommendations of the Government Audit and Oversight Committee

240468 [Settlement of Lawsuit - Jean Agustin - \$75,000]

Ordinance authorizing settlement of the lawsuit filed by Jean Agustin against the City and County of San Francisco for \$75,000; the lawsuit was filed on February 1, 2023, in San Francisco Superior Court, Case No. CGC-23-604409; entitled Jean Agustin v. City and County of San Francisco; the lawsuit involves alleged personal injury occurring on a City sidewalk. (City Attorney)

Ordinance No. 176-24

FINALLY PASSED

240571 [Settlement of Lawsuit - Rahul Seth, M.D. - City to Receive \$170,000]

Ordinance authorizing settlement of the lawsuit filed by Rahul Seth, M.D. against the City and County of San Francisco for a payment to the City of \$170,000; the lawsuit was filed on April 19, 2022, in San Francisco Superior Court, Case No. CGC-22-599250; entitled Rahul Seth, M.D. v. City and County of San Francisco, et al.; the lawsuit involves alleged personal injury on a City street. (City Attorney)

Ordinance No. 178-24

FINALLY PASSED

240572 [Settlement of Lawsuit - Vincent Keith Bell - \$500,000]

Ordinance authorizing settlement of the lawsuit filed by Vincent Keith Bell against the City and County of San Francisco for \$500,000; the lawsuit was filed on December 16, 2013, in United States District Court-Northern District of California, Case No. 13-cv-05820; entitled Vincent Keith Bell v. Ken Lee, et al.; the lawsuit involves alleged civil rights violation. (City Attorney)

Ordinance No. 179-24

FINALLY PASSED

240573 [Settlement of Lawsuit - Denise Wear - \$45,000]

Ordinance authorizing settlement of the lawsuit filed by Denise Wear against the City and County of San Francisco for \$45,000; the lawsuit was filed on January 20, 2022, in San Francisco Superior Court, Case No. CGC-22-597744; entitled Denise Wear v. City and County of San Francisco, et al.; the lawsuit involves alleged personal injury on a City sidewalk. (City Attorney)

Ordinance No. 180-24

FINALLY PASSED

240574 [Settlement of Lawsuit - Wendy Offen and Stephen Offen - \$140,000]

Ordinance authorizing settlement of the lawsuit filed by Wendy Offen and Stephen Offen against the City and County of San Francisco for \$140,000; the lawsuit was filed on December 13, 2021, in San Francisco Superior Court, Case No. CGC-21-597078; entitled Wendy Offen and Stephen Offen v. City and County of San Francisco; the lawsuit involves an alleged injury on a City sidewalk. (City Attorney)

Ordinance No. 181-24

FINALLY PASSED

The foregoing items were acted upon by the following vote:

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

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Government Audit and Oversight Committee

240639 [Business and Tax Regulations Code - Transient Occupancy Tax Exemption Increase]

Sponsor: Peskin

Ordinance amending the Business and Tax Regulations Code to increase the daily transient occupancy tax exemption amount from less than \$52 to less than \$60; to increase the weekly transient occupancy tax exemption amount from less than \$130 to less than \$149; and to require review in the September 2027 - September 2029 time frame by the Controller of the exemption amounts for the purpose of considering adjustments in the amounts.

Ordinance No. 175-24

FINALLY PASSED by the following vote:

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

Recommendations of the Land Use and Transportation Committee

240474 [Building, Planning Codes - Existing Awning Amnesty Program]

Sponsors: Mayor; Stefani, Engardio, Peskin, Chan, Mandelman and Safai

Ordinance amending the Building and Planning Codes to make permanent the streamlined permitting provisions for unpermitted awnings and extend the waiver of applicable fees for one fiscal year, until July 1, 2025; affirming the Planning Department's determination under the California Environmental Quality Act; making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and making findings of public necessity, convenience, and welfare pursuant to Planning Code, Section 302.

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

Ordinance No. 177-24

FINALLY PASSED by the following vote:

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

Excused: 1 - Stefani

240696 [Police Code - Tenderloin Retail Hours Restriction Pilot Program]

Sponsor: Mayor

Ordinance amending the Police Code to create a two-year pilot program, during which retail food and tobacco establishments in a high-crime area of the Tenderloin police district are prohibited from being open to the public from 12:00 a.m. to 5:00 a.m., or from 2:00 a.m. to 5:00 a.m. if subject to regulation by the California Department of Alcoholic Beverage Control; authorizing the Department of Public Health to impose administrative fines for violation of the hours restrictions; declaring an establishment's operation in violation of the hours restrictions to be a public nuisance; authorizing enforcement actions by the City Attorney; and creating a private right of action for persons harmed by a violation of the hours restriction.

Ordinance No. 182-24

FINALLY PASSED by the following vote:

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

Excused: 1 - Stefani

NEW BUSINESS

Recommendations of the Budget and Appropriations Committee

President Peskin requested File Nos. 240595, 240596, 240597, 240598, 240599, 240600, 240601, 240602, 240604, 240605, 240606, 240607, 240608, 240611, 240612, 240613, 240614, 240615, 240616, 240618, 240619, 240620, 240569, and 240664 (the Annual Budget) be called together.

(Pursuant to Administrative Code, Section 3.9, the Committee shall return the Annual Budget to the Board of Supervisors no later than July 15th, and pursuant to Charter, Section 9.100(b), the Board shall adopt the Annual Budget no earlier than July 15th nor later than August 1st. Therefore, all items comprising the Annual Budget appeared on the July 9, 2024, Board Agenda and were Continued to the July 16, 2024, Board of Supervisors meeting for First Reading or Adoption.)

240595 [Budget and Appropriation Ordinance for Departments - FYs 2024-2025 and 2025-2026]

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, 2024, for the Fiscal Years (FYs) ending June 30, 2025, and June 30, 2026.

(Fiscal Impact)

Supervisor Chan, seconded by Supervisor Ronen, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, by changing the 'Board of Supervisors Budget Spending Plan' for the 'Supplementary Committee Reductions' in the 'HRD-5 Fellows Program' from 'DBI' to 'PUC' and from 'PUC' to 'LIB'; and the 'Board of Supervisors Spending Plan Fiscal Years 2024-25 and 2025-26' by adding 'Items #3 and #4' to 'Reclassify reduction in attrition savings in AAB to budget for temporary staff' during FY25 GFS for '\$122,919' and during FY26 GFS for '\$122,793', changing 'Line #6' by changing 'DPH' to 'DCYF', and changing 'Line #22' by changing 'ADM' to 'ART'. The motion carried by the following vote:

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

Excused: 1 - Stefani

(Fiscal Impact)

Supervisor Walton, seconded by Supervisor Chan, moved that this Ordinance be CONTINUED ON FIRST READING AS AMENDED to the Board of Supervisors meeting of July 16, 2024. The motion carried by the following vote:

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

Excused: 1 - Stefani

240596 [Annual Salary Ordinance - FYs 2024-2025 and 2025-2026]**Sponsor: Mayor**

Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the Fiscal Years (FYs) ending June 30, 2025, and June 30, 2026, 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.

(Fiscal Impact)

Supervisor Walton, seconded by Supervisor Chan, moved that this Ordinance be CONTINUED ON FIRST READING to the Board of Supervisors meeting of July 16, 2024. The motion carried by the following vote:

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

240597 [Administrative Code - County Clerk's Fees]**Sponsor: Mayor**

Ordinance amending the Administrative Code to adjust the fees imposed by the County Clerk, and authorizing the Controller to make future adjustments to the County Clerk's fees to ensure that costs of the County Clerk's services are recovered without producing revenue that is significantly more than such costs.

Supervisor Walton, seconded by Supervisor Chan, moved that this Ordinance be CONTINUED ON FIRST READING to the Board of Supervisors meeting of July 16, 2024. The motion carried by the following vote:

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

240598 [Police Code - Entertainment License Fee Updates]**Sponsor: Mayor**

Ordinance amending the Police Code to adjust to current amounts the license fees for Billiard Parlor, Dance Hall Keeper, Extended Hours Premises, Fixed Place Outdoor Amplified Sound, Limited Live Performance, Mechanical Amusement Device, and Place of Entertainment permits.

Supervisor Walton, seconded by Supervisor Chan, moved that this Ordinance be CONTINUED ON FIRST READING to the Board of Supervisors meeting of July 16, 2024. The motion carried by the following vote:

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

240599 [Business and Tax Regulations Code - DPH Cannabis Business Inspection Fees]**Sponsors: Mayor; Mandelman**

Ordinance amending the Business and Tax Regulations Code to eliminate fees charged to permitted cannabis businesses to cover the cost of inspections of those businesses by the Department of Public Health (DPH).

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

Supervisor Walton, seconded by Supervisor Chan, moved that this Ordinance be CONTINUED ON FIRST READING to the Board of Supervisors meeting of July 16, 2024. The motion carried by the following vote:

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

240600 [Health Code - Patient Rates for Fiscal Years 2024-2025 and 2025-2026]**Sponsor: Mayor**

Ordinance amending the Health Code to set patient rates and rates for other healthcare services provided by the Department of Public Health, for Fiscal Years 2024-2025 and 2025-2026.

Supervisor Walton, seconded by Supervisor Chan, moved that this Ordinance be CONTINUED ON FIRST READING to the Board of Supervisors meeting of July 16, 2024. The motion carried by the following vote:

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

240601 [Public Works Code - Fee Modification]**Sponsor: Mayor**

Ordinance amending the Public Works Code to modify certain permit fees and other charges and affirming the Planning Department's determination under the California Environmental Quality Act. (Supervisor Preston voted No on First Reading.) **Supervisor Walton, seconded by Supervisor Chan, moved that this Ordinance be CONTINUED ON FIRST READING to the Board of Supervisors meeting of July 16, 2024. The motion carried by the following vote:**

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

240602 [Park Code - Recreation Program Fees]**Sponsor: Mayor**

Ordinance amending the Park Code to impose an additional \$5 charge for recreation programs.

Supervisor Walton, seconded by Supervisor Chan, moved that this Ordinance be CONTINUED ON FIRST READING to the Board of Supervisors meeting of July 16, 2024. The motion carried by the following vote:

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

240604 [Business and Tax Regulations Code - Early Care and Education Commercial Rents Tax Baseline - FYs 2024-2025 and 2025-2026]**Sponsor: Mayor**

Ordinance modifying the baseline funding requirements for early care and education programs in Fiscal Years (FYs) 2024-2025 and 2025-2026, to enable the City to use the interest earned from the Early Care and Education Commercial Rents Tax for those baseline programs.
(Fiscal Impact)

Supervisor Walton, seconded by Supervisor Chan, moved that this Ordinance be CONTINUED ON FIRST READING to the Board of Supervisors meeting of July 16, 2024. The motion carried by the following vote:

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

240605 [Grant Agreement - Planned Parenthood Northern California - Security Services - Not to Exceed \$456,000 - Waiver of Competitive Solicitation Requirement]**Sponsors: Mayor; Mandelman, Stefani, Safai and Ronen**

Ordinance authorizing the Department of Public Health ("Department") to award a one-time grant to Planned Parenthood Northern California ("Planned Parenthood NC") by waiving the competitive solicitation requirements of Administrative Code, Chapter 21G, for the purpose of funding security personnel to support access to family planning and other sexual and reproductive healthcare services in an amount not to exceed \$456,000 for a term not to exceed two years to commence on April 1, 2025, through March 31, 2027; and requiring the Department to provide an annual report to the Board of Supervisors on the security personnel selected by Planned Parenthood NC and security incidents experienced by Planned Parenthood NC.
(Fiscal Impact)

Supervisor Walton, seconded by Supervisor Chan, moved that this Ordinance be CONTINUED ON FIRST READING to the Board of Supervisors meeting of July 16, 2024. The motion carried by the following vote:

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

240606 [Administrative Code - Repealing Maddy Emergency Medical Services Fund]**Sponsor: Mayor**

Ordinance amending the Administrative Code to repeal Sections 8.42 and 10.100-195, known as the Maddy Emergency Services Fund, and thereby repealing certain reimbursement payments to physicians who provide emergency medical services to indigent patients.

Supervisor Walton, seconded by Supervisor Chan, moved that this Ordinance be CONTINUED ON FIRST READING to the Board of Supervisors meeting of July 16, 2024. The motion carried by the following vote:

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

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

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

(Fiscal Impact)

Supervisor Ronen, seconded by Supervisor Chan, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE, on Page 1, Lines 7-8, by adding ‘directing the City to provide additional notice regarding eligibility for short-term rental subsidies’; on Page 3, Lines 11-12, by adding ‘with a requirement that the City provide recipients additional notice that they may seek a renewal of subsidies up to the five-year limit’; on Page 4, Lines 5-7, by adding ‘and the City shall notify recipients of these subsidies that they may be eligible to receive subsidies for up to a total of five years’. The motion carried by the following vote:

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

Excused: 1 - Stefani

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

(Fiscal Impact)

Supervisor Walton, seconded by Supervisor Chan, moved that this Ordinance be CONTINUED AS AMENDED ON FIRST READING to the Board of Supervisors meeting of July 16, 2024. The motion carried by the following vote:

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

Excused: 1 - Stefani

240608 [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 2024.

Supervisor Walton, seconded by Supervisor Chan, moved that this Ordinance be CONTINUED ON FIRST READING to the Board of Supervisors meeting of July 16, 2024. The motion carried by the following vote:

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

Excused: 1 - Stefani

240611 [Office of Community Investment and Infrastructure, Operating as Successor Agency to the San Francisco Redevelopment Agency, FY2024-2025 Budget]**Sponsor: Mayor**

Resolution approving the Fiscal Year (FY) 2024-2025 Budget of the Office of Community Investment and Infrastructure ("OCII") operating as the Successor Agency to the San Francisco Redevelopment Agency.

Supervisor Walton, seconded by Supervisor Chan, moved that this Resolution be CONTINUED to the Board of Supervisors meeting of July 16, 2024. The motion carried by the following vote:

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

240612 [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); 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 Chan, moved that this Resolution be CONTINUED to the Board of Supervisors meeting of July 16, 2024. The motion carried by the following vote:

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

240613 [Proposition J Contract Certification Contracted-Out Department Services Not Previously Approved]**Sponsor: Mayor**

Resolution concurring with the Controller's certification that department services can be performed by private contractor for a lower cost than similar work performed by City and County employees, for Security Services for the Office of the Medical Examiner at 1 Newhall Street for the General Services Agency - Administrative Services.

Supervisor Walton, seconded by Supervisor Chan, moved that this Resolution be CONTINUED to the Board of Supervisors meeting of July 16, 2024. The motion carried by the following vote:

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

240614 [Accept and Expend Grant - Bay Area Air Quality Management District - Install Level-2 Electric Vehicle Chargers at Six Park Sites - \$619,085]**Sponsors: Mayor; Mandelman**

Resolution authorizing the Recreation and Park Department to accept and expend a grant in the amount of \$619,085 from the Bay Area Air Quality Management District to install level-2 electric vehicle chargers at six park sites, including the Crocker Amazon Maintenance Garage, Louis Sutter Maintenance Yard, Civic Center Garage, Balboa Park Boxer Stadium, Margaret Hayward Maintenance Garage, and McLaren Park Caretakers Cottage, effective upon approval of this Resolution through January 29, 2026.

Supervisor Walton, seconded by Supervisor Chan, moved that this Resolution be CONTINUED to the Board of Supervisors meeting of July 16, 2024. The motion carried by the following vote:

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

240615 [Accept and Expend Grant - Retroactive - Habitat Conservation Fund - Greenager and Youth Stewardship Programs - \$400,000]**Sponsor: Mayor**

Resolution retroactively authorizing the Recreation and Park Department to accept and expend a grant funding in the amount of \$200,000 each for the Greenager and Youth Stewardship Programs for a total amount of \$400,000 from the Habitat Conservation Fund to protect threatened wildlife habitat, for the performance period of July 1, 2023, through June 30, 2028.

Supervisor Walton, seconded by Supervisor Chan, moved that this Resolution be CONTINUED to the Board of Supervisors meeting of July 16, 2024. The motion carried by the following vote:

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

240616 [Accept and Expend Grant - USDA Forest Service - Reforestation Projects in 10 Parks in Southeast Quadrant of San Francisco - \$2,000,000]**Sponsor: Mayor**

Resolution authorizing the Recreation and Park Department to accept and expend a grant in the amount of \$2,000,000 from the USDA Forest Service to develop a Workforce Development Program and implement Reforestation Projects in at least 10 parks in the southeast quadrant of San Francisco and approve the associated grant contract. (Recreation and Park Department)

Supervisor Walton, seconded by Supervisor Chan, moved that this Resolution be CONTINUED to the Board of Supervisors meeting of July 16, 2024. The motion carried by the following vote:

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

240618 [Accept and Expend Grants - Recurring State Grant Funds - Department of Public Health - FY2024-2025]**Sponsor: Mayor**

Resolution authorizing the acceptance and expenditure of Recurring State grant funds by the San Francisco Department of Public Health for Fiscal Year (FY) 2024-2025.

Supervisor Walton, seconded by Supervisor Chan, moved that this Resolution be CONTINUED to the Board of Supervisors meeting of July 16, 2024. The motion carried by the following vote:

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

240619 [Adjusting the Access Line Tax with the Consumer Price Index of 2024]**Sponsor: Mayor**

Resolution concurring with the Controller's establishment of the Consumer Price Index for 2024, and adjusting the Access Line Tax by the same rate.

Supervisor Walton, seconded by Supervisor Chan, moved that this Resolution be CONTINUED. The motion carried by the following vote:

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

240620 [Homelessness and Supportive Housing Fund - FYs 2024-2025 and 2025-2026 Expenditure Plan]**Sponsor: Mayor**

Resolution approving the Fiscal Years (FYs) 2024-2025 and 2025-2026 Expenditure Plan for the Department of Homelessness and Supportive Housing Fund.

Supervisor Walton, seconded by Supervisor Chan, moved that this Resolution be CONTINUED to the Board of Supervisors meeting of July 16, 2024. The motion carried by the following vote:

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

240569 [Appropriation - Assessment Appeals Fee Revenue - \$400,000 - Board of Supervisors - FY2023-2024]**Sponsor: Peskin**

Ordinance appropriating \$400,000 of assessment appeals fee revenue from filing fees, hearing fees, and finding of fact fees collected in Fiscal Year (FY) 2023-2024 to support the Assessment Appeals Boards' costs of operation, including the development of an online assessment appeals application filing system.
(Fiscal Impact)

Supervisor Walton, seconded by Supervisor Chan, moved that this Ordinance be CONTINUED ON FIRST READING to the Board of Supervisors meeting of July 16, 2024. The motion carried by the following vote:

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

240664 [Cost of Living Adjustment to the Contract for Budget and Legislative Analyst Services - \$12,849,706 - FY2024-2025]

Motion enacting a 4.00% cost of living adjustment (COLA) to the base Fiscal Year (FY) 2023-2024 contract amount of \$3,121,318 for Budget and Legislative Analyst Services, to be effectuated as of July 1, 2024, resulting in a new FY2024-2025 contract amount of \$3,246,171 an annual increase of \$124,853 and a new total not to exceed contract amount of \$12,849,706; a total increase of \$249,706 for the contract term; and directing the Clerk of the Board to take all necessary administrative action to amend the contract accordingly. (Clerk of the Board)

Supervisor Walton, seconded by Supervisor Chan, moved that this Motion be CONTINUED to the Board of Supervisors meeting of July 16, 2024. The motion carried by the following vote:

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

Recommendation of the Land Use and Transportation Committee

240496 [1629 Market Street - Street and Public Infrastructure Acceptance - Establishing Official Sidewalk Widths and Street Grades, Sidewalk Maintenance]

Sponsors: Mayor; Dorsey

Ordinance accepting irrevocable offers of public infrastructure associated with the 1629 Market Street Mixed-Use Project, including improvements located within portions of Market, Brady, Stevenson, and Colton Streets, Colusa Place, and Chase Court; accepting an irrevocable offer of dedication for right-of-way purposes of real property located at the intersection of Colton and Brady Streets; dedicating this infrastructure and real property to public use; designating this public infrastructure and real property for street and roadway purposes, as applicable; accepting Stevenson Street, a formerly unaccepted street, and other public infrastructure for City maintenance and liability purposes, subject to specified limitations; establishing official public right-of-way widths and street grades; amending Ordinance No. 1061, entitled "Regulating the Width of Sidewalks," to establish official sidewalk width on portions of the above-mentioned streets; accepting a Public Works Order recommending various actions in regard to the public infrastructure improvements; authorizing official acts, as defined, in connection with this Ordinance; 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: 10 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Walton
Excused: 1 - Stefani

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(s).

Supervisor Chan introduced, welcomed, and presented a Certificate of Honor to Linda Ronstadt in recognition of her inspirational and artistic achievements.

Supervisor Ronen introduced, welcomed, and presented a Certificate of Honor to Marcia Contreras in recognition of her advocacy for affordable housing in the Mission. Supervisor Safai shared in this commendation.

COMMITTEE REPORTS

Recommendation of the Land Use and Transportation Committee

240173 [Planning Code, Zoning Map - RED and WMUG Districts, Rezone 135 Kissling Street]

Sponsor: Dorsey

Ordinance amending the Planning Code to conditionally permit vehicle storage lots in the Residential Enclave-Mixed (RED-MX) and Western SoMa Mixed Use-General (WMUG) Districts and to update citations and cross-references in the text and tables of specified Mixed Use Districts; amending the Zoning Map to rezone 135 Kissling Street, Assessor's Parcel Block No. 3516, Lot No. 068, from Residential Enclave (RED) to RED MX; and affirming the Planning Department's determination under the California Environmental Quality Act, making findings of consistency with the General Plan and the eight priority policies of Planning Code, Section 101.1, and making findings of public necessity, convenience, and welfare pursuant to Planning Code, Section 302.

PASSED ON FIRST READING by the following vote:

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

Recommendation of the Rules Committee

240684 [Supporting The Justice for Renters Act - California State Proposition - November 5, 2024 Ballot]

Sponsors: Preston; Peskin, Ronen, Walton and Chan

Resolution supporting The Justice for Renters Act, a California State Proposition on the November 5, 2024, ballot; and reaffirming the City and County of San Francisco's support for repeal of the Costa-Hawkins Rental Housing Act.

Resolution No. 386-24

ADOPTED by the following vote:

Ayes: 8 - Chan, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Walton
Noes: 2 - Dorsey, Engardio
Excused: 1 - Stefani

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

*Jeffrey Ahman; expressed concerns regarding the release of hostages and Palestinian issues.
Chris Ward Kline; expressed concerns regarding governmental misconduct.
Jordan Davis; expressed concerns regarding Police actions and the response to "Hill Bomb."
Speaker; expressed concerns regarding health services and homeless support services.
Speaker; commented on San Francisco's economic recovery and affordable housing.
Thierry Fill; shared concerns regarding happiness, climate change, and complications with technology.*

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

240744 [Linda Maria Ronstadt Day - July 15, 2024]

Sponsors: Chan; Mandelman

Resolution declaring July 15, 2024, as Linda Maria Ronstadt Day in the City and County of San Francisco in recognition of her iconic catalog of work, her commitment to social justice, and her 78th birthday.

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

Resolution No. 387-24

ADOPTED

240745 [Black Women's Equal Pay Day - July 9, 2024]

Sponsors: Chan; Walton, Mandelman and Preston

Resolution declaring July 9, 2024, as Black Women's Equal Pay Day in the City and County of San Francisco, to raise public awareness about the impact of pay inequity for women, particularly women of color and LGBTQIA+ people.

Supervisors Walton, Mandelman, and Preston requested to be added as co-sponsors.

Resolution No. 388-24

ADOPTED

Without objection, the President declared the vote to be "same house, same call" with the intention that the vote was unanimous, as required by Board Rule 4.23.

The foregoing items were acted upon by the following vote:

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

Excused: 1 - Stefani

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.

ORDINANCE

240727 [Planning Code; Zoning Map - New Asia Senior Housing Special Use District - 758 and 772 Pacific Avenue]

Sponsors: Peskin; Chan

Ordinance amending the Planning Code and Zoning Map to create the New Asia Senior Housing Special Use District located at 758 and 772 Pacific Avenue, Assessor's Parcel Block No. 0161, Lot Nos. 14 and 15; affirming the Planning Department's determination under the California Environmental Quality Act; making public necessity, convenience, and welfare findings under Planning Code, Section 302; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

06/25/24; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 7/25/2024.

07/03/24; REFERRED TO DEPARTMENT.

07/09/24; SUBSTITUTED AND ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee.

RESOLUTIONS

240755 [Loan Agreement - MEDA Small Properties, LLC - 2901-16th Street - Small Sites Program - Not to Exceed \$30,000,000]

Sponsors: Mayor; Ronen, Melgar and Safai

Resolution approving and authorizing the Director of the Mayor's Office of Housing and Community Development ("MOHCD") to execute loan documents for the permanent financing of 2901-16th Street pursuant to the Small Sites Program, for a total loan amount not to exceed \$30,000,000; confirming the Planning Department's determination under the California Environmental Quality Act; finding that the loan is consistent with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and authorizing the Director of MOHCD or their designee to make certain modifications to the loan documents, as defined herein, and take certain actions in furtherance of this Resolution, as defined herein. (Mayor's Office of Housing and Community Development)
(Fiscal Impact)

07/09/24; RECEIVED AND ASSIGNED to Budget and Finance Committee.

240756 [Noe Valley Community Benefit District - Annual Report - FY2022-2023]**Sponsor: Mandelman**

Resolution receiving and approving an annual report for the Noe Valley Community Benefit District for Fiscal Year (FY) 2022-2023, 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.

240757 [Castro Community Benefit District - Annual Report - FY2022-2023]**Sponsor: Mandelman**

Resolution receiving and approving an annual report for the Castro Community Benefit District for Fiscal Year (FY) 2022-2023, 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.

07/09/24; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

240758 [Updating Infill Opportunity Zone for Congestion Management Planning]**Sponsor: Mandelman**

Resolution updating the area designated as an Infill Opportunity Zone for Congestion Management Planning in the City and County of San Francisco under California Government Code, Section 65088 et seq.

07/09/24; RECEIVED AND ASSIGNED to Land Use and Transportation Committee.

240760 [Julie Van Nostern Day - July 16, 2024]**Sponsors: Peskin; Mandelman and Dorsey**

Resolution declaring July 16, 2024, as Julie Van Nostern Day in the City and County of San Francisco, in recognition of her many years of outstanding service in the City Attorney's Office and her well-deserved retirement.

Introduced at the Request of a Department

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

PROPOSED RESOLUTIONS**240737 [Real Property Acquisition - Easement from San Mateo County Flood and Sea Level Rise Resiliency District - Not To Exceed \$83,500]**

Resolution approving the terms and conditions and authorizing the General Manager of the San Francisco Public Utilities Commission to execute a Purchase and Sale Agreement and Easement Deed with San Mateo County Flood and Sea Level Rise Resiliency District for the acquisition of a 1,386-square-foot easement for an aerial water pipeline crossing and associated footings and braces across a portion of San Mateo County Assessor's Parcel Block No. 011-322-200 for \$70,000 plus an administrative fee of \$3,500 and up to \$10,000 in closing costs, for a total amount not to exceed \$83,500 pursuant to Charter, Section 9.118. (Public Utilities Commission)

06/28/24; RECEIVED FROM DEPARTMENT.

07/09/24; RECEIVED AND ASSIGNED to Budget and Finance Committee.

240738 [Contract Amendment - Positive Resource Center - Emergency Financial Services - Not to Exceed \$15,359,513]

Sponsors: Mandelman; Dorsey and Engardio

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

07/01/24; RECEIVED FROM DEPARTMENT.

07/09/24; RECEIVED AND ASSIGNED to Budget and Finance Committee.

Request Granted

From: Supervisor Shamann Walton

To: Office of the Budget and Legislative Analyst (BLA)

Requests: Requesting the BLA to conduct an analysis of Language Access in City Services and Departments to include:

- 1. The City's current workforce and resource expenditure for language access services.*
- 2. The current bilingual pay policy to determine their effectiveness in retaining bilingual employees within the City, per department.*
- 3. Identify additional resources and staffing that is needed to comply with the current Language Access Ordinance within the ordinance's timelines, per department.*

In Memoriams

Conn "Ringo" Hallinan - Board President Aaron Peskin

Chik Yuk Loo Chan - Board President Aaron Peskin

Jane F. McAlevey - Supervisor Myrna Melgar

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 3:26 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 3, 2024.

Angela Calvillo, Clerk of the Board