BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES

Tuesday, October 8, 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	Meeting Days
Budget and Appropriations Committee	Wednesday
Supervisors Chan, Mandelman, Melgar, Walton, Peskin	1:30 PM
Budget and Finance Committee	Wednesday
Supervisors Chan, Mandelman, Melgar	10:00 AM
Government Audit and Oversight Committee	1st and 3rd Thursday
Supervisors Preston, Stefani, Chan	10:00 AM
Land Use and Transportation Committee	Monday
Supervisors Melgar, Preston, Peskin	1:30 PM
Public Safety and Neighborhood Services Committee	2nd and 4th Thursday
Supervisors Stefani, Engardio, Dorsey	10:00 AM
Rules Committee	Monday
Supervisors Walton, Safai, Peskin	10:00 AM

Members Present: Connie Chan, Matt Dorsey, Joel Engardio, Rafael Mandelman, 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 on Tuesday, October 8, 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, Stefani, and Walton were noted present.

All Members were 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.

(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.)

President Peskin informed the Board that he submitted a memorandum to the Clerk of the Board calling for a Special Meeting of the Board of Supervisors on Tuesday, October 15, 2024, at 2:00 p.m. Certain matters passed on First Reading on today's agenda may be sent to the Special Meeting for Final Passage.

APPROVAL OF MEETING MINUTES

President Peskin inquired whether a Member of the Board had any corrections to the September 3, 2024, Regular Board Meeting Minutes, as presented. There were no corrections requested from any Member of the Board.

Supervisor Ronen, seconded by Supervisor Melgar, moved to approve the September 3, 2024, Regular Board Meeting Minutes, as presented. The motion carried by the following vote, following general public comment:

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

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, or 4. Mayor London N. Breed addressed the Board of Supervisors regarding the San Francisco Unified School District's (SFUSD) decision to close certain schools to avoid a state takeover, including how the City team is collaborating with SFUSD and the Board of Education to address their fiscal health and how to balance their budget going forward.

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

CONSENT AGENDA

Recommendation of the Budget and Finance Committee

240842 [Accept and Expend Grant - Retroactive - California Jobs First Catalyst Program - \$14,000,000]

Sponsor: Mayor

Ordinance retroactively authorizing the Office of Economic and Workforce Development to accept and expend a grant in the amount of \$14,000,000 from the California Economic Development Department for the California Jobs First Catalyst Program, for the grant period of May 1, 2024, through September 30, 2026; and exempting the California Jobs First Catalyst Program subgrants from the grantmaking requirements under Administrative Code, Chapter 21G, and all other provisions in the Administrative, Environment, and Labor and Employment Codes imposing obligations or restrictions on subgrantees related to the program. (Department of Economic and Workforce Development)

Ordinance No. 243-24

FINALLY PASSED

Recommendations of the Land Use and Transportation Committee

240438 [Planning Code, Zoning Map - Establishing the 555 9th Street Special Sign District] Sponsor: Dorsey

Ordinance amending the Planning Code and Zoning Map to establish the 555 9th Street Special Sign District encompassing the real property consisting of Assessor's Parcel Block No. 3781, Lot No. 003, and to modify sign controls for the existing shopping center; 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 under Planning Code, Section 302.

Ordinance No. 240-24 FINALLY PASSED

240798 [Building Code - Change of Use Designation]

Sponsors: Mayor; Peskin, Melgar and Mandelman

Ordinance amending the Building Code to excuse the requirement for professionally prepared architectural drawings for building permits to change certain use designations that do not increase occupant load or occupancy class, or include alterations; and affirming the Planning Department's determination under the California Environmental Quality Act.

Ordinance No. 241-24 FINALLY PASSED

Recommendation of the Rules Committee

240808 [Administrative Code - SFPUC Social Impact Partnership Program] Sponsor: Walton

Ordinance amending the Administrative Code to expand the San Francisco Public Utilities Commission's (SFPUC) Social Impact Partnership Program by requiring that all covered contracts that include a Social Impact commitment, including those contracts that were solicited before April 22, 2023, increase such commitment upon amendment or modification of the contract and by removing the minimum threshold for applicable amendments or modifications.

Ordinance No. 242-24 FINALLY PASSED

The foregoing items were acted upon by the following vote:

REGULAR AGENDA

UNFINISHED BUSINESS

From the Board

240930 [Grant Agreement Amendment - Planned Parenthood Northern California - Security Services - Not to Exceed \$571,000]

Sponsors: Stefani; Mandelman and Preston

Ordinance authorizing the Department of Public Health to amend an existing grant to Planned Parenthood Northern California by increasing the not to exceed amount by \$171,000 for a total not to exceed amount of \$571,000 to fund security personnel to support access to family planning and other sexual and reproductive healthcare services, with no changes to the grant term of April 1, 2023, through March 31, 2025; and waiving the competitive solicitation requirements in the Administrative Code. (Public Health Department)

Ordinance No. 244-24

FINALLY PASSED by the following vote:

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

Recommendation of the Public Safety and Neighborhood Services Committee

240844 [Police Code - Vehicle Sideshows]

Sponsors: Mayor; Dorsey, Stefani, Engardio and Mandelman

Ordinance amending the Police Code to 1) prohibit persons from promoting a Vehicle Sideshow or preparations for such a sideshow; 2) prohibit persons from assembling together to obstruct the streets, sidewalks, highways, other public right-of-ways, off-street parking facilities, or private property in connection with a Vehicle Sideshow or preparations for such a sideshow; 3) prohibit persons from knowingly being present at a Vehicle Sideshow or preparations for such a sideshow for purposes of participating in the Vehicle Sideshow; 4) prohibit persons present at a Vehicle Sideshow or preparations for such a sideshow from interfering with official performance of law enforcement duties; 5) seize and impound vehicles used in a Vehicle Sideshow or preparations for such a sideshow, and under certain conditions sell the vehicles; and 6) make violations of these provisions a misdemeanor, subject to imprisonment and/or fine.

Ordinance No. 239-24

FINALLY PASSED by the following vote:

NEW BUSINESS

Recommendations of the Budget and Finance Committee

240827 [Agreement Amendment - AECOM Technical Services, Inc. - Engineering Services for Dams and Reservoirs - Total Not to Exceed Amount of \$20,000,000]

Resolution authorizing the General Manager of the San Francisco Public Utilities Commission to execute Amendment No.1 to Contract No. PRO.0138.C with AECOM Technical Services, Inc., increasing the contract by \$9,000,000 for a total not to exceed amount of \$20,000,000 with no change to the term of April 16, 2020, through April 15, 2031, to continue providing planning, design, and engineering support of improvements to various dam and reservoir facilities, pursuant to Charter, Section 9.118(b). (Public Utilities Commission) (Fiscal Impact)

Resolution No. 505-24

ADOPTED by the following vote:

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

240838 [Contract Amendment - W.W. Grainger, Inc. - As-Needed Citywide Contract for Industrial Supplies - Not to Exceed \$32,000,000]

Resolution approving the Contract Amendment between the City, acting by and through the Office of Contract Administration (OCA), and W.W. Grainger, Inc. for the purchase of Industrial Supplies by City departments, increasing the amount by \$25,000,000 for a total not to exceed amount of \$32,000,000 with no changes to the term of two years, nine months and 27 days from January 12, 2024, through November 8, 2026; and to authorize OCA to enter into amendments or modifications to the Amendment that do not materially increase the obligations or liabilities to the City and are necessary to effectuate the purposes of Amendment. (Office of Contract Administration) (Fiscal Impact)

Resolution No. 506-24

ADOPTED by the following vote:

240862 [Agreement Amendment - ARAMARK Correctional Services, Inc. - Jail Food Services - \$24,783,723]

Resolution authorizing the Sheriff's Office to execute a Third Amendment to the existing Agreement with ARAMARK Correctional Services, LLC (ARAMARK), for jail food services to exercise the final option to extend the contract term for 12 months from November 1, 2024, for a total term of November 1, 2018, through October 31, 2025; and to increase the not to exceed contract amount from \$20,000,000 to \$24,783,723. (Sheriff) (Fiscal Impact)

Resolution No. 507-24

ADOPTED by the following vote:

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

240863 [Contract Amendment - Recology San Francisco - Refuse Collection Services - Not to Exceed \$45,300,000]

Resolution approving a sixth amendment to Contract 1000020021 between the City, acting by and through the Office of Contract Administration (OCA), 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 \$1,500,000 for a total not to exceed amount of \$45,300,000; and extending the duration of the term by two months from November 1, 2024, for a total contract term of December 1, 2020, through December 31, 2024. (Office of Contract Administration)

(Fiscal Impact)

Privilege of the floor was granted unanimously to Greg Wagner, City Controller (Office of the City Controller), who responded to questions raised throughout the discussion.

Resolution No. 508-24

ADOPTED by the following vote:

President Peskin requested File Nos. 240864 and 240865 be called together.

240864 [Contract Amendment - Golden Gate Petroleum - Renewable Diesel - Not to Exceed \$108,589,000]

Resolution approving Contract Amendment No. 4 to the agreement between the City, acting by and through the Office of Contract Administration, and Golden Gate Petroleum for the provision of renewable diesel, increasing the contract amount by \$15,595,000 for a total not to exceed amount of \$102,345,000 and extending the duration by eight months, for a total term of six years and one month, from June 1, 2019, through June 30, 2025; authorizing the Office of Contract Administration to further amend the agreement, if necessary, increasing the contract amount up to a maximum not to exceed amount of \$108,589,000 and extending the duration up to a maximum total term of six years and five months, from June 1, 2019, through October 31, 2025; and authorizing the Office of Contract Administration to make any modifications to the Fourth Amendment and any Subsequent Amendments that do not materially increase the obligations or liabilities to the City and are necessary or advisable to effectuate the purposes of the contract or this Resolution. (Office of Contract Administration) (Fiscal Impact)

Resolution No. 509-24

ADOPTED by the following vote:

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

240865 [Contract Amendment - Mansfield Oil Company of Gainesville, Inc. - Gasoline - Not to Exceed \$20,768,000]

Resolution approving Contract Amendment No. 2 to the agreement between City, acting by and through the Office of Contract Administration, and Mansfield Oil Company of Gainesville, Inc. for the provision of gasoline, increasing the contract amount by \$7,538,000 for a total not to exceed amount of \$17,513,000 and extending the duration by seven months and 14 days, for a total term of one year, seven months, and 14 days, from November 17, 2023, through June 30, 2025; authorizing the Office of Contract Administration to further amend the agreement, if necessary, increasing the contract amount up to a maximum not to exceed amount of \$20,768,000 and extending the duration up to a maximum total term of one year, 11 months, and 14 days, from November 17, 2023, through October 31, 2025; and authorizing the Office of Contract Administration to make any modifications to the Second Amendment and any Subsequent Amendments that do not materially increase the obligations or liabilities to the City and are necessary or advisable to effectuate the purposes of the contract or this Resolution. (Office of Contract Administration) (Fiscal Impact)

Resolution No. 510-24

ADOPTED by the following vote:

240886 [Accept and Expend Grant - California Coastal Conservancy - Climate Ready Program - \$7,800,000]

Sponsors: Mayor; Dorsey and Mandelman

Resolution authorizing the Port of San Francisco to accept and expend a grant award in the amount of \$7,800,000 from the California Coastal Conservancy Climate Ready Program, for Southern Embarcadero Resilience and Enhancement Project for the period of October 1, 2024, through May 31, 2027. (Port)

Resolution No. 511-24

ADOPTED by the following vote:

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

Recommendations of the Land Use and Transportation Committee

240807 [Housing Code - Operational Elevators]

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

Ordinance amending the Housing Code to require R-1 and R-2 occupancy group buildings to maintain at least one existing elevator for residents' use; and affirming the Planning Department's determination under the California Environmental Quality Act.

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

Supervisor Peskin, seconded by Supervisor Walton, moved that this Ordinance be sent to the Special Meeting of the Board of Supervisors on October 15, 2024, for consideration on Final Passage. The motion carried by the following vote:

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

PASSED ON FIRST READING, after approving the motion to send this Ordinance to the Special Meeting of the Board of Supervisors on October 15, 2024, by the following vote:

<u>Appointment of President Pro Tempore</u>

At the request of President Peskin, Supervisor Walton assumed the chair at 2:25 p.m. so the President could participate in the debate on File No. 240880 from the floor.

The President resumed the chair at 2:31 p.m.

240880 [Administrative Code - New Construction Exemption from Rent Control] Sponsors: Peskin; Preston, Chan, Ronen and Walton

Ordinance amending the Administrative Code to provide that newly constructed dwelling units that first received a certificate of occupancy between June 14, 1979, and November 5, 2024, shall be generally subject to rent control, to the extent authorized by a future modification or repeal of the Costa-Hawkins Rental Housing Act; and making certain changes to clarify existing law regarding rent control exemptions under Costa-Hawkins.

(Supervisor Melgar dissented in committee.)

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

Supervisor Peskin, seconded by Supervisor Walton, moved that this Ordinance be AMENDED on Page 1, Line 5, and Page 4, Line 18, by changing 'November 5, 2024' to 'June 13, 1994'.

Before the vote to amend was taken, Supervisor Peskin, seconded by Supervisor Chan, moved that the proposed amendment be further revised on Page 2, Line 22, by adding '(d) It shall be the policy of the Board of Supervisors to solicit and consider input from the public, including representatives of organized labor, tenants, and landlords, before amending the new construction date in Section 34.3(g)(1)(E) of the Administrative Code.' The motion carried by the following vote:

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

After approving the revision to the amendment, consideration of the amendment was taken as a whole

Supervisor Safai, seconded by Supervisor Stefani, moved that this Ordinance be CONTINUED ON FIRST READING to the Special Meeting of the Board of Supervisors on October 15, 2024. The motion FAILED by the following vote:

Ayes: 4 - Dorsey, Engardio, Safai, Stefani

Noes: 7 - Chan, Mandelman, Melgar, Peskin, Preston, Ronen, Walton

Supervisor Peskin, seconded by Supervisor Walton, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE, on Page 1, Line 5, and Page 4, Line 18, by changing 'November 5, 2024' to 'June 13, 1994'; and amended on Page 2, Line 22, by adding '(d) It shall be the policy of the Board of Supervisors to solicit and consider input from the public, including representatives of organized labor, tenants, and landlords, before amending the new construction date in Section 34.3(g)(1)(E) of the Administrative Code.' The motion carried by the following vote:

Ordinance amending the Administrative Code to provide that newly constructed dwelling units that first received a certificate of occupancy between June 14, 1979, and June 13, 1994, shall be generally subject to rent control, to the extent authorized by a future modification or repeal of the Costa-Hawkins Rental Housing Act; and making certain changes to clarify existing law regarding rent control exemptions under Costa-Hawkins.

Supervisor Peskin, seconded by Supervisor Mandelman, moved that this Ordinance, as amended, be sent to the Special Meeting of the Board of Supervisors on October 15, 2024, for consideration on Final Passage. The motion carried by the following vote:

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

PASSED ON FIRST READING AS AMENDED, after approving the motion to send this Ordinance to the Special Meeting of the Board of Supervisors on October 15, 2024, by the following vote:

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

Recommendations of the Public Safety and Neighborhood Services Committee

240700 [Administrative Code - Clarifying Duties of Office of Victim and Witness Rights (OVWR); Moving Office of Sexual Harassment and Assault Response and Prevention to OVWR]

Sponsors: Stefani; Ronen, Peskin, Melgar, Mandelman, Preston, Safai and Engardio Ordinance amending the Administrative Code to provide for the confidentiality of client information received by the Office of Victim and Witness Rights ("OVWR"); establish and clarify the responsibilities of OVWR; move the Office of Sexual Harassment and Assault Response and Prevention ("SHARP") from the Human Rights Commission to OVWR, and require SHARP to offer trauma-informed assistance to victims in navigating City processes, including by supporting victims in non-custodial law enforcement interviews, provided a SHARP employee's presence does not obstruct a police investigation or interfere with the District Attorney's investigative or prosecutorial function.

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

Supervisor Peskin, seconded by Supervisor Preston, moved that this Ordinance be sent to the Special Meeting of the Board of Supervisors on October 15, 2024, for consideration on Final Passage. The motion carried by the following vote:

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

PASSED ON FIRST READING, after approving the motion to send this Ordinance to the Special Meeting of the Board of Supervisors on October 15, 2024, by the following vote:

President Peskin requested File Nos. 240785 and 240822 be called together.

240785 [Liquor License Transfer - 1210 Union Street - Union & Hyde]

Resolution determining that the transfer of a Type-21 off-sale general beer, wine, and distilled spirits liquor license to Union & Hyde LLC., doing business as Union & Hyde, located at 1210 Union Street (District 3), will serve the public convenience or necessity of the City and County of San Francisco, in accordance with California Business and Professions Code, Section 23958.4; and requesting that the California Department of Alcoholic Beverage Control impose a condition on the issuance of the license. (Public Safety and Neighborhood Services Committee)

Resolution No. 503-24

ADOPTED by the following vote:

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

240822 [Liquor License Issuance - 3089-16th Street - Skylark]

Resolution determining that the issuance of a Type-90 on-sale general music venue liquor license to 3089 16th Street LLC, to do business as Skylark, located at 3089-16th Street (District 9), will serve the public convenience or necessity of the City and County of San Francisco, in accordance with California Business and Professions Code, Section 23958.4; and requesting that the California Department of Alcoholic Beverage Control impose conditions on the issuance of the license. (Public Safety and Neighborhood Services Committee)

Resolution No. 504-24

ADOPTED by the following vote:

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

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 Engardio introduced, welcomed, and presented a Certificate of Honor to the Lincoln High School Dragon Boat Team, accepted by Yuqing Qiu, in recognition of the multiple 1st, 2nd and 3rd place wins in various events at the World Championship in Italy this year.

Supervisor Ronen introduced and presented a Certificate of Honor to Joel St. Julien, Program Manager (New Door Ventures), in recognition of his accomplishments preparing youth for work and life by providing jobs, training, education and support to help them achieve their potential.

SPECIAL ORDER 3:00 P.M.

The Motion scheduling the Board to sit as a Committee of the Whole (File No. 240972) was approved prior to the Special Order.

Board of Supervisors Sitting as a Committee of the Whole

Appointment of President Pro Tempore

At the request of President Peskin, Supervisor Melgar assumed the chair at 3:51 p.m. The President resumed the chair 3:54 p.m.

240973 [Hearing - Committee of the Whole - State of the Hotel Industry in San Francisco and Conditions for Guests and Workers within the Industry - October 8, 2024, at 3:00 p.m.]

Sponsors: Peskin; Mandelman

Hearing of the Board of Supervisors sitting as a Committee of the Whole on Tuesday, October 8, 2024, at 3:00 p.m., to hold a public hearing on the state of the hotel industry in San Francisco and the conditions for guests and workers within the industry, and the "Status of the San Francisco Economy" Report; and requesting the City Controller to report; scheduled pending approval the Motion contained in File No. 240972, to be considered on October 8, 2024.

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

President Peskin opened the public hearing and inquired as to whether any individual wished to address the Committee of the Whole regarding the state of the hotel industry and conditions for guests and workers (File No. 240973). Anand Sing and Elizabeth Tapia (Unite Here Local 2); provided an overview of the hearing matter and responded to questions raised throughout the discussion. Speaker; Esther; Chris Ward Kline; Thierry Fill; Alex Trujillo; Speaker; Sasha Ito; April Lin; Eric Vamos; Jeannette; Elvin; Diego; Geraldine Valdez; Sergio Fernandez; Victoria; Jennifer Wok; Anna; Johannes Malco; Brian Drapper; Jesus; Benjiman Chan; Hannah Lee; Denise Chen; Lau Sun; Nicholas Javier; John Elrod; Steven Portos; Elias Jose; Matthew Sutter; Speaker; spoke on various concerns relating to the hotel industry. The President closed public comment, declared the matter heard and filed, adjourned as the Committee of the Whole, and reconvened as the Board of Supervisors.

HEARD AND FILED

Committee of the Whole Adjourn and Report

COMMITTEE REPORTS

Recommendations of the Land Use and Transportation Committee

240843 [Administrative Code - Entertainment Zones]

Sponsors: Mayor; Dorsey and Mandelman

Ordinance amending the Administrative Code to establish two Entertainment Zones: the Mid-Market Entertainment Zone, on Market Street between 5th Street and 6th Street, with eastern boundaries at Mason Street on the north side of Market Street and at 5th Street on the south side of Market Street, and western boundaries at the intersection of Golden Gate Avenue and Taylor Street on the north side of Market Street and at 6th Street on the south side of Market Street; and the Arena Entertainment Zone, bounded by Warriors Way on the north, Terry A. Francois Boulevard on the east, 16th Street on the south, and 3rd Street on the west; and affirming the Planning Department's determination under the California Environmental Quality Act.

Supervisor Peskin, seconded by Supervisor Preston, moved that this Ordinance be sent to the Special Meeting of the Board of Supervisors on October 15, 2024, for consideration on Final Passage. The motion carried by the following vote:

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

PASSED ON FIRST READING, after approving the motion to send this Ordinance to the Special Meeting of the Board of Supervisors on October 15, 2024, by the following vote:

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

240845 [Building Code - Gas Infrastructure for EPCA Appliances in New Construction] Sponsors: Mandelman; Melgar

Ordinance amending the Building Code to allow new construction that complies with the Design Guidelines for Electric-Ready Buildings to install gas infrastructure to serve appliances covered by the Energy Policy and Conservation Act (EPCA); adopting findings of local conditions under the California Health and Safety Code; affirming the Planning Department's determination under the California Environmental Quality Act; and directing the Clerk of the Board of Supervisors to forward this Ordinance to the California Building Standards Commission upon final passage.

Supervisor Peskin, seconded by Supervisor Mandelman, moved that this Ordinance be sent to the Special Meeting of the Board of Supervisors on October 15, 2024, for consideration on Final Passage. The motion carried by the following vote:

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

PASSED ON FIRST READING, after approving the motion to send this Ordinance to the Special Meeting of the Board of Supervisors on October 15, 2024, by the following vote:

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

Supervisor Stefani was noted absent at 5:52 p.m.

Supervisor Safai was noted absent at 5:53 p.m. and for the remainder of the meeting.

240940 [Urging to Resolve a San Francisco Public Utilities Commission Lawsuit with the United States Environmental Protection Agency]

Sponsors: Melgar; Peskin, Ronen and Preston

Resolution urging the City Attorney and the San Francisco Public Utilities Commission to immediately resolve its lawsuit regarding the Clean Water Act with the United States Environmental Protection Agency.

Supervisor Preston, seconded by Supervisor Melgar, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, on Page 3, Lines 10-14, by adding '; and, be it FURTHER RESOLVED, That the San Francisco Board of Supervisors urges the Environmental Protection Agency and the San Francisco City Attorney to immediately schedule and participate in a mediation in an effort to promptly resolve this litigation through a settlement that would make a Supreme Court decision moot.' The motion carried by the following vote:

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

Resolution No. 512-24

ADOPTED AS AMENDED by the following vote:

Ayes: 8 - Chan, Engardio, Melgar, Peskin, Preston, Ronen, Stefani, Walton

Noes: 2 - Dorsey, Mandelman

Absent: 1 - Safai

Supervisor Stefani was noted present at 6:01 p.m.

Recommendations of the Rules Committee

President Peskin requested File Nos. 240867, 240868, and 240869 be called together.

240867 [Mayoral Appointment, Public Utilities Commission - Avni Jamdar]

Motion approving the Mayor's nomination for the appointment of Avni Jamdar to the Public Utilities Commission, for a term ending August 1, 2028. (Clerk of the Board)

(Charter, Section 4.112, provides that the Board of Supervisors shall confirm the Mayor's appointment by a majority of the Board of Supervisors. There is no deadline for confirmation and the appointment is not effective until the Board takes action. Transmittal date: September 9, 2024.)

Motion No. M24-096

APPROVED by the following vote:

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

240868 [Mayoral Appointment, Public Utilities Commission - Joshua Arce]

Motion approving the Mayor's nomination for the appointment of Joshua Arce to the Public Utilities Commission, for a term ending August 1, 2026. (Clerk of the Board)

(Charter, Section 4.112, provides that the Board of Supervisors shall confirm the Mayor's appointment by a majority of the Board of Supervisors. There is no deadline for confirmation and the appointment is not effective until the Board takes action. Transmittal date: September 9, 2024.)

Motion No. M24-097

APPROVED by the following vote:

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

240869 [Mayoral Appointment, Public Utilities Commission - Stephen Leveroni]

Motion approving the Mayor's nomination for the appointment of Stephen Leveroni to the Public Utilities Commission, for a term ending August 1, 2028. (Clerk of the Board) (Charter, Section 4.112, provides that the Board of Supervisors shall confirm the Mayor's appointment by a majority of the Board of Supervisors. There is no deadline for confirmation and the appointment is not effective until the Board takes action. Transmittal date: September 9, 2024.)

Motion No. M24-098

APPROVED by the following vote:

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

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

<u>Appointment of President Pro Tempore</u>

At the request of President Peskin, Supervisor Walton assumed the chair at 6:19 p.m. The President resumed the chair 6:24 p.m.

PUBLIC COMMENT

Thierry Fill; expressed the need to think differently, the rules of existence, and self-control. Marcel Monsey; shared the plight of taxi medallion holders and expressed concerns about the Municipal Transportation Agency.

Speaker; shared the plight of taxi medallion holders and expressed concerns about the Municipal Transportation Agency.

Speaker; shared the plight of taxi medallion holders and expressed concerns about the Municipal Transportation Agency.

Speaker; shared the plight of taxi medallion holders and expressed concerns about the Municipal Transportation Agency.

Lea McGeever; expressed concerns regarding the treatment of trans people.

Mark; shared the plight of taxi medallion holders and expressed concerns about the Municipal Transportation Agency.

Speaker; shared the plight of taxi medallion holders and expressed concerns about the Municipal Transportation Agency.

Dave Dolchon; expressed concerns regarding the discrimination of those in polyamorous relationships.

Rando Marquez; shared the plight of taxi medallion holders and expressed concerns about the Municipal Transportation Agency.

Edna Wayful; shared the plight of taxi medallion holders and expressed concerns about the Municipal Transportation Agency.

Matthew Sutter; shared the plight of taxi medallion holders and expressed concerns about the Municipal Transportation Agency.

Mark; shared his personal religious views.

lan Marquez; shared the plight of taxi medallion holders and expressed concerns about the Municipal Transportation Agency.

Otto Duffy; expressed concerns regarding the economy and environmental issues.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

240979 [Honoring the Chinese Consolidated Benevolent Association - 175th Anniversary] Sponsors: Peskin; Chan, Mandelman, Engardio and Melgar

Resolution recognizing and honoring the Chinese Consolidated Benevolent Association's 175th Anniversary; and declaring October 5, 2024, as "Chinese Consolidated Benevolent Association Day," in the City and County of San Francisco.

Supervisors Mandelman, Engardio, and Melgar requested to be added as co-sponsors.

Resolution No. 514-24

ADOPTED

240971 [Waiver Authorizing City Employees to Assist the Department of Elections with the November 5, 2024, Consolidated General Election]

Sponsor: Peskin

Motion authorizing City Employees to assist the Department of Elections with the November 5, 2024, Consolidated General Election.

Motion No. M24-099

APPROVED

240975 [Committee of the Whole - Reporting on SFUSD's Whole School Lesson Study Math Pilot - Impact on Student Math Scores - Student Success Fund Dollars - October 29, 2024, at 4:00 p.m.]

Sponsors: Ronen; Melgar

Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on October 29, 2024, at 4:00 p.m. to examine the results of the Whole School Lesson Study Math Pilot Program that is funded by the City, to hear from the school sites that participated in the study who will share data from the first two years of the pilot, clarify the San Francisco Unified School District's (SFUSD) and the Department of Children, Youth and Their Family's (DCYF) commitment to continuing the program with funding from the Student Success Fund given its demonstrated, data-driven progress, and understand how Student Success Fund dollars are being spent as directed by the law creating the fund; and requesting the representatives of the pilot school sites, SFUSD Superintendent, members of the Board of Education and DCYF to report.

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

Motion No. M24-100

APPROVED

The foregoing items were acted upon by the following vote:

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

Severed from the For Adoption Without Committee Reference Agenda

Supervisor Chan was noted absent at 3:14 p.m.

Supervisor Safai was noted absent at 3:15 p.m.

President Peskin requested File No. 240972 be severed and considered separately, before the Special Order regarding the state of the hotel industry (File No. 240973).

240972 [Committee of the Whole - State of the Hotel Industry in San Francisco and Conditions for Guests and Workers Within the Industry - October 8, 2024, at 3:00 p.m.]

Sponsors: Peskin; Mandelman

Motion scheduling the Board of Supervisors to sit as a Committee of the Whole, on October 8, 2024, at 3:00 p.m., to hold a public hearing on the state of the hotel industry in San Francisco and the conditions for guests and workers within the industry, and the "Status of the San Francisco Economy" report; and requesting the City Controller to report.

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

Motion No. M24-095

APPROVED by the following vote:

Ayes: 9 - Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Stefani, Walton Absent: 2 - Chan, Safai

Supervisor Chan was noted present at 3:19 p.m.

Supervisor Safai was noted present at 3:21 p.m.

Supervisor Stefani requested that File No. 240970 be severed so that it may be considered separately.

240970 [Domestic Violence Awareness Month - October 2024]

Sponsors: Stefani; Chan, Ronen, Mandelman, Preston, Melgar and Walton

Resolution recognizing October 2024 as "Domestic Violence Awareness Month" in the City and County of San Francisco, and reaffirming its commitment to supporting initiatives that raise awareness, prevent domestic violence, and provide resources and services to survivors.

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

Resolution No. 513-24

ADOPTED by the following vote:

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

President Peskin requested that File No. 240974 be severed so that it may be considered separately.

240974 [Issuance of Subpoena Duces Tecum - Daniel Lawson, Former President of the Board of SF SAFE, and Tom Yeh, Former Chief Financial Officer of SF SAFE] Sponsor: Peskin

Motion directing the Clerk of the Board of Supervisors to issue subpoenas duces tecum to Daniel Lawson and Tom Yeh to appear at a future Government Audit and Oversight Committee (GAO) hearing, date to be determined, should they fail to attend and answer questions, as requested, in their roles as former Board members SF SAFE at a special GAO hearing.

Supervisor Peskin, seconded by Supervisor Ronen, moved that this Motion be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE, on Page 1, Lines 4-5, by adding 'appear at a future Government Audit and Oversight Committee (GAO) hearing, date to be determined, should they fail to', Line 6, by adding ', as requested,' on Line 7, by changing 'hearing of the Government Audit and Oversight Committee' to 'GAO hearing', Lines 21-22, by changing 'the' to 'a future', and Lines 22-23, by adding 'hearing, date to be determined, should they fail to attend and answer questions at'. The motion carried by the following vote:

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

Motion No. M24-101

APPROVED AS AMENDED by the following vote:

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

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

240965 [Real Property Acquisition - Market & Noe Center LP - 2280 Market Street - Not to Exceed \$11,620,000; Certain Administrative Code Waivers]

Sponsors: Mayor; Mandelman, Dorsey, Chan, Melgar, Engardio, Stefani and Preston Ordinance 1) approving and authorizing the Director of Property to acquire certain real property located at 2280 Market Street (the "Property"); 2) approving and authorizing a Purchase and Sale Agreement for the acquisition of the Property from Market & Noe Center LP, a California Limited Partnership, for an amount not to exceed \$11,620,000 including closing costs ("Purchase Agreement"); 3) authorizing the Director of Property to make certain modifications to the Purchase Agreement and take certain actions in furtherance of the Purchase Agreement, as defined herein; 4) adopting findings that the Property is exempt surplus land under the California Surplus Land Act; 5) exempting the property management, operation, repair, and maintenance of the Property from the contracting and procurement requirements in Administrative Code, Chapters 6, 14B, and 21, and Labor and Employment Code, Articles 131 and 132; 6) placing the Property under the jurisdiction of the Real Estate Division; 7) authorizing the Director of Property to use revenues generated from the Property for: (a) Property-related costs, (b) 10% of the gross revenues for the Real Estate Division's administrative costs related to the Property, and (c) the remainder to be retained in a segregated account for the benefit of the future LGBTQ+ history museum's capital improvements, operating expenses and reserves, tenant improvements, and programming expenses; and 8) affirming the Planning Department's determination under the California Environmental Quality Act, and adopting the Planning Department's findings that the Purchase Agreement is consistent with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Fiscal Impact)

10/01/24; ASSIGNED to Budget and Finance Committee.

10/08/24; SUBSTITUTED AND ASSIGNED to Budget and Finance Committee.

240980 [Appropriation - GO Bond - \$571,000,000 - Embarcadero Seawall 2024A - PRT -\$124,000,000 - Earthquake Safety 2024D - DPW, PUC - \$225,000,000 - Affordable Housing 2024C - MOHCD - \$70,000,000 - Affordable Housing 2024D - MOHCD -\$152.000.000 - FY2024-20251

Sponsor: Mayor

Ordinance appropriating a total \$571,000,000 of General Obligation (GO) Bond proceeds, including: \$124,000,000 of proceeds from Series 2024A Embarcadero Seawall GO Bonds to the Port of San Francisco (PRT) for planning, engagement, program management, pilot projects, Embarcadero early project pre-design, detailed design, construction, and a flood study with the United States Army Corps of Engineers; \$225,000,000 from Series 2024B Earthquake Safety and Emergency Response GO Bonds to Department of Public Works (DPW) and the Public Utilities Commission (PUC) for Fire Department and Police facilities, and emergency firefighting water system improvements; \$70,000,000 from Series 2024C Affordable Housing to the Mayor's Office of Housing and Community Development (MOHCD) for low-income, preservation and middle income, senior, and educator housing projects; \$152,000,000 from Series 2024D Affordable Housing to the Mayor's Office of Housing and Community Development (MOHCD) for low-income, preservation, and victims and survivor housing projects in Fiscal Year (FY) 2024-2025; and placing these funds on Controller's Reserve pending receipt of bond proceeds. (Fiscal Impact)

10/08/24; ASSIGNED to Budget and Finance Committee.

240981 [Appropriation - Interest Earnings from Earthquake Safety and Emergency Response General Obligation Bonds - Public Utilities Commission - \$6,181,212.25 -FY2024-20251

Sponsors: Mayor; Chan and Melgar

Ordinance appropriating \$6,181,212.25 in interest earnings from the 2010 and 2014 Earthquake Safety and Emergency Response (ESER) Bonds to fund planning and design phases of the Emergency Fire Wire System (EFWS) projects, currently funded by the ESER 2020 Bond, for protecting against the loss of life, homes, and businesses from fires following an earthquake to the Public Utilities Commission in Fiscal Year (FY) 2024-2025. (Fiscal Impact)

10/08/24; ASSIGNED to Budget and Finance Committee.

240982 [Building, Administrative, Public Works Codes - Disability Access Improvements for Places of Public Accommodation]

Sponsor: Mandelman

Ordinance amending the Building, Administrative, and Public Works Codes to remove the local requirement for existing buildings with a place of public accommodation to have all primary entries and paths of travel into the building accessible to persons with disabilities or to receive a City determination of equivalent facilitation, technical infeasibility, or unreasonable hardship; and affirming the Planning Department's determination under the California Environmental Quality Act.

10/08/24; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 11/7/2024.

240983 [Administrative Code - Surveillance Technology Ordinance Amendments] Sponsor: Peskin

Ordinance amending the Administrative Code to revise the Surveillance Technology Ordinance by, among other things, reducing administrative burdens associated with reporting requirements; clarifying certain exceptions to the definition of "Surveillance Technology;" transferring the responsibility of creating or amending a Surveillance Technology Policy from the Committee on Information Technology (COIT) to the departments using such technology; and adding a reporting requirement for COIT regarding existing Surveillance Technology still awaiting approval of a Surveillance Technology Policy.

10/08/24; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 11/7/2024.

240984 [Administrative Code - Mental Health SF Implementation Working Group] Sponsor: Ronen

Ordinance amending the Administrative Code to decrease the number of members of the Mental Health SF Implementation Working Group from 13 to seven, require the Working Group by July 31, 2025, to submit a final report containing an evaluation of the Mental Health SF program and recommendations for program improvements, and change the sunset date for the Working Group from September 1, 2026, to July 31, 2025.

10/08/24; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 11/7/2024.

240985 [Administrative, Labor and Employment Codes - Prevailing Wage and Other Labor Requirements]

Sponsor: Safai

Ordinance amending the Administrative Code and Labor and Employment Code to move certain employment-related provisions, including, among others, certain Prevailing Wage requirements, apprenticeship requirements, and hours and days of labor requirements, from the Administrative Code to the Labor and Employment Code; establish new defined terms encompassing the projects and contracts subject to Prevailing Wage requirements; revise penalty and enforcement requirements and procedures for Prevailing Wage and certain other labor requirements; change the process for fixing and determining Prevailing Wage rates; move and revise the Transition Employment requirements and create new enforcement procedures for those requirements; apply Notice of Forfeiture/Certification of Forfeiture procedures for violations of Prevailing Wage requirements on Covered Real Estate Projects; renumber certain Municipal Code sections or provisions; and make other substantive or technical amendments to the Administrative Code and Labor and Employment Code, including, among others: and eliminating certain exemptions from Prevailing Wage requirements for Broadcast Services work and the work of loading and unloading Commercial Vehicles on City property, while creating an exemption from Prevailing Wage requirements for work covered by the Modular Furniture Installers (Carpenters) classification. Meet and confer determination pending.

10/08/24; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 11/7/2024.

240931 [Planning Code, Zoning Map - 2301 Chestnut Street Special Sign District] Sponsor: Stefani

Ordinance amending the Planning Code and Zoning Map to establish the 2301 Chestnut Street Special Sign District encompassing the real property consisting of Assessor's Parcel Block No. 0936, Lot No. 001, to allow two projecting signs at 2301 Chestnut Street; 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 under Planning Code, Section 302.

09/24/24; ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee, expires on 10/24/2024.

10/02/24: REFERRED TO DEPARTMENT.

10/08/24; SUBSTITUTED AND ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee.

RESOLUTIONS

240986 [Accept and Expend Grant - California Public Utilities Commission - US Department of Treasury - Last Mile Federal Funding Account - \$10,393,500]

Sponsors: Mayor; Preston, Chan, Peskin and Mandelman

Resolution authorizing the Department of Technology to accept and expend a Last Mile Federal Funding Account Grant in the amount of \$10,393,500 for a term extending from the approval of this Resolution to May 30, 2026, from the California Public Utilities Commission, a recipient of the grant award from US Department of Treasury, Capital Projects Fund for expanding broadband internet access to unserved homes and businesses and affordable housing sites in the Bayview, Chinatown, and Tenderloin Neighborhoods. (Department of Technology) (Fiscal Impact)

10/08/24; RECEIVED AND ASSIGNED to Budget and Finance Committee.

240987 [Accept and Expend Grant - Retroactive - Centers for Disease Control and Prevention - High-Impact HIV Prevention and Surveillance Programs for Health Departments - \$5,701,459]

Sponsors: Mayor; Dorsey, Mandelman and Engardio

Resolution retroactively authorizing the Department of Public Health to accept and expend a grant increase from the Centers for Disease Control and Prevention for participation in a program, entitled "High-Impact HIV Prevention and Surveillance Programs for Health Departments," in the amount of \$648,354 for a total amount of \$5,701,459 for the period of August 1, 2024, through July 31, 2025. (Public Health Department)

240988 [Grant Application - Retroactive - Centers for Disease Control and Prevention -High-Impact HIV Prevention and Surveillance Programs for Health Departments -\$5,909,395]

Sponsors: Mayor: Dorsey, Mandelman and Engardio

Resolution retroactively authorizing the Department of Public Health to submit an application to continue to receive funding for the High-Impact HIV Prevention and Surveillance Programs for Health Departments grant from the Centers for Disease Control and Prevention; and requesting \$5,909,395 in HIV Emergency Relief Program funding for the San Francisco Eligible Metropolitan Area for the period of August 1, 2024, through May 31, 2025. (Public Health Department)

10/08/24; RECEIVED AND ASSIGNED to Budget and Finance Committee.

240989 [Accept and Expend Grant - California Department of Housing and Community Development Affordable Housing and Sustainable Communities Program -Sunnvdale Block 7 - \$29,745,0531

Sponsors: Mayor; Walton and Mandelman

Resolution authorizing the Mayor's Office of Housing and Community Development ("MOHCD") to execute the Standard Agreements with the California Department of Housing and Community Development ("HCD" or "Department") under the Affordable Housing and Sustainable Communities Program for a total award of \$29,745,053 including \$18,500,000 disbursed by HCD as a loan to the Sunnydale Block 7 Housing Partners, L.P. ("Developer") for a 100% affordable housing project at 65 Santos Street and \$11,245,053 to be disbursed as a grant to the City for public transportation improvements near 65 Santos Street, for the period starting on the execution date of the Standard Agreements to November 30, 2044; and authorizing MOHCD to accept and expend the grant of up to \$11,245,053 for transportation, streetscape, and pedestrian improvements and other transit oriented programming and improvement as approved by HCD. (Mayor's Office of Housing and Community Development)

10/08/24; RECEIVED AND ASSIGNED to Budget and Finance Committee.

240990 [Accept and Expend Grant - California Department of Housing and Community Development Affordable Housing and Sustainable Communities Program - 160 Freelon Street - \$41,162,574]

Sponsors: Mayor; Dorsey and Mandelman

Resolution authorizing the Mayor's Office of Housing and Community Development ("MOHCD") to execute the Standard Agreements with the California Department of Housing and Community Development ("HCD" or "Department") under the Affordable Housing and Sustainable Communities Program for a total award of \$41,162,574 including \$29,000,000 disbursed by HCD as a loan to The Related Companies of California, LLC and the San Francisco Housing Development Corporation (collectively, the "Developer") for a 100% affordable housing project at 160 Freelon Street and \$12,162,574 to be disbursed as a grant to the City for public transportation improvements near 160 Freelon Street, for the period starting on the execution date of the Standard Agreements through November 30, 2044; authorizing MOHCD to accept and expend the grant of up to \$12,162,574 for transportation, streetscape, and pedestrian improvements and other transit oriented programming and improvement as approved by HCD. (Mayor's Office of Housing and Community Development) 10/08/24; RECEIVED AND ASSIGNED to Budget and Finance Committee.

240991 [Loan Agreements - MP Golden Gate Avenue Associates, LP - Golden Gate Avenue Phase I LIHTC - \$12,500,000; MP GGA Moderate LLC - Golden Gate Avenue Phase I Moderate - \$10,200,000; Mid-Peninsula Hermanas, Inc. - IIG Funds -\$1,250,000; Total NTE \$22,747,350]

Sponsors: Mayor; Stefani and Mandelman

Resolution 1) approving and authorizing the Director of the Mayor's Office of Housing and Community Development ("MOHCD") to execute an Amended and Restated Loan Agreement with MP Golden Gate Avenue Associates, L.P., a California limited partnership, ("Low Income Loan Agreement") for a total loan amount not to exceed (NTE) \$12,015,350 to finance the construction of a 55-unit multifamily rental housing development for low-income households with a preference for employees of the San Francisco Unified School District ("SFUSD") and San Francisco Community College District ("SFCCD"), which will be known as Golden Gate Avenue Phase I LIHTC (the "LIHTC Project"); 2) approving and authorizing the Director of MOHCD to execute a Loan Agreement with MP GGA Moderate LLC, a California limited liability company, ("Moderate Income Loan Agreement") for a total loan amount not to exceed \$9,482,000 to finance the development and construction of a 20-unit multifamily rental housing development for moderate-income households with a preference for employees of SFUSD and SFCCD, which will be known as Golden Gate Avenue Phase I Moderate (the "Moderate Project"); 3) approving and authorizing the Director of MOHCD to execute a Loan Agreement with Mid-Peninsula Hermanas, Inc., a California nonprofit public benefit corporation, ("Garage Loan Agreement") for a total loan amount not to exceed \$1,250,000 to finance the development of a parking garage ("Garage Project") for State of California employees with funds from the State's Infill and Infrastructure Grant program; and 4) adopting findings that the loan agreements are consistent with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and to authorize the Director of MOHCD to enter into amendments or modifications to the Agreements that do not materially increase the obligations or liabilities to the City and are necessary to effectuate the purposes of the Agreements or this Resolution. (Mayor's Office of Housing and Community Development)

(Fiscal Impact)

10/08/24; RECEIVED AND ASSIGNED to Budget and Finance Committee.

240992 [Multifamily Housing Revenue Note - 750 Golden Gate Avenue - Not to Exceed \$32,132,689]

Sponsors: Mayor; Stefani, Mandelman and Preston

Resolution authorizing the execution and delivery of a multifamily housing revenue note in one or more series in an aggregate principal amount not to exceed \$32,132,689 for the purpose of providing financing for the construction of a 55-unit multifamily rental housing project known as "Golden Gate Avenue Phase 1 LIHTC"; approving the form of and authorizing the execution of a funding loan agreement providing the terms and conditions of the loan from the funding lender identified therein to the City and for the execution and delivery of the note; approving the form of and authorizing the execution of a borrower loan agreement providing the terms and conditions of the loan from the City to the borrower; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; approving the form of and authorizing the execution of an assignment of deed of trust and related documents; authorizing the collection of certain fees; approving modifications, changes and additions to the documents; ratifying and approving any action heretofore taken in connection with the back-to-back loans, the note and the project; granting general authority to City officials to take actions necessary to implement this Resolution, as defined herein; and related matters, as defined herein.

240993 [Apply for Grant - United States Department of Housing and Urban Development - Continuum of Care Program - Not to Exceed \$61,122,075]

Sponsor: Mayor

Resolution approving the 2024 grant application for the United States Department of Housing and Urban Development Continuum of Care Program in an amount not to exceed \$61,122,075; and fulfilling the Board of Supervisors review and approval process for all annual or otherwise recurring grants of \$5,000,000 or more. (Department of Homelessness and Supportive Housing)

10/08/24; RECEIVED AND ASSIGNED to Budget and Finance Committee.

240994 [Grant Agreement Amendment - Mid-Market Foundation - Mid-Market/Tenderloin Community-Based Safety Program - Not to Exceed \$68,851,756]

Resolution approving Amendment No. 5 to a grant agreement between the Office of Economic and Workforce Development and Mid-Market Foundation, for management of the Mid-Market/Tenderloin Community-Based Safety Program; to increase the grant amount by \$7,761,186 for a total not to exceed amount of \$68,851,756 for the period of July 1, 2022, through June 30, 2025; effective upon approval of this Resolution by the Board of Supervisors; and to authorize the Executive Director of the Office of Economic and Workforce Development 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 agreement. (Department of Economic and Workforce Development)

(Fiscal Impact; No Budget and Legislative Analyst Report)

10/08/24; RECEIVED AND ASSIGNED to Budget and Finance Committee.

240995 [Sale of General Obligation Bonds (Embarcadero Seawall Earthquake Safety, 2018), Series 2024A - Not to Exceed \$124,000,000] Sponsor: Mayor

Resolution authorizing the issuance and sale of not to exceed \$124,000,000 aggregate principal amount in one or more series of bonds on a tax-exempt or taxable basis of City and County of San Francisco General Obligation Bonds (Embarcadero Seawall Earthquake Safety, 2018) Series 2024A; prescribing the form and terms of such bonds; providing for the appointment of depositories and other agents for such bonds; providing for the establishment of accounts and/or subaccounts related to such bonds; authorizing the sale of such bonds by competitive or negotiated sale; approving the forms of the Official Notice of Sale and Notice of Intention to Sell Bonds and directing the publication of the Notice of Intention to Sell Bonds; approving the form of the Purchase Contract; approving the form of the Preliminary Official Statement and the execution of the Official Statement relating to the sale of such bonds; approving the form of the Continuing Disclosure Certificate; authorizing and approving modifications to such documents; ratifying certain actions previously taken, as defined herein; and granting general authority to City officials to take necessary actions in connection with the authorization, issuance, sale, and delivery of such bonds, as defined herein. (Fiscal Impact)

240996 [Sale of General Obligation Bonds (Earthquake Safety and Emergency Response, 2020), Series 2024B - Not to Exceed \$225,000,000]

Sponsor: Mayor

Resolution authorizing the issuance and sale of not to exceed \$225,000,000 aggregate principal amount of one or more series of bonds on a tax-exempt or taxable basis of City and County of San Francisco General Obligation Bonds (Earthquake Safety and Emergency Response, 2020), Series 2024B; prescribing the form and terms of such bonds and any subseries designation; providing for the appointment of depositories and other agents for such bonds; providing for the establishment of accounts and/or subaccounts related to such bonds; authorizing the sale of such bonds by competitive or negotiated sale; approving the forms of the Official Notice of Sale and Notice of Intention to Sell Bonds and directing the publication of the Notice of Intention to Sell Bonds; approving the form of the Purchase Contract; approving the form of the Preliminary Official Statement and the execution of the Official Statement relating to the sale of such bonds; approving the form of the Continuing Disclosure Certificate; authorizing and approving modifications to such documents; ratifying certain actions previously taken, as defined herein; and granting general authority to City officials to take necessary actions in connection with the authorization, issuance, sale, and delivery of such bonds, as defined herein.

(Fiscal Impact)

10/08/24; RECEIVED AND ASSIGNED to Budget and Finance Committee.

240997 [Sale of General Obligation Bonds (Social Bonds - Affordable Housing, 2019), Series 2024C - Not to Exceed \$70,000,000]

Sponsor: Mayor

Resolution authorizing the issuance and sale of not to exceed \$70,000,000 aggregate principal amount on a tax-exempt or taxable basis of City and County of San Francisco General Obligation Bonds (Social Bonds-Affordable Housing, 2019) Series 2024C; prescribing the form and terms of such bonds; providing for the appointment of depositories and other agents for such bonds; providing for the establishment of accounts and/or subaccounts related to such bonds; authorizing the sale of such bonds by competitive or negotiated sale; approving the forms of the Official Notice of Sale and Notice of Intention to Sell Bonds and directing the publication of the Notice of Intention to Sell Bonds; approving the form of the Purchase Contract; approving the form of the Preliminary Official Statement and the execution of the Official Statement relating to the sale of such bonds; approving the form of the Continuing Disclosure Certificate; authorizing and approving modifications to such documents; ratifying certain actions previously taken, as defined herein; and granting general authority to City officials to take necessary actions in connection with the authorization, issuance, sale, and delivery of such bonds, as defined herein.

(Fiscal Impact)

240998 [Sale of General Obligation Bonds (Social Bonds - Affordable Housing, 2024), Series 2024D - Not to Exceed \$152,000,000]

Sponsor: Mayor

Resolution authorizing the issuance and sale of not to exceed \$152,000,000 aggregate principal amount on a tax-exempt or taxable basis of City and County of San Francisco General Obligation Bonds (Social Bonds - Affordable Housing, 2024) Series 2024D; prescribing the form and terms of such bonds; providing for the appointment of depositories and other agents for such bonds; providing for the establishment of accounts and/or subaccounts related to such bonds; authorizing the sale of such bonds by competitive or negotiated sale; approving the forms of the Official Notice of Sale and Notice of Intention to Sell Bonds and directing the publication of the Notice of Intention to Sell Bonds; approving the form of the Purchase Contract; approving the form of the Preliminary Official Statement and the execution of the Official Statement relating to the sale of such bonds; approving the form of the Continuing Disclosure Certificate; authorizing and approving modifications to such documents; ratifying certain actions previously taken, as defined herein; and granting general authority to City officials to take necessary actions in connection with the authorization, issuance, sale, and delivery of such bonds, as defined herein.

(Fiscal Impact)

10/08/24; RECEIVED AND ASSIGNED to Budget and Finance Committee.

240999 [Issuance of General Obligation Bonds (Proposition A, 2024) - Not to Exceed \$300,000,000]

Sponsor: Mayor

Resolution providing for the issuance of not to exceed \$300,000,000 aggregate principal amount of City and County of San Francisco General Obligation Bonds (Affordable Housing, 2024) (Bonds); authorizing the issuance and sale of said Bonds; providing for the levy of a tax to pay the principal and interest thereof; providing for the appointment of depositories and other agents for said Bonds; providing for the establishment of accounts related thereto; adopting findings under the California Environmental Quality Act ("CEQA"), the CEQA Guidelines, and San Francisco Administrative Code, Chapter 31; finding that the proposed project is in conformity with the priority policies of Planning Code, Section 101.1(8), and with the General Plan consistency requirement of Charter, Section 4.105, and Administrative Code, Section 2A.53; ratifying certain actions previously taken, as defined herein; and granting general authority to City officials to take necessary actions in connection with the issuance and sale of said Bonds, as defined herein. (Fiscal Impact)

10/08/24; RECEIVED AND ASSIGNED to Budget and Finance Committee.

241000 [Filipino American History Month - October 2024]

Sponsors: Dorsey; Mandelman, Engardio, Stefani, Walton, Chan, Peskin, Preston and Ronen Resolution recognizing October 2024 as "Filipino American History Month" and celebrating the history and culture of Filipino Americans and their immense contributions to the City and County of San Francisco.

10/08/24; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

241001 [Supporting California State Proposition 36 - Homelessness, Drug Addiction, and Theft Reduction Act]

Sponsor: Dorsey

Resolution supporting California State Proposition 36, the Homelessness, Drug Addiction, and Theft Reduction Act on the November 5, 2024 General Election ballot, which will create a new treatment-focused court process for certain drug possession crimes, and enable San Francisco to make needed progress toward Drug-Free Sidewalks and ending the phenomenon of illegal public drug use citywide.

10/08/24; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

241002 [Father Michael J. Healy Day - October 23, 2024]

Sponsors: Stefani; Mandelman

Resolution declaring October 23, 2024, as "Father Michael J. Healy Day" in the City and County of San Francisco, in recognition of his decades of pastoral service, dedication to immigrant communities, and contributions to Irish heritage.

10/08/24; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

241003 [Sister Cities International Day - October 14, 2024]

Sponsors: Stefani; Mandelman

Resolution declaring October 14, 2024, as "Sister Cities International Day" in the City and County of San Francisco and highlighting the power of united communities in promoting peace, progress, and prosperity globally.

10/08/24; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

REQUESTS FOR HEARING

241004 [Hearing - Government Use of Artificial Intelligence Tools and Technology] Sponsor: Chan

Hearing to understand best practices for public sector utilization of artificial intelligence, and how to evaluate and measure the benefits and potential risks of the deployment of this technology to both public sector employees, as well as the public at large; and requesting the Department of Technology to report.

10/08/24; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

240976 [Hearing - Committee of the Whole - Reporting on SFUSD's Whole School Lesson Study Math Pilot - Impact on Student Math Scores - Student Success Fund Dollars - October 29, 2024, at 4:00 p.m.]

Hearing of the Board of Supervisors sitting as a Committee of the Whole on Tuesday, October 29, 2024, at 4:00 p.m., to hold a public hearing to examine the results of the Whole School Lesson Study Math Pilot Program that is funded by the City, to hear from the school sites that participated in the study who will share data from the first two years of the pilot, clarify the San Francisco Unified School District's (SFUSD) and the Department of Children, Youth and Their Family's (DCYF) commitment to continuing the program with funding from the Student Success Fund given its demonstrated, data-driven progress, and understand how Student Success Fund dollars are being spent as directed by the law creating the fund; and requesting the representatives of the pilot school sites, SFUSD Superintendent, members of the Board of Education, and DCYF to report; scheduled pursuant to Motion No. M24-100 (File No. 240975), approved on October 8, 2024. (Clerk of the Board) 10/08/24: 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

240952 [Settlement of Lawsuit - Scott Edwards - \$650,000]

Ordinance authorizing settlement of the lawsuit filed by Scott Edwards against the City and County of San Francisco for \$650,000; the lawsuit was filed on October 17, 2023, in San Francisco Superior Court, Case No. CGC-23-609826; entitled Scott Edwards v. City and County of San Francisco, et al.; the lawsuit involves an employment dispute. (City Attorney)

09/30/24; RECEIVED FROM DEPARTMENT.

10/08/24; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

240953 [Settlement of Lawsuit - Annamarie Faro and Howard Kevin White - \$195,000]

Ordinance authorizing settlement of the lawsuit filed by Annamarie Faro and Howard Kevin White against the City and County of San Francisco for \$195,000; the lawsuit was filed on November 9, 2023, in San Francisco Superior Court, Case No. CGC-23-610311; entitled Annamarie Faro, et al. v. City and County of San Francisco, et al.; the lawsuit alleged property damage arising from flooding. (City Attorney)

09/30/24; RECEIVED FROM DEPARTMENT.

10/08/24; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

PROPOSED RESOLUTIONS

(Fiscal Impact)

240954 [Professional Services Agreement - Consor PMCM, Inc. - Construction Management Staff Augmentation Services for New City Distribution Division Campus at 2000 Marin Street - Not to Exceed \$10,720,500]

Resolution approving and authorizing the General Manager of the San Francisco Public Utilities Commission (SFPUC) to execute Professional Services Agreement, Contract No. PRO.0239, New City Distribution Division Campus at 2000 Marin Construction Management Staff Augmentation Services, with Consor PMCM, Inc., to supplement the SFPUC's Construction Management Bureau staff in overseeing the construction of the new City Distribution Division Campus at 2000 Marin project, for an amount not to exceed \$10,720,500 and with a term duration of four years and three months, from February 2025, through April 2029, pursuant to Charter, Section 9.118. (Public Utilities Commission)

09/27/24; RECEIVED FROM DEPARTMENT.

10/08/24; RECEIVED AND ASSIGNED to Budget and Finance Committee.

240955 [Agreement Amendment - Kennedy/Jenks Consultants, Inc. and AGS, Inc., Joint Venture - Engineering Services for Transmission Pipeline - Not to Exceed \$17,000,0000]

Resolution authorizing the General Manager of the San Francisco Public Utilities Commission to execute Amendment No.1 to Contract No. PRO.0168.B, Engineering Services for Transmission Pipelines, with Kennedy/Jenks Consultants, Inc., and AGS, Inc., Joint Venture, increasing the contract by \$10,000,000 for a total not to exceed amount of \$17,000,000 with no changes to the eight year term of September 23, 2021, through September 22, 2029, to provide additional engineering design and support services for five transmission pipeline capital improvement projects funded by the Water Enterprise Capital Improvement Program, pursuant to Charter, Section 9.118(b). (Public Utilities Commission) (Fiscal Impact)

09/27/24; RECEIVED FROM DEPARTMENT.

10/08/24; RECEIVED AND ASSIGNED to Budget and Finance Committee.

240956 [Real Property Acquisition - Easement from Sunol Glen Unified School District - Not to Exceed \$50,000]

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 Deeds with Sunol Glen Unified School District for the acquisition of a 4,008-square-foot easement for an underground water pipeline and associated appurtenances and a 34,834-square-foot temporary construction easement on and across a portion of Alameda County Assessor's Parcel No. 096-0155-004-01, known as 11601 Main Street, Sunol, for \$35,000 plus an administrative fee of \$5,000 and up to \$10,000 in closing costs, for a total amount not to exceed \$50,000 pursuant to Charter, Section 9.118; the Agreement is effective on the date on which the Agreement is executed by both parties. (Public Utilities Commission)

09/27/24; RECEIVED FROM DEPARTMENT.

240957 [Mental Health Services Act Annual Update - FY2024-2025]

Resolution authorizing adoption of the San Francisco Mental Health Services Act Annual Update Fiscal Year (FY) 2024-2025. (Public Health Department)

09/27/24: RECEIVED FROM DEPARTMENT.

10/08/24; RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

240958 [Airport Professional Services Agreement - PGH Wong/The Allen Group Joint Venture - Project Management Support Services for West Field Garage 675 Project - Further Modifications Not to Exceed \$17,000,000]

Resolution approving Modification No. 2 to Airport Contract No. 11917.41, Project Management Support Services for the San Francisco International Airport, West Field Garage 675 Project with PGH Wong/The Allen Group Joint Venture, a joint venture consisting of PGH Wong Engineering, Inc., and The Allen Group, LLC, to increase the Contract amount by \$14,000,000 for a new not to exceed Contract amount of \$17,000,000 and extend the Contract for services for an additional four years of services, from January 26, 2025, with a total term of January 26, 2024, through January 25, 2029, pursuant to Charter, Section 9.118(b); and making findings under the California Environmental Quality Act. (Airport Commission) (Fiscal Impact)

09/27/24; RECEIVED FROM DEPARTMENT.

10/08/24; RECEIVED AND ASSIGNED to Budget and Finance Committee.

240959 [Settlement of Unlitigated Claim - 24th and Mission Partners - \$90,201]

Resolution approving the settlement of the unlitigated claim filed by 24th and Mission Partners against the City and County of San Francisco for \$90,201; the claim was filed on May 7, 2024; the claim involves property damage arising from flooding alleged to be caused by a sewer main obstruction. (City Attorney)

09/30/24; RECEIVED FROM DEPARTMENT.

10/08/24; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

240960 [Settlement of Unlitigated Claim - Awad Faddoul - \$108,681.38]

Resolution approving the settlement of the unlitigated claim filed by Awad Faddoul against the City and County of San Francisco for \$108,681.38; the claim was filed on May 7, 2024; the claim involves property damage arising from flooding alleged to be caused by a sewer main obstruction. (City Attorney)

09/30/24; RECEIVED FROM DEPARTMENT.

10/08/24; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

240961 [Settlement of Unlitigated Claim - Pacific Gas and Electric Company - \$250,000]

Resolution approving the settlement of the unlitigated claim filed by Pacific Gas and Electric Company against the City and County of San Francisco for \$250,000; the claim was filed on January 11, 2024; the claim involves property damage arising from flooding alleged to be caused by a water main rupture. (City Attorney)

09/30/24; RECEIVED FROM DEPARTMENT.

10/08/24; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

240962 [Settlement of Unlitigated Claim - 150 Post Street LLC - \$272,566.05]

Resolution approving the settlement of the unlitigated claim filed by 150 Post Street LLC against the City and County of San Francisco for \$272,566.05; the claim was filed on March 21, 2024; the claim involves property damage arising from flooding alleged to be caused by a water main rupture. (City Attorney)

09/30/24; RECEIVED FROM DEPARTMENT.

10/08/24; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 7:00 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 November 19, 2024.

Angela Calvillo, Clerk of the Board