

Board of Supervisors



City Hall
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Legislation Introduced at Roll Call

Tuesday, October 3, 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.

ORDINANCES

230704 [Planning Code - Fleet Charging Locations and Parcel Delivery Service]

Sponsor: Chan

Ordinance amending the Planning Code to prohibit Parcel Delivery Service activities at Fleet Charging locations; 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. SUBSTITUTED AND ASSIGNED to Land Use and Transportation Committee.

230863 [Planning Code - Exceptions from Limits on Conversion of Production, Distribution and Repair, Institutional Community, and Arts Activities Uses in Eastern Neighborhood Plans Areas]

Sponsor: Dorsey

Ordinance amending the Planning Code to exempt from the limitations on conversion of certain Production, Distribution and Repair ("PDR"), Institutional Community, and Arts Activities uses in the Eastern Neighborhoods Plans Areas (Mission, Eastern SoMa, Western SoMa, and Central SoMa), changes of use from one of those uses to another of those uses or to Institutional uses; 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. SUBSTITUTED AND ASSIGNED to Land Use and Transportation Committee.

RESOLUTIONS

- 231022 [Issuance of Special Tax Bonds - Special Tax District No. 2020-1 (Mission Rock Facilities and Services) - Development Special Tax Bonds, Office Special Tax Bonds, Shoreline (Tax Zone 1) Special Tax Bonds - Not to Exceed \$58,335,000]**
Sponsor: Mayor
Resolution supplementing Resolution No. 196-20 authorizing the issuance and sale of one or more series of Special Tax Bonds for City and County of San Francisco Special Tax District No. 2020-1 (Mission Rock Facilities and Services) in the aggregate principal amount not to exceed \$58,335,000 to be repaid from Development Special Taxes, Office Special Taxes and Shoreline Special Taxes levied in Tax Zone 1 of the Special Tax District, as applicable; approving related documents, as defined herein, including an Official Statement, a Second Supplement to Development Special Tax Fiscal Agent Agreement, Office Special Tax Fiscal Agent Agreement, Shoreline (Tax Zone 1) Special Tax Fiscal Agent Agreement, Bond Purchase Agreement, and Continuing Disclosure Certificate; interpreting the Rate and Method of Apportionment of Special Tax; and determining other matters in connection therewith, as defined herein. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 231023 [Pledge Agreement Related Documents - CCSF Infrastructure Financing District No. 2 (Port of San Francisco), Sub-Project Areas I-1 through I-13 - Special Tax Bonds - CCSF Special Tax District No. 2020-1 (Mission Rock Facilities and Services)]**
Sponsor: Mayor
Resolution approving certain documents and actions related to a Pledge Agreement by City and County of San Francisco Infrastructure Financing District No. 2 (Port of San Francisco) and Development Special Tax Bonds for City and County of San Francisco Special Tax District No. 2020-1 (Mission Rock Facilities and Services); and determining other matters in connection therewith, as defined herein. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 231024 [Emergency Declaration - Trocadero Clubhouse Repairs - Estimated Cost of Repairs Not to Exceed \$1,850,000]**
Sponsors: Mayor; Engardio
Resolution approving the Recreation and Park Department General Manager's declaration of emergency under Administrative Code, Section 6.60, for the repairs to the Trocadero Clubhouse, with an estimated not to exceed amount of \$1,850,000. (Recreation and Park Department). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 231025 [Emergency Declaration - Winter Storm Debris Removal - Estimated Cost of Repairs Exceeds \$250,000]**
Sponsors: Mayor; Engardio
Resolution approving the Recreation and Park Department General Manager's declaration of emergency under Administrative Code, Section 6.60, for winter storm clean-up at Sigmund Stern Grove and other Recreation and Park facilities, estimated to cost in excess of \$250,000. (Recreation and Park Department). RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 231026 [Contract Amendment - Five Keys Schools and Programs - 685 Ellis Semi-Congregate Shelter - Not to Exceed \$27,296,994]**
Sponsor: Mayor
 Resolution approving the first amendment to the contract between Five Keys Schools and Programs and the Department of Homelessness and Supportive Housing (“HSH”) for supportive services and property management at the 685 Ellis semi-congregate shelter; extending the contract term by 31 months from November 30, 2023, for a total term of December 15, 2022, through June 30, 2026; increasing the contract amount by \$19,365,652 for a total amount not to exceed \$27,296,994; and authorizing HSH to enter into any additions, amendments, or other modifications to the contract that do not materially increase the obligations or liabilities, or materially decrease the benefits to the City and are necessary to effectuate the purposes of the contract or this Resolution. (Department of Homelessness and Supportive Housing). RECEIVED AND ASSIGNED to Homelessness and Behavioral Health Select Committee.
- 231027 [Accept and Expend Grant - Friends of Jackson Park - Renovation of Jackson Playground - \$12,440,735]**
Sponsors: Mayor; Walton
 Resolution authorizing the Recreation and Park Department to accept and expend cash and in-kind grants from the Friends of Jackson Park valued at \$12,440,735 for the renovation of Jackson Playground for the project term of upon approval of Board of Supervisors until Notice of Substantial Completion; and to authorize the General Manager of RPD to enter into modifications to the Grant that do not materially increase the obligations or liabilities to the City and are necessary to effectuate the purposes of the contract or this Resolution. (Recreation and Park Department). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 231028 [Cultural District Street Name Designations - "LEATHER & LGBTQ Cultural District" - Various Locations in the South of Market]**
Sponsor: Dorsey
 Resolution adding placemaking street signs reading "LEATHER & LGBTQ Cultural District" to 26 existing street signs in the South of Market neighborhood in the vicinity of LEATHER & LGBTQ Cultural District generally bounded by Brannan Street, Third Street, Mission Street, 12th Street, and Division Street in recognition and honor of the extensive history and contributions of the leather and LGBTQ community pursuant to the Commemorative Street Plaque Ordinance in Public Works Code, Sections 789 et seq. RECEIVED AND ASSIGNED to Land Use and Transportation Committee.

REQUESTS FOR HEARING

- 231029 [Hearing - Treatment on Demand]**
Sponsors: Mandelman; Stefani
 Hearing on the state of Treatment on Demand in San Francisco; and requesting the Department of Public Health, Fire Department, Police Department, District Attorney, Public Defender, Pretrial, SF Superior Court - Collaborative Courts, Human Services Agency, Treatment on Demand Coalition, and Recovery Coalition to report. RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

231030 [Hearing - Working Conditions for Women in the SFPD]

Sponsors: Melgar; Stefani

Hearing on the working conditions and accommodations for working women with children in the San Francisco Police Department (SFPD), including access to clean and adequate lactation resources and childcare; and requesting the SFPD, Department of Human Resources, Department of Early Childcare, and Department on the Status of Women to report. RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

231031 [Hearing - Daylighting Policy]

Sponsor: Melgar

Hearing requesting San Francisco Municipal Transportation Agency (SFMTA) to report on the daylighting policy for intersections across the City; data on the number of intersections that have been daylighted since 2019; data on the number of intersections remaining in need of daylighting; the timeline for complying with the daylighting policy passed by the Board of Supervisors in 2019 (Resolution No. 248-19, File No. 190507); and requesting SFMTA to report. RECEIVED AND ASSIGNED to Land Use and Transportation Committee.

231032 [Hearing - UN Plaza Activation Project and Heart of the City Farmers' Market]

Sponsor: Preston

Hearing on the UN Plaza Activation Project and relocation of the Heart of the City Farmers' Market; and requesting the Recreation and Parks Department and Civic Center Community Benefit District to report. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

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

230996 [Settlement of Lawsuit - Adam Smith, et al. - \$130,401.66]

Ordinance authorizing settlement of the lawsuit filed by Adam Smith, et al., against the City and County of San Francisco for return of the Expedited Conversion Program fee in the amount of \$130,401.66; the lawsuit was filed on September 28, 2021, in San Francisco Superior Court, Case No. CPF-21-517578; entitled Adam Smith, et al. v. City and County of San Francisco; the lawsuit challenges the Board of Supervisors' denial of Petitioners' application to convert their six-unit building at 424-434 Francisco Street to condominiums under the City's Expedited Conversion Program (Subd. Code, Section 1396.4); the settlement includes return of Petitioners' Expedited Conversion Program fee and waiver of the City's litigation costs; other material terms of the settlement are the parties' agreement to withdraw their respective appeals. (City Attorney). RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

PROPOSED RESOLUTIONS

- 230997 [Settlement of Unlitigated Claims - PFP Holdings, Inc. - \$1,039,237.26]**
Resolution approving the settlement of the unlitigated claims filed by PFP Holdings, Inc. against the City and County of San Francisco for \$1,039,237.26; the claims were filed on May 4, 2023; the claims involve a refund of payroll expense, gross receipts, and homelessness gross receipts taxes. (City Attorney). RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 230998 [Real Property Lease - Bayview Plaza, LLC - 3801-3rd Street, Suite 400 - \$554,347 Initial Base Year Rent]**
Resolution approving and authorizing the Director of Property, on behalf of the Department of Public Health, to execute a Lease Agreement for the term of five years with two five-year options to extend the term for continued use of office space with the Bayview Plaza, LLC, located at 3801-3rd Street, Suite 400, at a base rent of \$554,347 per year (approximately \$37.39 per square foot) with 3% annual rent increases effective upon approval of the Resolution and upon execution of the Lease by the Director of Property; and authorizing the Director of Property to execute any amendments, options to extend the agreement term, make certain modifications and take certain actions that do not materially increase the obligations or liabilities to the City, do not materially decrease the benefits to the City and are necessary or advisable to effectuate the purposes of the Lease Agreement or this Resolution. (Real Estate Department). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 230999 [Real Property Lease Amendment - 716 Sacramento LLC and DLS Sacramento LLC - 716-720 Sacramento Street - \$370,000 Annual Base Rent]**
Resolution approving and authorizing the Director of Property, on behalf of the Department of Public Health, to execute a Fourth Amendment to a Lease of real property located at 716-720 Sacramento Street, with 716 Sacramento LLC (73.4%) and DLS Sacramento LLC (26.6%), at a base rent of \$370,000 per year with 3% annual increases, for an initial term commencing upon execution of the Lease and after approval of this Resolution by the Board of Supervisors and Mayor, in their respective sole and absolute discretion, with a total term of December 1, 1996, through June 30, 2026, with two one-year options to extend; and to authorize the Director or Property to enter into any extensions, 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 the Lease or this Resolution. (Public Health Department). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 231000 [Lease of Property - J.D. Harney, Inc., et al. - 2205 Jennings Street - Annual Base Rent of \$264,000]**
Resolution authorizing and approving the lease of a portion of the real property located at 2205 Jennings Street with J.D. Harney, Inc., a California corporation, John Daniel Harney and Bernadette Patricia Harney, Co-Trustees or Successor Trustee of the John Daniel Harney and Bernadette Patricia Harney Revocable Living Trust Under Agreement dated August 13, 1987, as Community Property, and MM1495Wall LP, a California Limited partnership, for an initial three-year term at an annual base rent of \$264,000 (or the monthly amount of \$22,000); plus 3% annual increases to base rent; plus one five-year extension option to further extend the term of the Lease; the Lease will be effective upon approval of this Resolution; 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 the Lease or this Resolution. (Real Estate Department). RECEIVED AND ASSIGNED to Budget and Finance Committee.

231001 [Emergency Declaration - Repair of Fillmore and Green 16" Water Main Break - Total Estimated Cost Not to Exceed \$5,000,000]

Resolution approving an emergency declaration of the San Francisco Public Utilities Commission pursuant to Administrative Code, Section 6.60, to contract resources to perform sewer main, water main, and street repairs on Fillmore Street between Green Street and Union Street, which were damaged by a water main failure, with a total estimated cost not to exceed \$5,000,000. (Public Utilities Commission). RECEIVED AND ASSIGNED to Budget and Finance Committee.

Clerk to Act – October 3, 2023

No Board Meeting Minutes were approved.

Requests Granted

From: Supervisor Ahsha Safai

To: The Office of the City Attorney

Requests: Requesting draft legislation to make Homeward Bound a permanent program, require that any City-funded agency dealing with homelessness make clients aware of the program, and specify the agency in charge of determining eligibility and delivering services.

In Memoriam

The Honorable Senator Dianne Feinstein – President Aaron Peskin and the entire Board of Supervisors

Tim Figueras – President Aaron Peskin

Ardist Cooper Jr. – Supervisor Ahsha Safai