

Board of Supervisors



City Hall
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Legislation Introduced at Roll Call

Tuesday, October 1, 2024

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 and Dorsey

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. ASSIGNED to Budget and Finance Committee.

240966 [Police Code - Public Bath Houses]

Sponsors: Mandelman; Dorsey

Ordinance repealing Article 26 of the Police Code to delete in its entirety the City's regulations governing public bath houses, including but not limited to fee requirements, operating requirements, and permitting requirements. ASSIGNED UNDER 30 DAY RULE to Public Safety and Neighborhood Services Committee.

240967 [Administrative Code - E-Bike Incentive Fund]

Sponsors: Peskin; Preston and Melgar

Ordinance amending the Administrative Code to establish the E-Bike Incentive Fund to support implementation of an electric bicycle (or “e-bike”) incentive program administered by the Department of the Environment. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

240802 [Planning Code - Authorize Increases to the Affordable Price and Income Limits for Certain Below Market Rate Owned Units and Require Amenities to be Resold with Unit]

Sponsor: Melgar

Ordinance amending the Planning Code to allow certain Below Market Rate (BMR) Owned Units to be resold at a price affordable to households at an increased Area Median Income (AMI) level, increase the qualifying AMI limit for BMR purchasers, and require BMR Owned Units originally purchased with parking spaces and other amenities to be resold with the same parking and amenities; 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 making findings of public necessity, convenience, and welfare pursuant to Planning Code, Section 302. SUBSTITUTED AND ASSIGNED to Land Use and Transportation Committee.

240932 [Planning Code - Third Street Alcohol Restricted Use District]

Sponsor: Walton

Ordinance amending the Planning Code to create an exception for certain distilleries, wineries, and breweries to establish on-sale liquor establishments in the Bayview Neighborhood Commercial District, subject to a conditional use authorization; 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. SUBSTITUTED AND ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee.

RESOLUTIONS

240968 [Accept and Expend Grant - California State Transportation Agency - Port Freight Infrastructure Program - \$9,162,000]

Sponsor: Mayor

Resolution authorizing the Port of San Francisco to accept and expend a grant award in the amount of \$9,162,000 from the California State Transportation Agency Port Freight Infrastructure Program, to fund the Pier 80 fendering project, the Amador Street improvement project, and a zero emissions marine terminal truck fleet study for the period of November 1, 2024, through June 30, 2028. (Port). RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 240969 [Accept and Expend Grant - Retroactive - California Department of Parks and Recreation - India Basin Shoreline Park - \$756,728]**
Sponsors: Mayor; Walton
 Resolution retroactively authorizing the Recreation and Park Department to accept and expend a grant from the California Department of Parks and Recreation in the amount of \$756,728 for the India Basin Shoreline Park Project for a term of July 1, 2023, through June 30, 2028; approving the associated grant agreement; and authorizing the Recreation and Park Department to enter into amendments or modifications to the agreement that do not materially increase the obligations or liabilities of the City and are necessary to effectuate the purposes of the Project or this Resolution. (Recreation and Park Department). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 240979 [Honoring the Chinese Consolidated Benevolent Association - 175th Anniversary]**
Sponsors: Peskin; Chan
 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. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 240970 [Domestic Violence Awareness Month - October 2024]**
Sponsor: Stefani
 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. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

MOTIONS

- 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. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 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.]**
Sponsor: Peskin
 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. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 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 attend and answer questions in their roles as former Board members of SF SAFE at a special meeting of the Board of Supervisors' Governmental Audit and Oversight Committee. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 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.]**
Sponsor: Ronen
 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. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 240963 [Mayoral Appointment, Historic Preservation Commission - Dan Baroni]**
 Motion approving/rejecting the Mayor's nomination of Dan Baroni for appointment to the Historic Preservation Commission, term ending December 31, 2026. (Clerk of the Board). RECEIVED AND ASSIGNED to Rules Committee.

REQUEST FOR HEARING

- 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.]**
Sponsor: Peskin
 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. RECEIVED AND ASSIGNED 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 RESOLUTIONS

- 240919 [Authorizing Access to State and Federal Background Checks for Massage Permits]**
Resolution authorizing the Department of Public Health to access state and federal level summary criminal history for the licensing, permitting, and/or certification of massage business applicants. (Public Health Department). RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.
- 240920 [Contract Amendment - San Francisco Public Health Foundation - Community Health Engagement - Not to Exceed \$21,329,720]**
Resolution approving Amendment No. 4 to the agreement between City, acting by and through, the Department of Public Health (DPH), and San Francisco Public Health Foundation for community health engagement, to extend the term by one year and six months from January 1, 2025, for a total term of January 1, 2020, through June 30, 2026, and to increase the amount by \$1,302,153 for a total not to exceed amount of \$21,329,720; and to authorize DPH to enter into amendments or modifications to the agreement that do not materially increase the obligations or liabilities to the City and are necessary to effectuate the purposes of the agreement or this Resolution. (Public Health Department). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 240921 [Agreement - Gillig LLC - Electric Transit Buses - Not to Exceed \$68,772,334]**
Resolution approving Agreement between City, acting by and through the Office of Contract Administration, and Gillig LLC for the purchase of electric transit buses for San Francisco International Airport, for a term of four years from December 1, 2024, through November 30, 2028, and for a total not to exceed amount of \$68,772,334; and to authorize the Office of Contract Administration to make necessary, non-material changes to the Agreement prior to its final execution by all parties that do not materially increase the obligations or liabilities to the City and are necessary or advisable to effectuate the purposes of the Agreement. (Office of Contract Administration). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 240922 [Contract Agreement - Retroactive - Auction Exchange Inc., dba Bar None Auction - Auction Services - \$3,900,000 Anticipated Revenue]**
Resolution retroactively authorizing the Office of Contract Administration (OCA) to execute Contract 1000024326 between the City and County of San Francisco and Auction Exchange Inc., dba Bar None Auction for as-needed citywide auction services for disposal of City owned vehicles and heavy equipment for an estimated anticipated revenue amount of \$3,900,000 for a term of five years commencing on October 1, 2024, through September 30, 2029; and authorizes OCA to enter into any amendments or modifications to the Agreement that OCA determines, in consultation with the City Attorney, are necessary to correct clerical and/or administrative errors, as long as those changes are consistent with this Resolution. (Office of Contract Administration). RECEIVED AND ASSIGNED to Budget and Finance Committee.

240923 [Lease Termination Agreement - Minute Suites Travelers Retreat SFO, LLC - Harvey Milk Terminal 1 Retail Concession Lease 8 - Termination Fee \$75,000]

Resolution approving Lease Termination Agreement for the Harvey Milk Terminal 1 Retail Concession Lease 8 at San Francisco International Airport, Lease No. 20-0045, between Minute Suites Travelers Retreat SFO, LLC, as tenant, and the City and County of San Francisco, acting by and through its Airport Commission. (Airport Commission). RECEIVED AND ASSIGNED to Budget and Finance Committee.

Clerk to Act – October 1, 2024

No Regular Board Meeting Minutes were approved.

Requests Granted

From: Supervisor Dean Preston

To: The Mayor's Office of Housing and Community Development, and the Human Rights Commission

Requests: Requesting information on the reactivation of the Fillmore Heritage Center, located at 1300 Fillmore Street.

In Memoriam

John Amos - Supervisor Ahsha Safai