

Board of Supervisors



City Hall
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Legislation Introduced at Roll Call

Tuesday, November 14, 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

230862 [Building Code - Vacant or Abandoned Commercial Storefronts Registration and Fee Suspension]

Sponsor: Mayor

Ordinance amending the Building Code to temporarily suspend the annual registration requirement and registration fee for vacant or abandoned commercial storefronts through December 31, 2024; and affirming the Planning Department's determination under the California Environmental Quality Act. SUBSTITUTED AND ASSIGNED to Budget and Finance Committee.

231185 [Planning, Administrative Codes - Conditional Use Authorization for Removal of Unauthorized Unit]

Sponsor: Melgar

Ordinance amending the Planning Code to waive the Conditional Use Authorization requirement for removal of an unauthorized unit in a single-family home where the owner satisfies certain eligibility criteria, waive the Conditional Use Authorization requirement for removal of an unauthorized unit where that unit does not satisfy open space, dwelling unit exposure, or minimum floor-to-ceiling height requirements, update the required Conditional Use Authorization findings for removal of an unauthorized unit to account for the history of tenancies in that unit; amending the Administrative Code to require that where an owner obtains an exemption from the Conditional Use Authorization requirement to remove an unauthorized unit from a qualifying single-family home, the single-family home shall be subject to the rent increase limitations of the Rent Ordinance; 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 adopting findings of public necessity, convenience, and welfare under Planning Code, Section 302. ASSIGNED UNDER 30 DAY RULE to Land Use and Transportation Committee.

- 231191 [Implementation of Gashouse Cove Project - Marina Yacht Harbor]**
Sponsors: Safai; Peskin and Chan
Ordinance prohibiting the Recreation and Park Department and Planning Department from performing environmental review of, or otherwise implementing, a project to clean up and reconstruct the Marina Yacht Harbor in a manner that would extend the West Harbor Marina by more than 150 feet from its current boundary. ASSIGNED to Land Use and Transportation Committee.
- 231192 [Administrative Code - Shared Space at 1429 Mendell Street Parklet]**
Sponsor: Walton
Ordinance waiving specified requirements in the Administrative Code to allow a food service shared space located at 1429 Mendell Street to be considered as a curbside shared space, subject to certain requirements; and affirming the Planning Department's determination under the California Environmental Quality Act. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

RESOLUTIONS

- 231193 [Accept and Expend Grant - Retroactive - San Francisco General Hospital Foundation - Behavioral Emergency Response Team (BERT), HIV (HIV Patients Experiencing Homelessness), and the Women's Options Clinic - \$180,000]**
Sponsors: Mayor; Mandelman
Resolution retroactively authorizing the Department of Public Health to accept and expend a grant in the amount of \$180,000 from the San Francisco General Hospital Foundation for participation in a program, entitled "Behavioral Emergency Response Team (BERT), Human Immunodeficiency Virus (HIV) (HIV patients experiencing homelessness), and the Women's Options Clinic," for the period of July 1, 2023, through June 30, 2024. (Public Health Department). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 231194 [Accept and Expend Grant - Retroactive - California Department of Public Health - California Home Visiting Program - \$272,000]**
Sponsor: Mayor
Resolution retroactively authorizing the Department of Public Health to accept and expend a grant in the amount of \$272,000 from the California Department of Public Health for participation in a program, entitled "California Home Visiting Program," for the period of July 1, 2022, through September 30, 2024. (Public Health Department). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 231195 [Accept and Expend Grant - Retroactive - California Department of Social Services - Complex Care Capacity Building Allocation - Not to Exceed \$360,570]**
Sponsor: Mayor
Resolution retroactively authorizing the Department of Juvenile Probation to accept and expend a grant allocation from the California Department of Social Services (CDSS) in the amount of \$360,570 for the period of October 1, 2021, through September 30, 2026, for Intensive Foster Care and Family Preservation Services. (Juvenile Probation Department). RECEIVED AND ASSIGNED to Budget and Finance Committee.

231196 [Adopting a Fixed Two-Year Budget in Multiple City Departments, FY 2024-2025 and FY 2025-2026]

Sponsor: Mayor

Resolution adopting a fixed two-year budgetary cycle for the following City departments: Airport, Port, and Public Utilities Commission for Fiscal Years (FY) 2024-2025 and 2025-2026; defining terms and setting deadlines. RECEIVED AND ASSIGNED to Budget and Finance Committee.

231197 [Real Property Lease - LAWRENCE B. STONE PROPERTIES #08, LLC - 2177 Jerrold Avenue - Temporary Shelter - Not to Exceed Annual Base Rent of \$2,469,606 - Tenant Improvements \$5,866,869]

Sponsors: Mayor; Walton

Resolution approving and authorizing the Director of Property, on behalf of the Department of Homelessness and Supportive Housing, to execute a lease agreement with LAWRENCE B. STONE PROPERTIES #08, LLC, for use of the property located at 2177 Jerrold Avenue as a temporary shelter program for the term of 15 years, to commence upon approval of this Resolution, with two five-year options to extend and an annual base rent of \$2,469,606 with 3% annual increases beginning in 2024 under Charter, Section 9.118; authorizing the City's contribution of up to \$5,866,869 towards the cost of tenant improvements; affirming the Planning Department's determination under the California Environmental Quality Act, and adopting the Planning Department's findings of consistency with the General Plan, and the eight priority policies of the Planning Code, Section 101.1; 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.

231198 [Loan Agreement - 1234 Great Highway LLC - 1234 Great Highway - 100% Affordable Housing - Not to Exceed \$24,000,000]

Sponsor: Mayor

Resolution approving and authorizing the Mayor and the Director of the Mayor's Office of Housing and Community Development to execute loan documents relating to a loan to provide financing for the acquisition of real property located at 1234, 1270, and 1280 Great Highway (the "Property"), and predevelopment activities for a 100% affordable multifamily rental building for seniors, in an aggregate amount not to exceed \$24,000,000; approving the form of the loan agreement and ancillary documents; ratifying and approving any action heretofore taken in connection with the property; granting general authority to City officials to take actions necessary to implement this Resolution; as defined herein; and finding that the loan is consistent with the General Plan, and the priority policies of Planning Code, Section 101.1. RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 231199 [Loan Agreement - Grove Street Development, L.P. - 650 Divisadero Street - 100% Affordable Housing - Not to Exceed \$15,000,000]**
Sponsors: Mayor; Preston
Resolution approving and authorizing the Mayor and the Director of the Mayor’s Office of Housing and Community Development to execute loan documents relating to a loan to provide financing for the acquisition of real property located at 650 Divisadero Street (the “Property”), and predevelopment activities for a 100% affordable multifamily rental building, in an aggregate amount not to exceed \$15,000,000; approving the form of the loan agreement and ancillary documents; ratifying and approving any action heretofore taken in connection with the property, as defined herein; granting general authority to City officials to take actions necessary to implement this Resolution, as defined herein; and finding that the loan is consistent the General Plan, and the priority policies of Planning Code Section 101.1. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 231200 [Apply for Grant and Accept Funds Allocation - California Department of Housing and Community Development - Transitional Housing Programs - \$2,091,240 - Housing Navigation and Maintenance Program - \$291,098]**
Sponsor: Mayor
Resolution authorizing the Human Services Agency, on behalf of the City and County of San Francisco, to apply for and accept the county allocation award under the California Department of Housing and Community Development Transitional Housing Program for an amount of \$2,091,240 and Housing Navigation and Maintenance Program for an amount of \$291,098 which provide funding to help young adults secure and maintain housing. (Human Services Agency). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 231202 [Emergency Declaration - Zuckerberg San Francisco General Hospital Building 2 - Chiller and Boiler and Cooling Tower Replacement - Estimated Cost of Repairs Exceeds \$250,000]**
Sponsor: Mayor
Resolution approving the Director of Public Works’ declaration of emergency under Administrative Code, Section 6.60, to replace chiller, boiler, and cooling tower and perform associated repair and upgrades at Zuckerberg San Francisco General Hospital located at 1001 Potrero Avenue, estimated to cost in excess of \$250,000; and affirming the Planning Department’s determination under the California Environmental Quality Act. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 231137 [Local Coastal Program Amendment - 2700-45th Avenue - Wawona Street and 45th Avenue Cultural Center Special Use District]**
Sponsor: Engardio
Resolution transmitting to the California Coastal Commission for review and certification an amendment to the Implementation Program portion of the certified Local Coastal Program for the creation of the Wawona Street and 45th Avenue Cultural Center Special Use District on the parcel located at 2700-45th Avenue; and affirming the Planning Department’s determination under the California Environmental Quality Act. SUBSTITUTED AND ASSIGNED to Land Use and Transportation Committee.

MOTIONS

231203 [Cancelling Committee of the Whole - Report of Delinquent Real Property Transfer Taxes - January 9, 2024, at 3:00 p.m.]

Motion rescinding the Board of Supervisors approval (Motion No. M23-133; File No. 231063) to sit as a Committee of the Whole on January 9, 2024, at 3:00 p.m., to hold a public hearing on a Resolution confirming report of delinquent real property transfer tax under Business and Tax Regulations Code, Section 1115.1(c), for Assessor's Parcel Block No. 0340, Lot No. 004 (2-16 Turk Street), and cancelling the subject Committee of the Whole. (Clerk of the Board). REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

231206 [Amending Board Rules of Order - Amending Board Rule 3.25 and Striking Board Rule 3.32 to Remove the Homelessness and Behavioral Health Select Committee]

Sponsor: Peskin

Motion amending the Board Rules of Order of the Board of Supervisors by striking Board Rule 3.32 to remove the Homelessness and Behavioral Health Select Committee; and amending Board Rule 3.25 to remove the subject Committee as a fiscal committee. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

REQUESTS FOR HEARING

231204 [Hearing - SFHA's Housing Choice Voucher Program]

Sponsor: Safai

Hearing to discuss the San Francisco Housing Authority's (SFHA) Housing Choice Voucher Program, the decision to contract out that program to a third-party organization, the breach of contract between the third-party organization and the SFHA, and the impact of that breach of contract to the City's housing programs, low-income residents, and City budget; and requesting the SFHA, Mayor's Office of Housing and Community Development, and Controller's Office to report. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

231205 [Hearing - Board of Supervisors/Clerk of the Board Annual Budget Guidelines - FY 2024-2025 and FY 2025-2026]]

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) 2024-2025 and FY 2025-2026. (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

231144 [Planning, Administrative Codes - Code Corrections Ordinance]

Ordinance amending the Planning and Administrative Codes to correct typographical errors, update outdated cross-references, and make non-substantive revisions to clarify or simplify Code language; 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.

231145 [Administrative Code - Surveillance Technology Policy - Driver-Safety Video Analytics]

Ordinance approving a Surveillance Technology Policy for San Francisco Municipal Transportation Agency (SFMTA) use of Driver-Safety Video Analytics. (Municipal Transportation Agency). ASSIGNED UNDER 30 DAY RULE to Rules Committee.

PROPOSED RESOLUTIONS

231146 [Agreement Amendment - McKesson Corporation - Group Purchasing Organization Purchase of Pharmaceuticals - Not to Exceed \$977,652,155]

Resolution approving Amendment No. 1 to the Group Purchasing Organization pharmaceutical Agreement between McKesson Corporation and the Department of Public Health (DPH), under Administrative Code, Chapter 21A.2, to increase the Agreement sum by \$596,269,164 for a not to exceed amount of \$977,652,155; extend the term by four years and five months from February 1, 2024, for a total term of February 1, 2020, through June 30, 2028; 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.

231147 [Agreement Amendment - McKesson Plasma and Biologics LLC - Group Purchasing Organization Purchase of Pharmaceuticals - Not to Exceed \$1,466,737,824]

Resolution approving Amendment No. 1 to the Group Purchasing Organization (GPO) pharmaceutical Agreement between McKesson Plasma and Biologics LLC and the Department of Public Health (DPH), under Administrative Code, Chapter 21A.2, to increase the Agreement amount by \$1,170,803,034 for a not to exceed amount of \$1,466,737,824; extend the term by four years and five months from February 1, 2024, for a total term of February 1, 2020, through June 30, 2028; and 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.

- 231148 [Contract Amendment - A Better Way - Mental Health Outpatient Treatment Services and Optional Specialized Mental Health Treatment Services - Not to Exceed \$13,579,299]**
 Resolution approving Amendment No. 2 to the Agreement between A Better Way and the Department of Public Health (DPH), for mental health outpatient treatment services and optional specialized mental health treatment services; to increase the agreement by \$3,799,272 for a total amount not to exceed \$13,579,299; to extend the term by three years and six months from December 31, 2023, for a total agreement term of July 1, 2017, through June 30, 2027; and to authorize DPH to enter into amendments or modifications to the contract prior to its final execution by all parties 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. (Public Health Department). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 231149 [Contract Amendment - The Regents of the University of California - Outpatient/Ambulatory HIV Health Services - Not to Exceed \$26,481,255]**
 Resolution approving Amendment No. 1 to the Agreement between The Regents of the University of California and the Department of Public Health (DPH), to provide outpatient/ambulatory HIV health services to increase the agreement by \$16,483,383 for an amount not to exceed \$26,481,255; to extend the term by five years and eight months from June 30, 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). TRANSFERRED to Budget and Finance Committee.
- 231150 [Contract Amendment - Richmond Area Multi Services, Inc. - Vocational Rehabilitation Employment and Training Programs - Not to Exceed \$40,837,235]**
 Resolution approving Amendment No. 1 to the Agreement between Richmond Area Multi Services, Inc. and the Department of Public Health (DPH), to provide vocational rehabilitation employment and training programs; to increase the agreement amount by \$31,268,440 for a total not to exceed amount of \$40,837,235; to extend the term by four years and six months from December 31, 2023, for a total agreement term of May 1, 2022, through June 30, 2028; 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.
- 231151 [Contract Amendment - Latino Commission - Substance Use Disorder Treatment Services - Not to Exceed \$17,598,422]**
 Resolution approving Amendment No. 2 to the Agreement between Latino Commission and the Department of Public Health (DPH), for substance use disorder treatment services; to increase the agreement by \$7,934,917 for a total amount not to exceed \$17,598,422; to extend the term by three years and six months from December 31, 2023, for a total agreement term of July 1, 2018, through June 30, 2027; and to authorize DPH to enter into amendments or modifications to the contract prior to its final execution by all parties 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. (Public Health Department). RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 231152 [Contract Agreement - Chinese Hospital Association - Subacute Skilled Nursing and Skilled Nursing Facility Beds - Not to Exceed \$18,851,840]**
 Resolution approving Amendment No. 1 to the Agreement between Chinese Hospital Association and the Department of Public Health, to provide subacute skilled nursing and skilled nursing facility beds for hospital overflow or emergency needs, to increase the agreement by \$8,960,000 for an amount not to exceed \$18,851,840 effective upon approval of this Resolution; with no changes to the term of December 1, 2022, through November 30, 2024; 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.
- 231153 [Lease Amendment - DFS Group, L.P. - The International Terminal Duty Free and Luxury Lease - Modify and Extend a Reduced Percentage Rent Structure to December 31, 2026 - Establish a Temporarily Reduced Minimum Annual Guarantee - \$30,000,000]**
 Resolution approving Amendment No. 4 to the International Terminal Duty Free and Luxury Store Lease No. 17-0303 between DFS Group, L.P. and the City and County of San Francisco, acting by and through its Airport Commission, which continues the temporary reduced Percentage Rent structure, but increases the percentage amount to 36% of gross revenues, commencing with Lease Year 5 (2024) and continuing through Lease Year 7 (2026), and establishing a temporarily reduced Minimum Annual Guarantee of \$30,000,000 for Lease Year 5, adjusting annually in accordance with the Lease through Lease Year 7, with the original Base Rent structure recommencing in Lease Year 8 (2027), with each such rent accommodation being conditioned upon Tenant's timely completion of the construction of its remaining facilities in Harvey Milk Terminal 1 no later than December 31, 2024, with no change to the 14-year term, to be effective upon approval of this Resolution. (Airport Commission). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 231154 [Contract Amendment - Golden Gate Petroleum - Renewable Diesel - Not to Exceed \$86,750,000]**
 Resolution authorizing the Office of Contract Administration to enter into a Third Amendment (Modification 3) to Contract 1000013880 between the City and County of San Francisco and Golden Gate Petroleum for the purchase of renewable diesel for all City departments, increasing the contract amount by \$18,750,000 for a new total not to exceed amount of \$86,750,000 and extending the duration by five months from May 31, 2024, for a total agreement term of June 1, 2019, through October 31, 2024; and to authorize the Office of Contract Administration to enter into amendments or modifications to the contract prior to its final execution by all parties 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. (Office of Contract Administration). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 231155 [Settlement of Unlitigated Claims - John Paul USA, Inc. - \$70,805.11]**
 Resolution approving the settlement of the unlitigated claims filed by John Paul USA, Inc. against the City and County of San Francisco for \$70,805.11; the claims were filed on January 9, 2023; the claims involve a refund of gross receipts taxes and payroll expense taxes. (City Attorney). RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

Clerk to Act – November 14, 2023

No Board Meeting Minutes were approved.

Requests Granted

None

In Memoriam

Fred C. Chan – Supervisor Catherine Stefani

Brandon McCapes – Supervisor Matt Dorsey

Felecia Smith – Supervisor Dean Preston

Maria Reyes Garcia – Supervisor Hillary Ronen