

Board of Supervisors



City Hall
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Legislation Introduced at Roll Call

Tuesday, September 19, 2023

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.

CHARTER AMENDMENTS

230985 [Charter Amendment - Minimum Police Department Staffing and Five-Year Annual Funding Requirement]

Sponsor: Dorsey

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco to establish minimum staffing levels for sworn officers of the Police Department, requiring for a period of five years that the Mayor and Board of Supervisors appropriate funds to meet staffing levels, establishing a Police Full Staffing Fund for a period of five years for purposes of facilitating minimum police staffing, and allowing for a temporary freeze of appropriations to the Police Full Staffing Fund in a budget or economic emergency; at an election to be held on March 5, 2024. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

230986 [Charter Amendment - Mayor Approval Required for Certain SFMTA Budget Proposals]

Sponsors: Safai; Peskin

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco to provide that the Mayor must affirmatively approve in writing certain San Francisco Municipal Transportation Agency (SFMTA) proposals as part of the SFMTA's proposed budget or budget amendment; proposals subject to the approval requirement include changes to fares, parking meter maximum rates, and hours or days of parking meter operation; at an election to be held on March 5, 2024. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

230987 [Charter Amendment - Establishing the Department of Emergency Management in the Charter]

Sponsor: Safai

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco to establish within the Charter the Department of Emergency Management, the position of the Director of the Department, and the Director's qualifications and appointing authority; at an election to be held on March 5, 2024. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

ORDINANCE

230988 [Planning Code - Cannabis Retail Uses]

Sponsor: Stefani

Ordinance amending the Planning Code to require a minimum distance of 600 feet between a Cannabis Retail Use and daycare centers, exempt pending applications from that distance requirement, and establish an 18-month period of discontinuance of a Cannabis Retail Use as abandonment of the business, preventing its restoration except as a new Cannabis Retail Use; and affirming the Planning Department's determination under the California Environmental Quality Act, making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1, and making findings of public necessity, convenience, and welfare pursuant to Planning Code, Section 302. ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee.

RESOLUTIONS

230989 [Apply for Grants - California Department of Resources Recycling and Recovery Funds]

Sponsors: Mayor; Peskin

Resolution authorizing the Department of the Environment to submit applications on behalf of the City and County of San Francisco for all grants offered by the California Department of Resources Recycling and Recovery for which it is eligible, effective for five years upon approval of this Resolution. (Environment). RECEIVED AND ASSIGNED to Budget and Finance Committee.

230990 [Grant Agreement Amendment - Episcopal Community Services - Cova Non-Congregate Shelter - Not to Exceed \$15,091,353]

Sponsor: Mayor

Resolution approving the third amendment to the grant agreement between Episcopal Community Services and the Department of Homelessness and Supportive Housing ("HSH") for services at the Cova Non-Congregate Shelter; extending the grant term by 10 months from November 1, 2023, for a total term of December 18, 2021, through August 31, 2024; increasing the agreement amount by \$5,150,877 for a total amount not to exceed \$15,091,353; and authorizing HSH to enter into any additions, amendments, or other modifications to the agreement that do not materially increase the obligations or liabilities, or materially decrease the benefits to the City. (Department of Homelessness and Supportive Housing). RECEIVED AND ASSIGNED to Homelessness and Behavioral Health Select Committee.

- 230991 [Grant Agreement Amendment - Episcopal Community Services - Henry Hotel - Not to Exceed \$14,591,945]**
Sponsor: Mayor
 Resolution approving the third amendment to the grant agreement between Episcopal Community Services and the Department of Homelessness and Supportive Housing (“HSH”) for property management and supportive services at the Henry Hotel, a permanent supportive housing site; extending the grant term by 20 months from October 31, 2023, for a total term of July 1, 2019, through June 30, 2025; increasing the agreement amount by \$4,853,433 for a total amount not to exceed \$14,591,945; and authorizing HSH to enter into any additions, amendments, or other modifications to the agreement that do not materially increase the obligations or liabilities, or materially decrease the benefits to the City. (Department of Homelessness and Supportive Housing). RECEIVED AND ASSIGNED to Homelessness and Behavioral Health Select Committee.
- 230992 [Grant Agreement Amendment - Episcopal Community Services - Housing First Permanent Supportive Housing - Not to Exceed \$47,159,399]**
Sponsor: Mayor
 Resolution approving the first amendment to the grant agreement between Episcopal Community Services and the Department of Homelessness and Supportive Housing (“HSH”) for property management and supportive services at five permanent supportive housing buildings; extending the grant term by 16 months from February 29, 2024, for a total term of January 1, 2021, through June 30, 2025; increasing the agreement amount by \$20,829,789 for a total amount not to exceed \$47,159,399; and authorizing HSH to enter into any additions, amendments, or other modifications to the agreement that do not materially increase the obligations or liabilities, or materially decrease the benefits to the City. (Department of Homelessness and Supportive Housing). RECEIVED AND ASSIGNED to Homelessness and Behavioral Health Select Committee.
- 230993 [Accept and Expend Gift - Retroactive - Bequest from the Estate of Janet D. Kramer - Support of Laguna Honda Hospital - \$79,231.32]**
Sponsors: Mayor; Melgar
 Resolution retroactively authorizing the Department of Public Health to accept and expend a cash gift in the amount of up to \$79,231.32 from the Estate of Janet D. Kramer through the Federal Reserve in support of the Laguna Honda Hospital for the period of July 1, 2022, through June 30, 2032. (Public Health Department). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 230994 [Firearm Suicide Prevention Day - September 12, 2023]**
Sponsor: Stefani
 Resolution retroactively recognizing September 12, 2023, to be Firearm Suicide Prevention Day in remembrance of the lives lost to firearm suicide, acknowledgement of the individuals, families, and communities who have been impacted, and to spread awareness about the growing firearm suicide crisis. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 230995 [Accepting the Final San Francisco Reparations Plan]**
Sponsor: Walton
 Resolution accepting the Final San Francisco Reparations Plan of the African American Reparations Advisory Committee. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

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

230959 [Settlement of Lawsuit - Katy Sullivan - \$207,500]

Ordinance authorizing settlement of the lawsuit filed by Katy Sullivan against the City and County of San Francisco for \$207,500; the lawsuit was filed on August 13, 2021, in San Francisco Superior Court, Case No. CGC-21-593827; entitled Katy Sullivan v. City and County of San Francisco, et al.; the lawsuit involves an employment dispute. (City Attorney). RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

230960 [Settlement of Lawsuit - Twilio Inc. - \$18,000,000]

Ordinance authorizing settlement of the lawsuit filed by Twilio Inc. against the City and County of San Francisco for \$18,000,000; the lawsuit was filed on May 27, 2021, in San Francisco Superior Court, Case No. CGC-21-592267; entitled Twilio Inc. v. City and County of San Francisco; the lawsuit involves a claim for refund of telephone users taxes and access line taxes, and related penalties and interest, for tax periods June 1, 2009, through and including December 31, 2018; other material terms of the settlement are that the City will not impose additional telephone users taxes and access line taxes, and any related penalties and interest, for any periods through two months after the settlement is paid, and Twilio Inc. will collect and remit telephone users taxes and access line taxes in a certain manner for all subsequent periods. (City Attorney). RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

230962 [Waiver of Municipal Code Provisions - Phoenix Sky Harbor International Airport - Used Compressed Natural Gas Transit Buses - Not to Exceed \$350,000]

Ordinance waiving competitive bidding requirements in the Administrative Code, and all other requirements in the Administrative Code, Environment Code, or other parts of the Municipal Code as applied to a commodities purchase, to authorize the Airport Commission to procure up to 14 used compressed natural gas transit buses from Phoenix Sky Harbor International Airport for an amount not to exceed \$350,000; and authorizing the Airport Director to negotiate the terms of the agreement consistent with the not to exceed amount. (Airport Commission). ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.

PROPOSED RESOLUTIONS

230963 [Settlement of Unlitigated Claim - Macquarie Holdings (U.S.A.) Inc. - \$252,526.71]

Resolution approving the settlement of the unlitigated claim filed by Macquarie Holdings (U.S.A.) Inc. against the City and County of San Francisco for \$252,526.71; the claim was filed on May 1, 2023; the claim involves a refund of gross receipts and homelessness gross receipts taxes. (City Attorney). RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

- 230964 [Contract - Mission Neighborhood Health Center - HIV Health Services - Not to Exceed \$11,300,310]**
Resolution approving Amendment No. 1 to the Agreement between Mission Neighborhood Health Center and the Department of Public Health, to provide HIV health services, to increase the agreement by \$6,624,852 for an amount not to exceed \$11,300,310; to extend the term by six years from February 29, 2024, for a total agreement term of March 1, 2020, through February 28, 2030; and to authorize DPH to enter into modifications of the Agreement that do not materially increase the City's obligations or liabilities and are necessary to effectuate the purposes of the Agreement or this Resolution. (Public Health Department). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 230965 [Lease Modification - United States Government - Offices Occupied by the U.S. Drug Enforcement Administration - Annual Rent \$620,611.20]**
Resolution approving Modification No. 2 of Lease No. GS-09P-LCA03384 between the United States (U.S.) Government and the City and County of San Francisco, acting by and through its Airport Commission, to extend the term by two years from October 1, 2023, for a total term of October 1, 2015, through September 30, 2025, and increase the annual rent to \$620,611.20 for offices occupied by the U.S. Drug Enforcement Administration. (Airport Commission). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 230966 [Lease Agreement - Guava and Java SFO, Inc. dba Black Point Café and La Colombe Coffee Roasters - \$420,000 Minimum Annual Guarantee]**
Resolution approving the Terminal 2 Coffee Café Lease No.23-0197, between Guava and Java SFO, Inc. dba Black Point Café and La Colombe Coffee Roasters and the City and County of San Francisco, acting by and through its Airport Commission, for a term of 12 years with two one-year options to extend at the sole discretion of the Airport Commission, and a minimum annual guarantee of \$420,000 for the first year of the lease, effective upon approval of this Resolution. (Airport Commission). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 230967 [Lease of Property - 2789-25th Street - The San Francisco General Hospital Foundation - \$0 Initial Base Rent]**
Resolution authorizing and approving the lease of a portion of the real property located at 2789-25th Street to The San Francisco General Hospital Foundation for an initial term of twenty years at an annual base rent of \$0 plus two 10-year extension options to extend, to commence upon execution of the Lease, after approval of this Resolution by the Board of Supervisors and Mayor, in their respective sole and absolute discretion; finding the proposed transaction is in conformance with the General Plan, and the eight priority policies of Planning Code, Section 101.1; adopting California Environmental Quality Act findings; and to authorize the Director of Property to enter into amendments or modifications to the Lease that do not materially increase the obligations or liabilities to the City and are necessary to effectuate the purposes of this Resolution. (Real Estate Department). RECEIVED AND ASSIGNED to Budget and Finance Committee.

Clerk to Act – September 19, 2023

No Board Meeting Minutes were approved.

Requests Granted

None

In Memoriam

Neal Sofman - Supervisor Myrna Melgar

Father Louis Vitale - Supervisor Hillary Ronen

Ramanbhai Bhikhabhai Patel - Supervisor Ahsha Safai