

Board of Supervisors



City Hall
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Legislation Introduced at Roll Call

Tuesday, November 7, 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

231160 [De-Appropriation and Appropriation - Expenditures of \$39,500,000 Supporting Increased Overtime Expenditures - Department of Public Health - FY2023-2024]

Sponsor: Mayor

Ordinance de-appropriating \$39,500,000 from permanent salaries and dependent coverage fringe benefits, and appropriating \$39,500,000 to overtime in the Department of Public Health, in order to support the Department's projected increases in overtime as required per Administrative Code, Section 3.17. (Public Health Department). ASSIGNED to Budget and Finance Committee.

231161 [Administrative Code - Surveillance Technology Policy - Police Department - Automatic License Plate Readers]

Sponsor: Mayor

Ordinance amending and approving the Surveillance Technology Policy governing the use of Automatic License Plate Readers by the Police Department; and making the required findings in support of said approvals. (Police Department). ASSIGNED to Rules Committee.

231162 [Accept and Expend Grant and Amend the Annual Salary Ordinance - Retroactive - Board of State and Community Corrections - Organized Retail Theft Prevention Grant Program - \$15,326,301]

Sponsor: Mayor

Ordinance retroactively authorizing the Police Department to accept and expend a grant in the amount of \$15,326,301 from the Board of State and Community Corrections Organized Retail Theft Grant Program to fund personnel, training, equipment, and other activities in furtherance of combatting organized retail theft and motor vehicle accessory (catalytic converter) theft in San Francisco, for the period of October 1, 2023, through June 1, 2027; and to amend Ordinance No. 145-23 (Annual Salary Ordinance for Fiscal Years 2023-2024 and 2024-2025, File No. 230645) to provide for two grant-funded full-time positions in Class 1823 Senior Administrative Analyst (2.0). (Police Department). ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.

231163 [Fire Code - Filing of Proof of Inspections with Fire Department and Requiring Five Feet of Access to Divided Lot Structures]

Sponsor: Chan

Ordinance amending the Fire Code to require filing with the Fire Department records of five-year inspection of fire sprinkler systems and annual inspection of fire alarm and detection systems, mandate a filing fee to ensure that the costs of providing for such filings are recovered without producing revenue that is significantly more than such costs, and require a minimum five feet access from the public-right-of-way to residential structures on newly subdivided lots; and directing the Clerk of the Board of Supervisors to forward this Ordinance to the California Building Standards Commission upon final passage. ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee.

231164 [Planning Code - Downtown Rail Extension Fee Waiver]

Sponsor: Dorsey

Ordinance amending the Planning Code to conditionally waive certain fees for projects along the corridor of the Downtown Rail Extension; 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.

231165 [Fire Code - Lithium-Ion Batteries in Powered Mobility Devices]

Sponsor: Peskin

Ordinance amending the Fire Code to provide fire protection standards for the charging and storage of lithium-ion batteries used in powered mobility devices (such as electric bikes, scooters, skateboards, and hoverboards), prohibit use of damaged lithium-ion batteries in such devices, prohibit use of lithium-ion batteries assembled or reconditioned using cells removed from used batteries in such devices, and require the Fire Department to conduct an informational campaign; affirming the Planning Department's determination under the California Environmental Quality Act; and directing the Clerk of the Board of Supervisors to forward this Ordinance to the California Building Standards Commission upon final passage. ASSIGNED to Land Use and Transportation Committee.

RESOLUTIONS

231166 [Authorizing the Issuance of Special Tax Bonds - Improvement Area No. 2 of the City and County of San Francisco Community Facilities District No. 2016-1 (Treasure Island) - Not to Exceed Aggregate Principal Amount of \$17,000,000]

Sponsors: Mayor; Dorsey

Resolution authorizing the issuance and sale of one or more series of Special Tax Bonds for City and County of San Francisco Community Facilities District No. 2016-1 (Treasure Island) with respect to its Improvement Area No. 2 in the aggregate principal amount not to exceed \$17,000,000 approving related documents, including an Official Statement, First Supplement to Fiscal Agent Agreement, Bond Purchase Agreement, and Continuing Disclosure Undertaking; and determining other matters in connection therewith, as defined herein. RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 231167 [Contract - Heluna Health - San Francisco Homeless Outreach Team - Not to Exceed \$36,897,380]**
Sponsor: Mayor
 Resolution approving the contract between Heluna Health and the Department of Homelessness and Supportive Housing (“HSH”) to provide comprehensive outreach and case management through the San Francisco Homeless Outreach Team; approving a term of January 1, 2024, through June 30, 2027, and a total amount not to exceed \$36,897,380; and authorizing HSH to enter into any 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 or advisable to effectuate the purposes of the contract. (Department of Homelessness and Supportive Housing). RECEIVED AND ASSIGNED to Homelessness and Behavioral Health Select Committee.
- 231168 [Apply for Grant Application - Retroactive - Health Resources Services Administration - Ryan White Act HIV/AIDS Emergency Relief Grant Program - \$15,945,695]**
Sponsors: Mayor; Mandelman
 Resolution retroactively authorizing the Department of Public Health to submit an application to continue to receive funding for the Ryan White Act HIV/AIDS Emergency Relief Grant Program grant from the Health Resources Services Administration; and requesting \$15,945,695 in HIV Emergency Relief Program funding for the San Francisco Eligible Metropolitan Area for the period of March 1, 2024, through February 28, 2025. (Public Health Department). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 231169 [Accept and Expend Grant - Retroactive - California State Coastal Conservancy - 900 Innes Redevelopment Project - \$5,100,000]**
Sponsors: Mayor; Walton
 Resolution retroactively authorizing the Recreation and Park Department to accept and expend a grant from the California State Coastal Conservancy for a term effective upon execution of the Grant Agreement through December 31, 2024, in the amount of \$5,100,000 for the 900 Innes Redevelopment Project; approving the associated grant agreement; approving the recording of a deed restriction that prohibits residential use and commercial uses defined as “sensitive” on the property in perpetuity; 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.
- 231170 [Accept and Expend Grant - Behested Payment Waiver - San Francisco Foundation - India Basin Waterfront Park - \$50,000,000]**
Sponsors: Mayor; Walton
 Resolution authorizing the Recreation and Park Department to accept and expend a grant valued at approximately \$50,000,000 from the San Francisco Foundation for the India Basin Waterfront Park Initiative for a term to begin upon approval of the Resolution through December 2026; authorize the solicitation of donations from various private entities and foundations, notwithstanding the Behested Payment Ordinance; 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.

- 231182 [Accept and Expend In-Kind Grant - Trust for Public Land - India Basin Waterfront Park - Valued Approximately \$2,794,638]**
Sponsors: Mayor; Walton
Resolution authorizing the Recreation and Park Department to accept and expend an in-kind grant valued at approximately \$2,794,638 from the Trust for Public Land for the India Basin Waterfront Park Initiative for the term to begin upon approval of the Resolution through December 2026; 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.
- 231183 [Accept and Expend In-Kind Grant - A. Philip Randolph Institute - India Basin Waterfront Park - Valued Approximately \$1,000,000]**
Sponsors: Mayor; Walton
Resolution authorizing the Recreation and Park Department to accept and expend an in-kind grant valued at approximately \$1,000,000 from the A. Philip Randolph Institute for the India Basin Waterfront Park Initiative for the term to begin upon approval of the Resolution through December 2026; 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.
- 231184 [Accept and Expend In-Kind Grant - San Francisco Parks Alliance - India Basin Waterfront Park - Valued Approxintely \$2,000,000]**
Sponsors: Mayor; Walton
Resolution authorizing the Recreation and Park Department to accept and expend an in-kind grant valued at approximately \$2,000,000 from the San Francisco Parks Alliance for the India Basin Waterfront Park Initiative for the term to begin upon approval of the Resolution through December 2026; 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.
- 231171 [Accept and Expend Grant - Retroactive - Centers for Disease Control and Prevention - Strengthening San Francisco Overdose Prevention Collaborations (SSOPC) - \$2,225,000]**
Sponsor: Mayor
Resolution retroactively authorizing the Department of Public Health to accept and expend a grant in the amount of \$2,225,000 from the Centers for Disease Control and Prevention for participation in a program, entitled “Strengthening San Francisco Overdose Prevention Collaborations (SSOPC),” for the period of September 1, 2023, through August 31, 2024. (Public Health Department). RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 231172 [Accept and Expend Grant - Retroactive - Patient-Centered Outcomes Research Institute - University of California, San Francisco - Pure-Tone Audiometry Versus Otoacoustic Emissions for Preschool Hearing Screening - \$1,044,792]**
Sponsor: Mayor
Resolution retroactively authorizing the Department of Public Health to accept and expend a grant in the amount of \$1,044,792 from the Patient-Centered Outcomes Research Institute (PCORI) through the University of California, San Francisco for participation in a program, entitled “Pure-tone audiometry versus otoacoustic emissions for preschool hearing screening,” for the period of July 1, 2023, through June 30, 2028. (Public Health Department). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 231173 [Accept and Expend Grant - Retroactive - Department of Health and Human Services - Building City-Wide Capacity for Community and Traditional First Responders in Overdose Response - \$2,000,000]**
Sponsor: Mayor
Resolution retroactively authorizing the Department of Public Health to accept and expend a grant in the amount of \$2,000,000 from the Department of Health and Human Services for participation in a program, entitled “Building City-Wide Capacity for Community and Traditional First Responders in Overdose Response,” for the period of September 30, 2023, through September 29, 2027. (Public Health Department). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 231174 [Accept and Expend Grant - Retroactive - Andrew W. Mellon Foundation - Jail and Reentry Services Program - Not to Exceed \$375,000]**
Sponsor: Mayor
Resolution retroactively authorizing the San Francisco Public Library to accept and expend a grant not to exceed amount of \$375,000 from the Andrew W. Mellon Foundation to support the Jail and Reentry Services Program for the performance period of October 1, 2023, through December 31, 2024. (Public Library). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 231175 [Directing the City Attorney and City Lobbyist to Request HCD Extend the Housing Element Implementation Action Plan Deadline and Revise and Correct the “Policy and Practice Review” Letter]**
Sponsor: Peskin
Resolution directing the City Attorney and the City Lobbyist, on behalf of the City, to request that the State Department of Housing and Community Development (HCD) extend the Housing Element Implementation Action Plan deadline to ensure all of San Francisco’s extensive, collaborative work to further housing development does not 1) lead to de-certification of San Francisco’s thorough and adopted Housing Element; 2) to revise and correct HCD’s “Policy and Practice Review” letter to be responsive to San Francisco’s adopted Housing Element, including its actions on affordable housing and equity; and 3) to be responsive to the City’s legal obligations to affirmatively further Fair Housing, San Francisco’s Chartered legislative process, and San Francisco’s status as a Charter City imbued with the power of local action over municipal affairs. RECEIVED AND ASSIGNED to Land Use and Transportation Committee.
- 231180 [Reaffirming Support For An Independent, Impartial and Qualified Judiciary]**
Sponsors: Peskin; Walton and Chan
Resolution reaffirming support for the fundamental role of an independent, impartial, and qualified judiciary in upholding the law in the pursuit of justice and the functional operation of a healthy democracy. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

231176 [Commemorative Street Name Designation - "Veterans Alley" - 0 Block of Shannon Street]
Sponsors: Preston; Walton, Dorsey, Safai, Peskin and Stefani
Resolution adding the commemorative street name "Veterans Alley" to the 0 Block of Shannon Street in recognition of The San Francisco Veterans Mural Project (known colloquially as "Veterans Alley"), a community-based mural project located in the Tenderloin. RECEIVED AND ASSIGNED to Land Use and Transportation Committee.

MOTION

231178 [Modifying Time for Submission of Charter Amendment - Rules 2.22.7 and 2.22.8]
Sponsor: Safai
Motion modifying the amount of time required under Rule 2.22.7 between the first appearance on the Board's agenda and the order of submission to the electorate for the Charter Amendment to provide that the Mayor may disapprove in writing certain San Francisco Municipal Transportation Agency (SFMTA) proposals that must be part of SFMTA's proposed budget or budget amendment; proposals subject to disapproval are increases in fares and parking meter maximum rates, and net expansion of hours or days of parking meter operation; at an election to be held on March 5, 2024 (File No. 230986). RECEIVED AND ASSIGNED to Board of Supervisors.

REQUESTS FOR HEARING

231177 [Hearing - Committee of the Whole - Charter Amendment - Mayoral Authority to Disapprove Certain SFMTA Budget Proposals - November 14, 2023, at 3:00 p.m.]
Hearing of the Board of Supervisors sitting as a Committee of the Whole on November 14, 2023, at 3:00 p.m., to consider a Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco to provide that the Mayor may disapprove in writing certain San Francisco Municipal Transportation Agency (SFMTA) proposals that must be part of SFMTA's proposed budget or budget amendment; proposals subject to disapproval are increases in fares and parking meter maximum rates, and net expansion of hours or days of parking meter operation; at an election to be held on March 5, 2024 (File No. 230986); and a Motion modifying the amount of time required under Board Rule 2.22.7 between the first appearance on the Board's agenda and the order of submission to the electorate for the subject Charter Amendment; scheduled pursuant to an oral motion made and approved on November 7, 2023, during action at the Board of Supervisors meeting for File No. 230986. (Clerk of the Board). SCHEDULED FOR PUBLIC HEARING to Board of Supervisors.

231179 [Hearing - BLA's Performance Audit of San Francisco Street Teams]
Sponsor: Preston
Hearing on the Budget and Legislative Analyst's (BLA) performance audit of San Francisco's street teams, including the Fire Department's street response teams, the Department of Homelessness and Supportive Housing's (HSH) outreach and response teams, and the Department of Public Health's (DPH) street medicine and other teams, and planning, implementation, structure, and coordination for management of the street teams amongst various City departments, including the Department of Emergency Management (DEM); and requesting the Fire Department, HSH, DPH, and DEM 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 ORDINANCES

231124 [Campaign and Governmental Conduct Code - Form 700 Filers - General Services Agency - City Administrator]

Ordinance amending the Campaign and Governmental Conduct Code to update and clarify the Conflict of Interest Code's Form 700 (Statement of Economic Interests) filing requirements for officers and employees in the General Services Agency under the City Administrator. (City Administrator). ASSIGNED UNDER 30 DAY RULE to Rules Committee.

231125 [Building, Green Building, Mechanical, and Plumbing Codes - Amending Findings Supporting Enactment of 2022 Codes]

Ordinance amending the local findings included by reference in the following Ordinances: 1) 2022 San Francisco Building Code (Ordinance No. 225-22); 2) 2022 San Francisco Green Building Code (Ordinance No. 227-22); 3) 2022 San Francisco Mechanical Code (Ordinance No. 228-22); 4) San Francisco Plumbing Code (Ordinance No. 230-22); and directing the Clerk of the Board to forward the Ordinance to the California Building Standards Commission as required by State law. (Building Inspection Commission). ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee.

PROPOSED RESOLUTIONS

231126 [Settlement of Unlitigated Claim - Deven Gadula - \$175,000]

Resolution approving the settlement of the unlitigated claim filed by Deven Gadula against the City and County of San Francisco for \$175,000; the claim was filed on January 9, 2023; the claim involves property damage arising from flooding alleged to be caused by a water main rupture. (City Attorney). RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

231127 [Settlement of Unlitigated Claim - Joan Assereto - \$44,000]

Resolution approving the settlement of the unlitigated claim filed by Joan Assereto against the City and County of San Francisco for \$44,000; the claim was filed on March 10, 2023; the claim involves alleged property damage arising from flooding caused by a water main rupture. (City Attorney). RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

Clerk to Act – November 7, 2023

Regular Board Meeting Minutes for October 3, 2023, were approved.

Requests Granted

From: Supervisor Catherine Stefani

To: The Board of Trustees of City College of San Francisco (CCSF)

Requests: Requesting the status of contract negotiations with both faculty and classified unions, their plan to expand CCSF's capacity to serve students, how CCSF can ensure the institution remains accessible and equitable for all members of the community, and responding to why CCSF has not begun to hire back laid-off faculty members despite receiving a directive from the Board of Trustees to do so.

From: Supervisors Catherine Stefani and Shamann Walton

To: Office of Economic & Workforce Development, Recreation & Parks Department, Real Estate Division, and Port Commission

Requests:

Department of Real Estate, Recreation & Parks Department, and Port Commission:

- Please identify any available public land where a “Survivors’ Garden” could be a possibility. We are particularly interested in areas along the waterfront from Aquatic Park to India Basin as these areas are close in proximity to San Francisco Giants’ stadium, and the franchise serves as invaluable partners to creating this healing space. This available space can also be part of an existing park. Please report back areas of approximately one acre that could serve as available plots for this garden.

Office of Economic & Workforce Development:

- Please provide past precedent of public/private partnerships that have successfully created green space in San Francisco.

In Memoriam

Mozell Brooks - Supervisor Shamann Walton

Sylvia Jean Whitley - Supervisor Shamann Walton

Lu Yi - Board President Aaron Peskin

George LaBar- Board President Aaron Peskin

Ady Barkan - Board President Aaron Peskin, Supervisors Hilary Ronen, and Dean Preston