

Board of Supervisors



City Hall
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Legislation Introduced at Roll Call

Tuesday, January 11, 2022

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

211292 [Various Codes - Street Vendor Regulation]

Sponsors: Mayor; Safai

Ordinance amending the Public Works Code to regulate vending, require permits for vending, and authorize permit fees and enforcement actions; amending provisions of the Administrative, Business and Tax Regulations, Park, and Police Codes to conform with those amendments; amending the Port Code to merge its permit program with the Public Works permit program; repealing reporting provisions from the Health Code; and adopting findings under the California Environmental Quality Act. SUBSTITUTED AND ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee.

220035 [Accept and Expend Grant - Retroactive - The Andrew W. Mellon Foundation - Jail and Reentry Services Program - Amendment to the Annual Salary Ordinance - FYs 2021-2022 and 2022-2023 - \$2,000,000]

Sponsor: Mayor

Ordinance retroactively authorizing the San Francisco Public Library to accept and expend a grant award in the amount of \$2,000,000 from the Andrew W. Mellon Foundation for the Jail and Reentry Services Program for the period of January 1, 2022, through December 31, 2023; and amending Ordinance No. 109-21 (Annual Salary Ordinance File No. 210644 for Fiscal Years (FYs) 2021-2022 and 2022-2023) to provide for the addition of one grant-funded full-time position in Class 3630 Librarian 1 (1.0 FTE), one grant-funded full-time position in Class 1822 Administrative Analyst (1.0 FTE), and one grant-funded full-time position in Class 1823 Senior Administrative Analyst (1.0 FTE) at the Public Library for the period of January 1, 2022, through December 31, 2023. (Public Library). ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.

- 220036 [Planning Code - Electric Vehicle Charging Locations]**
Sponsors: Mayor; Mandelman, Stefani, Mar, Melgar and Haney
Ordinance amending the Planning Code to create Electric Vehicle Charging Location and Fleet Charging as Automotive Uses, allow conversion of Automotive Service Stations to Electric Vehicle Charging Locations without Conditional Use authorization, revise zoning control tables to reflect these changes, and require annual reporting by the Planning Department regarding Electric Vehicle Charging Location and Fleet Charging project approvals; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1, and findings of public necessity, convenience, and welfare under Planning Code, Section 302. ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee.
- 211232 [Administrative Code - Housing Innovation Program]**
Sponsors: Melgar; Mar
Ordinance amending the Administrative Code to create the Housing Innovation Program to develop, finance, and support certain additional housing opportunities for low-income and moderate-income residents, including loans and technical assistance for certain low-income and moderate-income property owners to construct accessory dwelling units or other new units on their property, subject to certain conditions, loans for certain low-income and moderate-income tenants who are at risk of displacement and licensed childcare providers, and grants for organizations to create marketing and educational materials about wealth-building and homeownership for residents who have been historically disadvantaged and to develop creative construction design prototypes for low-income and moderate-income residents. SUBSTITUTED AND ASSIGNED to Land Use and Transportation Committee.
- 220037 [Planning Code - Landmark Designation - "Allegory of California," The City Club of San Francisco (formerly Pacific Stock Exchange Luncheon Club), 155 Sansome Street]**
Sponsor: Peskin
Ordinance amending the Planning Code to designate the fresco, titled "Allegory of California," in the grand stairwell between 10th and 11th floors of The City Club of San Francisco (former Pacific Stock Exchange Luncheon Club), within 155 Sansome Street, Assessor's Parcel Block No. 0268, Lot No. 001A, as a Landmark consistent with the standards set forth in Article 10 of the Planning Code; affirming the Planning Department's determination under the California Environmental Quality Act; and making public necessity, convenience, and welfare findings under Planning Code, Section 302, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Historic Preservation Commission). ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee.
- 220038 [Fire Code - Automatic Sprinkler Requirements for Existing High-Rise Buildings]**
Sponsor: Peskin
Ordinance amending the Fire Code to require automatic sprinkler systems in existing high-rise buildings; and affirming the Planning Department's determination under the California Environmental Quality Act. ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee.

- 220039 [Campaign and Government Conduct Code - Anti-Corruption Regulation of Ex Parte Communications and Lobbyist Conduct in the Refuse Rate Setting Process]**
Sponsor: Peskin
 Draft Ordinance amending the Campaign and Government Conduct Code to restrict ex parte communications between City Officials and any employee, lobbyist or consultant of a party responsible for refuse management in San Francisco, to require registration and disclosures by rate setting lobbyists, and other regulations to address corruption and bribery in the rate setting process. ASSIGNED UNDER 30 DAY RULE PENDING APPROVAL AS TO FORM to Rules Committee.
- 220040 [Accept and Expend Grant and Amend the Annual Salary Ordinance - Retroactive - Board of State and Community Corrections - Resentencing Pilot Program - \$750,000]**
Sponsor: Safai
 Ordinance retroactively authorizing the Public Defender's Office (PDR) to accept and expend a grant in the amount of \$750,000 from the Board of State and Community Corrections, to comply with Penal Code, Section 1170.01(e)'s mandate to use these funds to support the resentencing of individuals under newly enacted Penal Code, Section 1170.03, for example, by "ensuring adequate staffing of deputy public defenders and other support staff to represent incarcerated persons under consideration for resentencing, identifying and recommending incarcerated persons" who should be considered for resentencing, "and developing reentry and release plans" for the period of September 1, 2021, through September 1, 2024; and to amend the Annual Salary Ordinance No. 109-21 (Annual Salary Ordinance, File No. 210644 for Fiscal Years 2021-2022 and 2022-2023) to provide for the addition of two grant-funded positions, one FTE in Class 8446 Court Alternative Specialist I and one FTE in Class 8173 Legal Assistant for the PDR Resentencing Pilot Program. (Public Defender). ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.
- 220041 [Planning Code, Zoning Map - Production, Distribution, and Repair Uses]**
Sponsor: Walton
 Ordinance amending the Planning Code and Zoning Map to eliminate the Industrial Protection Zone Special Use District, and allow Social Service or Philanthropic Facilities Uses greater than 5,000 gross square feet subject to a conditional use authorization in Production, Distribution, and Repair 2 (PDR-2) districts; 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. ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee.

RESOLUTIONS

- 220042 [Accept and Expend Grant - Retroactive - Gerson Bakar Foundation - San Francisco General Hospital Foundation - Clinic-to-Clinic Access and Patient Technology Support - \$1,000,000]**
Sponsor: Mayor
 Resolution retroactively authorizing the Department of Public Health to accept and expend a grant in the amount of \$1,000,000 from the Gerson Bakar Foundation through the San Francisco General Hospital Foundation for participation in a program, entitled "Maximizing the Reach of Zuckerberg San Francisco General Hospital Telehealth: Expanding Clinic-to-Clinic Access and Patient Technology Support for San Francisco Department of Public Health Epic Video Visit Integration," for the period of October 1, 2021, through April 30, 2023. RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 220043 [Accept and Expend Grant - Retroactive - Centers for Disease Control and Prevention - PS20-2010: Integrated Human Immunodeficiency Virus (HIV) Programs for Health Departments to Support Ending the HIV Epidemic in the United States - \$3,090,288]**
Sponsors: Mayor; Mandelman and Haney
 Resolution retroactively authorizing the Department of Public Health to accept and expend a grant increase in the amount of \$350,000 for a total amount of \$3,090,288 from the Centers for Disease Control and Prevention for participation in a program, entitled “PS20-2010: Integrated Human Immunodeficiency Virus (HIV) Programs for Health Departments to Support Ending the HIV Epidemic in the United States,” for the period of August 1, 2021, through July 31, 2022. (Public Health Department). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 220044 [Master Agreement - California Department of Transportation - State-Funded Transportation Projects]**
Sponsors: Mayor; Mandelman and Haney
 Resolution approving the execution of Master Agreement No. 04-6328S21 for State-Funded Projects between the City and County of San Francisco, through its Municipal Transportation Agency, and the State of California, through its Department of Transportation, for the funding of transportation-related projects. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 220045 [Assignment Street Flower Market Permit - Market Street Flower Market]**
Sponsor: Haney
 Resolution approving the assignment of the Market Street Flower Market permit from Byron Yoanidis, dba Trolley-Car Flowers, to Andrew Poulos, dba Trolley-Bus Flowers. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 220046 [Commemorative Street Name Designation - “Sister Vish-Knew Way” - 000 Block of Alert Alley]**
Sponsor: Mandelman
 Resolution adding the commemorative street name “Sister Vish-Knew Way” to the 000 Block of Alert Alley in recognition of activist Sister Vish-Knew, co-founder of the Sisters of Perpetual Indulgence, and her dedication to and lasting impact on San Francisco and the global LGBTQ+ community. RECEIVED AND ASSIGNED to Land Use and Transportation Committee.
- 220047 [Supporting California Senate Bill No. 830 (Portantino) - Education Finance: Supplemental Education Funding]**
Sponsor: Ronen
 Resolution supporting California Senate Bill No. 830, authored by Senator Anthony Portantino on Education Finance: Supplemental Education Funding, to transition California’s K-12 school funding calculation from average daily attendance-based funding to enrollment-based funding to provide additional funding to school districts. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 220048 [Urging the Mayor to Immediately Re-establish an Interim COVID Command Center to Address the Omicron Variant Surge]**
Sponsors: Safai; Melgar, Walton and Peskin
 Resolution urging the Mayor, Department of Public Health, Office of Economic and Workforce Development, Department of Emergency Management, and Human Services Agency to immediately re-establish an interim COVID Command Center to address the Omicron surge. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 220049 [Public Defender’s “MAGIC” (Mobilization for Adolescent Growth in our Communities) Programs in the Bayview and Fillmore/Western Addition Neighborhoods]**
Sponsors: Walton; Preston
Resolution authorizing the Public Defender’s “MAGIC” (Mobilization for Adolescent Growth in our Communities) Programs in the Bayview and Fillmore/Western Addition Neighborhoods, and expressing the Board of Supervisors’ continued support for those programs. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

MOTIONS

- 220050 [Committee of the Whole - Update on the City's Response to Address the Omicron Surge - January 25, 2022, at 3:00 pm]**
Sponsors: Chan; Haney and Preston
Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on Tuesday, January 25, 2022, at 3:00 p.m., during the Regular Board of Supervisors meeting, to hold a public hearing on the City's response to address the Omicron surge, including increased testing and vaccination capacity and to coordinate response across city departments. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 220052 [Initiative Ordinance - Health Code - Refuse Collection and Disposal Ordinance]**
Sponsors: Mayor; Peskin, Mandelman, Ronen, Walton, Chan, Safai, Melgar, Stefani, Preston, Haney and Mar
Motion ordering submitted to the voters at an election to be held on June 7, 2022, an Ordinance amending the Refuse Collection and Disposal Ordinance (“the Refuse Ordinance”) to restructure the refuse rate-setting process to replace hearings before the Department of Public Works with a requirement that the Controller, as Refuse Rate Administrator, regularly monitor the rates and appear before the Refuse Rate Board to recommend rate adjustments; establish an appointed Ratepayer Representative to replace the Controller on the Refuse Rate Board; authorize the Refuse Rate Board to set commercial rates; authorize the Board of Supervisors on recommendation of the Refuse Rate Administrator, Refuse Rate Board, and Mayor to amend the Refuse Ordinance by supermajority vote; and fully codifying the Refuse Ordinance in the Health Code. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

- 220053 [Initiative Ordinance - Health Code - Refuse Collection and Disposal Ordinance]**
Sponsors: Peskin; Chan, Ronen, Walton and Safai
Motion ordering submitted to the voters at an election to be held on June 7, 2022, an Ordinance amending the Refuse Collection and Disposal Ordinance (“the Refuse Ordinance”) to restructure the refuse rate-setting process to replace hearings before the Department of Public Works with a requirement that the Controller, as Refuse Rate Administrator, regularly monitor the rates and appear before the Refuse Rate Board to recommend rate adjustments; establish an appointed Ratepayer Representative to replace the Controller on the Refuse Rate Board; authorize the Refuse Rate Board to set commercial rates; require a competitive process for all existing and future route permits; authorize the Board of Supervisors on recommendation of the Refuse Rate Administrator, Refuse Rate Board, and Mayor to amend the Refuse Ordinance by supermajority vote; and fully codifying the Refuse Ordinance in the Health Code. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

- 220054 [Adopting the Final Mitigated Negative Declaration - 1236 Carroll Avenue]**
Sponsor: Walton
 Motion adopting findings pursuant to the California Environmental Quality Act (“CEQA”), and the CEQA Guidelines including findings of fact and decision, evaluation of mitigation measures, the adoption of a mitigation, monitoring and reporting program, and adoption of the Final Mitigated Negative Declaration in connection with the proposed San Francisco Fire Department Training Facility at 1236 Carroll Avenue, a site consisting of two city blocks bounded by Carroll Avenue, Hawes Street, Armstrong Avenue, and Griffith Street, totaling approximately 7.28 acres. RECEIVED AND ASSIGNED to Land Use and Transportation Committee.
- 220055 [Reappointment, Local Agency Formation Commission - Supervisor Gordon Mar]**
 Motion reappointing Supervisor Gordon Mar, term ending February 4, 2026, to the Local Agency Formation Commission. (Clerk of the Board). RECEIVED AND ASSIGNED to Rules Committee.
- 220056 [Reappointment, Local Agency Formation Commission - Supervisor Dean Preston]**
 Motion reappointing Supervisor Dean Preston, term ending February 4, 2026, as an alternate to the Local Agency Formation Commission. (Clerk of the Board). RECEIVED AND ASSIGNED to Rules Committee.

REQUESTS FOR HEARING

- 220051 [Hearing - Committee of the Whole - Update on the City's Response to Address the Omicron Surge - January 25, 2022, at 3:00 p.m.]**
 Hearing of the Board of Supervisors to sit as a Committee of the Whole on Tuesday, January 25, 2022, at 3:00 p.m., during the Regular Board of Supervisors meeting, to hold a public hearing on the City's response to address the Omicron surge, including increased testing and vaccination capacity and to coordinate response across City departments. (Clerk of the Board). SCHEDULED FOR PUBLIC HEARING to Board of Supervisors.
- 220025 [Closed Session - Existing Litigation - PG&E Power Asset Acquisition Project CEQA - February 1, 2022]**
 Closed Session for the Board of Supervisors to convene on February 1, 2022, pursuant to California Government Code, Section 54956.9(a), and San Francisco Administrative Code, Section 67.10(d)(1), for the purpose of conferring with, or receiving advice from, the City Attorney regarding the following existing litigation on the Pacific Gas and Electronic Company (PG&E) Power Asset Acquisition Project California Environmental Quality Act (CEQA); scheduled pursuant to Motion No. M22-004 (File No. 220024), approved on January 11, 2022. (Clerk of the Board). 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 ORDINANCE

220009 [Planning Code - Landmark Designation -1801 Green Street (aka Golden Gate Valley Carnegie Library)]

Ordinance amending the Planning Code to designate 1801 Green Street (aka Golden Gate Valley Carnegie Library), Assessor's Parcel Block No. 0554, Lot No. 001, as a Landmark under Article 10 of the Planning Code; affirming the Planning Department's determination under the California Environmental Quality Act; and making public necessity, convenience and welfare findings under Planning Code, Section 302, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Historic Preservation Commission). ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee.

PROPOSED RESOLUTION

220010 [Airport Professional Services Contract Modification - Covenant Aviation Security, LLC - General Airport Security Services - Not to Exceed \$19,685,578]

Resolution approving Modification No. 2 to Contract No. 50178 with Covenant Aviation Security, LLC to exercise the last two-year option to extend the term through June 30, 2024, and increase the contract amount by \$7,900,324 for a new contract amount not to exceed \$19,685,578 pursuant to Charter, Section 9.118(b). (Airport Commission). RECEIVED AND ASSIGNED to Budget and Finance Committee.

Clerk to Act - January 11, 2022

Regular Board Meeting Minutes for November 16, 2021, and November 30, 2021, were approved.

Requests Granted

None

In Memoriam

Jimmy "Tiki Jim" Voros – Supervisor Aaron Peskin

Anthony "Tony" Bourke Ryan – Supervisor Aaron Peskin