

# Board of Supervisors



City Hall  
1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94102-4689  
Tel. No. 415-554-5184  
TDD No. 415-554-5227

## Legislation Introduced at Roll Call

**Tuesday, November 5, 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**

**241083 [Administrative Code - Reports on 100% Affordable Housing by Mayor's Office of Housing and Community Development]**

**Sponsors:** Mayor; Ronen

Ordinance amending the Administrative Code to end certain quarterly reporting requirements by the Mayor's Office of Housing and Community Development to the Board of Supervisors and Mayor regarding the development of 100% Affordable Housing, and to establish new semi-annual reporting requirements beginning on July 31, 2025. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

**241084 [Business and Tax Regulations Code - Transfer Tax Exemption for Certain Port Leases]**

**Sponsors:** Mayor; Peskin

Ordinance amending the Business and Tax Regulations Code to exempt from real property transfer taxes certain leases with the Port Commission with effective dates on or after November 1, 2024, and on or before December 31, 2034. ASSIGNED to Budget and Finance Committee.

- 241085 [Authorizing Taxable and/or Tax-Exempt Certificates of Participation (Treasure Island - Stage 2 Infrastructure Projects) - Not to Exceed \$65,000,000 and Approving Related Documents and Actions]**  
**Sponsors:** Mayor; Dorsey  
Ordinance authorizing the execution and delivery from time to time of Certificates of Participation, in one or more series on a tax-exempt and/or taxable basis, evidencing and representing an aggregate principal amount of not to exceed \$65,000,000, as the first tranche of the Stage 2 Alternative Financing to finance public improvements within the boundaries of Stage 2 of the Treasure Island project, approving the form of a Trust Agreement (including the form of a Supplement to Trust Agreement) between the City and County of San Francisco (“City”) and U.S. Bank Trust Company, National Association, as trustee (including certain indemnities contained therein); approving respective forms of a Property Lease (including the form of a Supplement to the Property Lease) and a Lease Agreement (including the form of a Supplement to the Lease Agreement), each between the City and such trustee for the lease and leaseback of certain real property and improvements located at 1995 Evans Avenue, or other property as determined by the Director of Public Finance; approving the form of an Official Notice of Sale and a Notice of Intention to Sell the Certificates of Participation; approving the form of an Official Statement in Preliminary and Final form; approving the form of a purchase contract between the City and one or more initial purchasers of the Certificates; approving the form of a Continuing Disclosure Certificate; granting general authority to City officials to take necessary actions in connection with the authorization, sale, execution, and delivery of the Certificates of Participation; approving modifications to documents; declaring the intent to reimburse expenditures from proceeds of tax-exempt obligations; approving amendments to the Special Fund Administration Agreement for the Treasure Island project, and ratifying previous actions taken in connection therewith, as defined herein. ASSIGNED to Budget and Finance Committee.
- 241086 [Appropriation - Treasure Island Development Authority - \$65,550,000 - FY2024-2025]**  
**Sponsors:** Mayor; Dorsey  
Ordinance appropriating \$65,550,000 to the Treasure Island Development Authority including \$65,000,000 of Certificates of Participation proceeds for Stage 2 Infrastructure Projects, \$383,948 of City and County of San Francisco Infrastructure and Revitalization Financing District No. 1 (Treasure Island) Tax Increment, and \$166,052 of City and County of San Francisco Community Facilities District No. 2016-1 (Treasure Island) Special Taxes and placing these amounts on Controller’s Reserve in Fiscal Year (FY) 2024-2025. ASSIGNED to Budget and Finance Committee.
- 241087 [Planning Code - Waiving Certain Development Impact Fees in the Market and Octavia Area Plan]**  
**Sponsors:** Mayor; Dorsey  
Ordinance amending the Planning Code to waive certain development impact fees in the Market and Octavia Area Plan (the Market and Octavia Area Plan and Upper Market Neighborhood Commercial District Affordable Housing Fee, the Van Ness & Market Affordable Housing and Neighborhood Infrastructure Fee, and the Van Ness & Market Community Facilities Fee), and to create a process for previously approved projects to request modification to conditions of approval related to these fees, subject to delegation by the Planning Commission; 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. ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee.

**241088 [Administrative Code - Cannabis Oversight Committee Sunset Date]**  
**Sponsor:** Mandelman  
Ordinance amending the Administrative Code to extend the sunset date for the Cannabis Oversight Committee from January 1, 2025, to January 1, 2027, and providing that the Ordinance shall be retroactive to January 1, 2025. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

**241022 [Administrative Code - Artificial Intelligence Inventory]**  
**Sponsors:** Ronen; Peskin, Chan, Preston and Walton  
Ordinance amending the Administrative Code to establish a process for creating a publicly available inventory of Artificial Intelligence (“AI”) the City uses, reporting requirements, and enforcement measures. SUBSTITUTED AND ASSIGNED UNDER 30 DAY RULE to Rules Committee.

## **RESOLUTIONS**

**241089 [Accept and Expend Gift - Revised Distribution of Margaret Seneshen Living Trust - Police Department Mounted Unit - \$23,405.32]**  
**Sponsor:** Mayor  
Resolution authorizing the Police Department to accept and expend a donation of \$23,405.32 pursuant to the order of revised distribution of the Margaret Seneshen Living Trust to the Police Department Mounted Unit. (Police Department). RECEIVED AND ASSIGNED to Budget and Finance Committee.

**241090 [Accept and Expend Grant - Retroactive - James Irvine Foundation - Public Workforce Capacity Fund - \$496,684]**  
**Sponsor:** Mayor  
Resolution retroactively authorizing the Office of Economic and Workforce Development to accept and expend a grant in the amount of \$496,684 from the James Irvine Foundation during the grant period of November 1, 2024, through November 1, 2026. (Department of Economic and Workforce Development). RECEIVED AND ASSIGNED to Budget and Finance Committee.

**241091 [Approval of a Retroactive 90-Day Extension for Planning Commission Review of Planning Code, Zoning Map - Central SoMa and Transit Center District Commercial Development Requirements (File No. 240787)]**  
**Sponsor:** Mayor  
Resolution retroactively extending by 90 days the prescribed time within which the Planning Commission may render its decision on an Ordinance (File No. 240787) amending the Planning Code and Zoning Map to reduce commercial development requirements in the Central SoMa Special Use District and remove the Transit Center C-3-0 (SD) Commercial Special Use District; 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. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**241092 [Military Equipment Use Policy 2023 Annual Report]**  
**Sponsor:** Mayor  
Resolution receiving and approving the San Francisco Police Department’s Use of Equipment Policy 2023 Annual Report, consistent with the criteria set forth in state law. (Police Department). RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

- 241093 [Accept and Expend Grant - California Department of Housing and Community Development - Infill Infrastructure Grant Program - Catalytic Qualifying Infill Area - \$45,000,000]**  
**Sponsors:** Mayor; Walton  
 Resolution authorizing the Mayor's Office of Housing and Community Development ("MOHCD") to execute a Standard Agreement with California Department of Housing and Community Development ("HCD" or "Department") under the Infill Infrastructure Grant Program - Catalytic Qualifying Infill Area for a total award of \$45,000,000 disbursed by HCD as a grant to the City for infrastructure improvements for 1) housing development related to the revitalization and master development of up to 1770 units of replacement public housing, affordable housing and market rate housing, commonly known as the Sunnysdale HOPE SF Development ("Sunnysdale Project"), 2) housing development related to the revitalization and master development of up to 1700 units of replacement public housing, affordable housing and market rate housing, commonly known as the Potrero HOPE SF Development ("Potrero Project"), and 3) housing development related to the mixed-use urban village including up to 1575 units of affordable and market rate housing commonly known as the India Basin Development ("India Basin Project") for the period starting on the execution date of the Standard Agreement through June 30, 2031, and as amended. (Mayor's Office of Housing and Community Development). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 241094 [Contract Modification - Hitachi Rail GTS USA Inc. - Advanced Train Control System for Central Subway - Not to Exceed \$29,825,385.22]**  
**Sponsor:** Mayor  
 Resolution approving Modification No. 4 to the Agreement for Design Review, Software, Implementation and Testing Services for an Advanced Train Control System (ATCS) for the Central Subway to: 1) acknowledge the contractor's name change from Thales Transport & Security Inc. to Hitachi Rail GTS USA Inc. (Hitachi); 2) compensate Hitachi \$392,992.43 for additional work it performed due to San Francisco Municipal Transportation Agency (SFMTA) changes to ATCS designs and specifications; 3) compensate Contractor \$996,684.59 for 136 days that Contractor's work was delayed due to lack of access to Central Subway sites; 4) add \$705,407.80 to the contract amount to replenish funds SFMTA paid to Hitachi as retention release from Contract 1300, together increasing the contract by \$2,095,084.82, for a not to exceed contract amount of \$29,825,385.22; and 5) modify the Substantial Completion date to August 30, 2022, and extend the warranty period to August 30, 2025. (Municipal Transportation Agency). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 241095 [Accept and Expend Grant and Grant Agreement - BXP Embarcadero Plaza LP - Embarcadero Plaza and Sue Bierman Park - \$12,500,000]**  
**Sponsor:** Mayor  
 Resolution authorizing the Recreation and Park Department (RPD) to enter into an agreement with BXP Embarcadero Plaza LP (BXPE), the Downtown San Francisco Partnership, and the Office of Economic and Workforce Development regarding potential improvements and renovations at Embarcadero Plaza and Sue Bierman Park; and to accept cash and in-kind grants from BXPE of approximately \$2,500,000 for design and RPD project management services; and to accept potential additional grants of approximately \$10,000,000 that could include cash grants from Downtown Community Benefit District (known as the Downtown San Francisco Partnership) or in-kind grants of construction services from BXPE, for the period starting on the execution date of the agreement through December 2028; and authorizing the RPD to enter into amendments or modifications to the agreement provided they 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.

- 241096 [Termination of Real Property Lease and New Real Property Lease - Waterfront Plaza - \$1,000,000 Initial Annual Base Rent]**  
**Sponsors:** Mayor; Peskin  
Resolution approving and authorizing (i) the execution and delivery of a Mutual Lease Termination Agreement for Port Commission Lease No. L. 8618 (the “Existing Lease”) involving Premises known as Waterfront Plaza located on Seawall Lots 315, 316, 317 between Chestnut and Bay Streets at the Embarcadero (the “Site”), and (ii) the execution, delivery and performance of Port Lease No. 17224 for the Site between the San Francisco Port Commission, as landlord, and JPPF Waterfront Plaza, L.P., as tenant (the “New Lease”) for a term of 57 years, with an initial annual base rent of \$1 million and including additional financial participation structures for the Port; and authorizing the Executive Director of the Port to enter into any additions, amendments or other modifications to the New Lease that do not materially increase the obligations or liabilities of the City or Port and are necessary or advisable to complete the transactions which this Resolution contemplates and effectuate the purpose and intent of this Resolution. (Port). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 241097 [Grant Applications and Agreements - Advocates for Human Potential, Inc. - Bond Round 1 Launch Ready Program - Anticipated Revenue to the City in Excess of \$70,000,000]**  
**Sponsors:** Mayor; Mandelman  
Resolution authorizing the San Francisco Department of Public Health (SFDPH) to submit applications for Grant funds to the California Department of Health Care Services, through its contractor Advocates for Human Potential, Inc., under the Behavioral Health Continuum Infrastructure Bond Round 1 Launch Ready Program, pursuant to the Behavioral Health Infrastructure Bond Act of 2024, for a term not to exceed 10 years, with anticipated revenue to the City in excess of \$70,000,000; to enter into Grant Agreements, if one or more is awarded, including binding arbitration and/or a waiver of claims against the State or its third-party Grant Administrator; and authorizing SFDPH to enter into amendments or modifications to the Grant Agreements that do not materially increase the obligations or liabilities of the City and are necessary to effectuate the purpose of the Grant. (Public Health Department). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 241098 [Authorizing Stage 2 Contribution - City and County of San Francisco Community Facilities District No. 2016-1 and Annexation of Property as Improvement Area No. 3]**  
**Sponsors:** Mayor; Dorsey  
Resolution authorizing the Stage 2 Contribution as debt of the City and County of San Francisco Community Facilities District No. 2016-1 (Treasure Island) with respect to one or more improvement areas; confirming that property is annexed to the City and County of San Francisco Community Facilities District No. 2016-1 (Treasure Island) as Improvement Area No. 3 of the City and County of San Francisco Community Facilities District No. 2016-1 (Treasure Island); and determining other pertinent matters in connection therewith. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 241099 [Authorizing Stage 2 Contribution - City and County of San Francisco Infrastructure and Revitalization Financing District No. 1 (Treasure Island)]**  
**Sponsors:** Mayor; Dorsey  
Resolution authorizing the Stage 2 Contribution as debt of the City and County of San Francisco Infrastructure and Revitalization Financing District No. 1 (Treasure Island), and determining other pertinent matters in connection therewith. RECEIVED AND ASSIGNED to Budget and Finance Committee.

**241100 [Finding of Fiscal Feasibility and Term Sheet Endorsement - Port and Fisherman’s Wharf Revitalized, LLC - Lease and Development of Pier 45 Sheds A and C and Portions of Seawall Lot 300/301]**

**Sponsor:** Mayor

Resolution finding the proposed lease and development of Pier 45 Shed A and the former Shed C area, and portions of Seawall Lot 300/301, generally located along the Embarcadero at the terminus of Taylor Street, fiscally feasible under Administrative Code, Chapter 29, and endorsing the term sheet. RECEIVED AND ASSIGNED to Budget and Finance Committee.

**241101 [Agreement - Retroactive - Bay Area Community Resources - A Home Away From Homelessness; A.P. Giannini Beacon; Bret Harte Beacon; Hoover Beacon; Paul Revere Beacon; Summer Learning; and Latino Task Force After School - Not to Exceed \$16,806,000]**

**Sponsor:** Mayor

Resolution retroactively approving an Agreement between City, acting by and through the Department of Children, Youth and Their Families, and Bay Area Community Resources for the following programs: A Home Away From Homelessness; A.P. Giannini Beacon; Bret Harte Beacon; Hoover Beacon; Paul Revere Beacon; Summer Learning; and Latino Task Force After School, for a total term of five years from July 1, 2024, through June 30, 2029, and for a total not to exceed amount of \$16,806,000; and to authorize the Department of Children, Youth and Their Families’ Acting Director 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. (Department of Children, Youth & Their Families). RECEIVED AND ASSIGNED to Budget and Finance Committee.

**REQUEST FOR HEARING**

**241102 [Hearing - Board of Supervisors/Clerk of the Board Annual Budget Guidelines - FY 2025-2026 and FY 2026-2027]**

Hearing to consider the review and approval of the Budget Guidelines for the Board of Supervisors/Clerk of the Board Annual Budget for Fiscal Year (FY) 2025-2026 and FY 2026-2027. (Clerk of the Board). RECEIVED AND ASSIGNED to Budget and Finance 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 ORDINANCES**

#### **241053 [Settlement of Lawsuit - Paul Wildes and Reed Sandberg]**

Ordinance authorizing settlement of a lawsuit filed by Paul Wildes and Reed Sandberg against London Breed, José Cisneros, and Carmen Chu, each sued in their official capacities as employees of the City and County of San Francisco; the lawsuit was filed on January 29, 2024, in San Francisco Superior Court, Case No. CGC-24-611915; entitled Michael Phillips, et al., v. London Breed, et al.; the lawsuit involves alleged violations of California Constitution, article I, Section 7 - Transgender Status Discrimination; California Constitution, article I, Section 7 - Sex Discrimination; California Constitution, article I, Section 7 - Race/Ethnicity Discrimination; the proposed terms of settlement are a payment of \$3,250 in attorney's fees and costs and injunctive relief. (City Attorney). RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

#### **241054 [Settlement of Lawsuit - Michael J. Turon - 2722–2724 Folsom Street]**

Ordinance authorizing settlement of the lawsuit filed by Michael J. Turon against the City and County of San Francisco; the lawsuit was filed on October 1, 2021, in the United States District Court, Northern District of California, Case No. 21-cv-07724; entitled Michael J. Turon v. City and County of San Francisco, et al.; the lawsuit involves challenges to suspension of certain building permits for the property at 2722-2724 Folsom Street; material terms of the settlement are plaintiff agrees to seek conditional use authorization to remove an unauthorized dwelling unit through merger and agrees to construct a detached accessory dwelling unit in an existing rear-yard structure at the property, construction of which will be secured by a stipulated injunction requiring plaintiff to pay liquidated damages to the City if the accessory dwelling unit is not completed, and in exchange the City will lift the suspension on the subject permits, issue the pending permit to complete work at the property, and close its pending enforcement actions. (City Attorney). RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

#### **241055 [Building, Planning Codes - Code Corrections and Updates]**

Ordinance amending the Building and Planning Codes to correct typographical errors, update outdated cross-references, make non-substantive revisions to clarify or simplify Code language, and make other minor, substantive updates to various Code provisions; directing the Clerk of the Board of Supervisors to forward this Ordinance to the California Department of Housing and Community Development upon final passage; 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 adopting findings of public necessity, convenience, and general welfare under Planning Code, Section 302. (Planning Department). ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee.

## **PROPOSED RESOLUTIONS**

### **241056 [Airport Commission Bond-Related Authorizations]**

Resolution approving the Trust Indenture to replace, succeed and supersede Resolution No. 91-0210, as supplemented and amended, with respect to outstanding and future issues of San Francisco International Airport Second Series Revenue Bonds; approving a Form of Series Indenture with respect to San Francisco International Airport Second Series Revenue Bonds; and approving certain other matters related to the implementation of the Trust Indenture and, from time to time, Series Indentures, as defined herein. (Airport Commission). RECEIVED AND ASSIGNED to Budget and Finance Committee.

### **241057 [Contract Approval - United States Department of Energy - Lawrence Livermore National Laboratory - Estimated Revenue of \$66,436,590]**

Resolution approving and authorizing the General Manager of the San Francisco Public Utilities Commission to execute, on behalf of the City and County of San Francisco, a new 10-year water service contract with the United States Department of Energy for continued water service to Lawrence Livermore National Laboratory from January 1, 2025, through December 31, 2034, with an estimated revenue of \$66,436,590 pursuant to Charter, Section 9.118. (Public Utilities Commission). RECEIVED AND ASSIGNED to Budget and Finance Committee.

### **241058 [Agreement Amendment - AECOM Technical Services, Inc. - Mountain Tunnel Improvement Project - Not to Exceed \$34,000,000]**

Resolution approving and authorizing the General Manager of the San Francisco Public Utilities Commission to execute Amendment No. 3 to Professional Services Agreement No. PRO.0096, Mountain Tunnel Improvement Construction Management Services, with AECOM Technical Services, Inc., increasing the contract by \$9,500,000 for a total contract not to exceed amount of \$34,000,000 and extending the contract duration by five months from July 31, 2027, for a total contract term from July 31, 2019, through December 30, 2027, to continue providing specialized construction management services for the Mountain Tunnel Improvements Project, pursuant to Charter, Section 9.118. (Public Utilities Commission). RECEIVED AND ASSIGNED to Budget and Finance Committee.

### **241059 [Greenhouse Gas Energy Sale - Pacific Gas and Electric Company - CleanPowerSF Greenhouse Gas-Free Energy Supplies - Not to Exceed \$8,955,000]**

Resolution approving a Greenhouse Gas-Free Contract for CleanPowerSF with the Pacific Gas and Electric Company to acquire the renewable electricity supplies needed to meet and maintain the City and County of San Francisco's clean energy targets, in an amount not to exceed \$8,955,000 with a term of one year from January 1, 2025, through December 31, 2025, with binding arbitration. (Public Utilities Commission). RECEIVED AND ASSIGNED to Budget and Finance Committee.



**241060 [Prevailing Wage Rates - Various Workers Pursuant to Administrative Code, Section 6.22(e), and Labor and Employment Code, Article 102]**

**Sponsor:** Peskin

Resolution fixing prevailing wage rates for 1) workers performing work under City contracts for public works and improvements; 2) workers performing work under City contracts for janitorial services; 3) workers performing work in public off-street parking lots, garages, or storage facilities for automobiles on property owned or leased by the City; 4) workers engaged in theatrical or technical services for shows on property owned by the City; 5) workers engaged in the hauling of solid waste generated by the City in the course of City operations, pursuant to a contract with the City; 6) workers performing moving services under City contracts at facilities owned or leased by the City; 7) workers engaged in exhibit, display, or trade show work at special events on property owned by the City; 8) workers engaged in broadcast services on property owned by the City; 9) workers engaged in loading or unloading into or from a commercial vehicle on City property of materials, goods, or products in connection with a show or special event, or engaged in driving a commercial vehicle into which or from which materials, goods, or products are loaded or unloaded on City property in connection with a show or special event; 10) workers engaged in security guard services under City contracts or at facilities or on property owned or leased by the City; and 11) motor bus service contracts. (Civil Service Commission). RECEIVED AND ASSIGNED to Budget and Finance Committee.

**241061 [Grant Agreement - Retroactive - Mission Graduates - All Children And Youth Are Ready to Learn And Succeed In School Result Area - Not to Exceed \$10,717,300]**

Resolution retroactively approving the Agreement between the City, acting by and through the Department of Children, Youth and Their Families ("DCYF"), and Mission Graduates, under the All Children And Youth Are Ready To Learn And Succeed In School Result Area for the following five school programs: Bessie Carmichael Beacon, Everett Middle School Beacon, Flynn Elementary School Beacon, Sanchez Elementary School Beacon, and Mission HS/O'Connell HS/June Jordan SE Summer Program, for a term of five years from July 1, 2024, through June 30, 2029, and for a total not to exceed amount of \$10,717,300; and to authorize DCYF 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. (Department of Children, Youth & Their Families). RECEIVED AND ASSIGNED to Budget and Finance Committee.

**Clerk to Act – November 5, 2024**

**Regular Board Meeting Minutes for October 1, 2024, were approved.**

**Requests Granted**

None

**In Memoriam**

None