

# BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

## MEETING MINUTES - DRAFT

Tuesday, March 15, 2022 - 2:00 PM

**IN-PERSON MEETING**  
**Legislative Chamber, Room 250**  
**City Hall, 1 Dr. Carlton B. Goodlett Place**  
**San Francisco, CA 94102-4689**

*(remote access provided)*  
*(remote public comment provided via teleconference)*

[www.sfgovtv.org](http://www.sfgovtv.org)

**Regular Meeting**

---

SHAMANN WALTON, PRESIDENT

CONNIE CHAN, MATT HANEY, RAFAEL MANDELMAN, GORDON MAR, MYRNA MELGAR,  
AARON PESKIN, DEAN PRESTON, HILLARY RONEN, AISHA SAFAI, CATHERINE STEFANI

*Angela Calvillo, Clerk of the Board*

### BOARD COMMITTEES

#### Committee Membership

**Budget and Appropriations Committee**

Supervisors Ronen, Safai, Mar, Chan, Walton

**Budget and Finance Committee**

Supervisors Ronen, Safai, Mar

**Government Audit and Oversight Committee**

Supervisors Preston, Chan, Mandelman

**Land Use and Transportation Committee**

Supervisors Melgar, Preston, Peskin

**Public Safety and Neighborhood Services Committee**

Supervisors Mar, Stefani, Haney

**Rules Committee**

Supervisors Peskin, Mandelman, Chan

**Youth, Young Adult, and Families Committee**

Supervisors Ronen, Safai, Melgar

#### Meeting Days

Wednesday

1:00 PM

Wednesday

10:30 AM

1st and 3rd Thursday

10:00 AM

Monday

1:30 PM

2nd and 4th Thursday

10:00 AM

Monday

10:00 AM

2nd Friday

10:00 AM

First-named Supervisor is Chair, Second-named Supervisor is Vice-Chair of the Committee.

---

**Members Present:** Connie Chan, Matt Haney, Rafael Mandelman, Gordon Mar, Myrna Melgar, Aaron Peskin, Dean Preston, Hillary Ronen, Ahsha Safai, Catherine Stefani, and Shamann Walton

---

*The Board of Supervisors of the City and County of San Francisco met in regular session, in-person with remote access and public comment also available via telephone, on Tuesday, March 15, 2022, with President Shamann Walton presiding.*

*President Walton called the meeting to order at 2:00 p.m.*

## **Remote Access to Information and Participation**

*The Board of Supervisors and its committees convene hybrid meetings that allow in-person attendance, remote access, and public comment via teleconference. Visit the SFGovTV website at ([www.sfgovtv.org](http://www.sfgovtv.org)) to stream the live meetings and watch meetings on demand or watch live meetings on San Francisco Cable Channels 26, 78 or 99 (depending on your provider). Members of the public may provide public comment in-person or remotely via teleconference (detailed instructions available at: <https://sfbos.org/remote-meeting-call>).*

*Members of the public may submit their comments by email to: [bos@sfgov.org](mailto:bos@sfgov.org); all comments received will be made a part of the official record. Board of Supervisors Regular Meetings begin at 2:00 p.m. on Tuesdays. Committee agendas and their associated documents are available at <https://sfbos.org/meetings/42>.*

*Please visit the Board's website ([www.sfbos.org](http://www.sfbos.org)) regularly to be updated on the current situation as it affects the legislative process. For more information contact the Office of the Clerk of the Board at (415) 554-5184 or [bos@sfgov.org](mailto:bos@sfgov.org).*

## **ROLL CALL AND PLEDGE OF ALLEGIANCE**

*On the call of the roll, Supervisors Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, and Walton were noted present.*

*All Members of the Board were present.*

*President Walton presented the ancestral homeland acknowledgement of the Ramaytush Ohlone, who are the original inhabitants of the San Francisco Peninsula, pursuant to Board Rule 4.7.1.*

## **COMMUNICATIONS**

*Angela Calvillo, Clerk of the Board, instructed members of the public, when general public comment is called, to contribute live comments for up to two minutes in-person or by dialing the provided telephone number. In-person public comment will be taken before remote public comment is called. Those who are providing public comment remotely must dial \* 3 to be added to the remote queue to speak. Written comments may be submitted through email ([bos@sfgov.org](mailto:bos@sfgov.org)) or the U.S. Postal Service at City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.*

## APPROVAL OF MEETING MINUTES

President Walton inquired whether any Member of the Board had any corrections to the February 8, 2022, Board Meeting Minutes, as presented. There were no corrections requested from any Member of the Board.

Supervisor Mar, seconded by Supervisor Mandelman, moved to approve the February 8, 2022, Board Meeting Minutes, as presented. The motion carried by the following vote, following general public comment:

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

## AGENDA CHANGES

There were no agenda changes.

## CONSENT AGENDA

### Recommendations of the Budget and Finance Committee

#### 211292 [Various Codes - Street Vendor Regulation]

**Sponsors: Mayor; Safai, Ronen, Mar and Haney**

Ordinance amending the Public Works Code to regulate vending, require permits for vending, and authorize permit fees and enforcement actions; amending provisions of the Administrative, Business and Tax Regulations, Park, and Police Codes to conform with those amendments; amending the Port Code to merge its permit program with the Public Works permit program; repealing reporting provisions from the Health Code; and adopting findings under the California Environmental Quality Act.

(Fiscal Impact)

(Racial Equity Impact)

**FINALLY PASSED**

#### 220035 [Accept and Expend Grant - Retroactive - The Andrew W. Mellon Foundation - Jail and Reentry Services Program - Amendment to the Annual Salary Ordinance - FYs 2021-2022 and 2022-2023 - \$2,000,000]

**Sponsor: Mayor**

Ordinance retroactively authorizing the San Francisco Public Library to accept and expend a grant award in the amount of \$2,000,000 from the Andrew W. Mellon Foundation for the Jail and Reentry Services Program for the period of January 1, 2022, through December 31, 2023; and amending Ordinance No. 109-21 (Annual Salary Ordinance File No. 210644 for Fiscal Years (FYs) 2021-2022 and 2022-2023) to provide for the addition of one grant-funded full-time position in Class 3630 Librarian 1 (1.0 FTE), one grant-funded full-time position in Class 1822 Administrative Analyst (1.0 FTE), and one grant-funded full-time position in Class 1823 Senior Administrative Analyst (1.0 FTE) at the Public Library for the period of January 1, 2022, through December 31, 2023. (Public Library)

**FINALLY PASSED**

**Recommendations of the Land Use and Transportation Committee****211021 [Planning Code - Landmark Designation - 447 Battery Street (aka Jones-Thierbach Coffee Company Building)]****Sponsor: Peskin**

Ordinance amending the Planning Code to designate 447 Battery Street (aka Jones-Thierbach Coffee Company Building), Assessor's Parcel Block No. 0206, Lot No. 002, as a Landmark consistent with the standards set forth in Article 10 of the Planning Code; 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. (Historic Preservation Commission)

**FINALLY PASSED****220009 [Planning Code - Landmark Designation - 1801 Green Street (aka Golden Gate Valley Carnegie Library)]****Sponsors: Stefani; Peskin and Mandelman**

Ordinance amending the Planning Code to designate 1801 Green Street (aka Golden Gate Valley Carnegie Library), Assessor's Parcel Block No. 0554, Lot No. 001, as a Landmark under Article 10 of the Planning Code; 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. (Historic Preservation Commission)

**FINALLY PASSED****The foregoing items were acted upon by the following vote:**

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

## REGULAR AGENDA

## UNFINISHED BUSINESS

### Recommendations of the Budget and Finance Committee

#### **211295 [Park Code - Admission Fees at the Gardens of Golden Gate Park]**

**Sponsors: Mayor; Mar**

Ordinance amending the Park Code to waive fees for admission by San Francisco residents to the Japanese Tea Garden and the Conservatory of Flowers; to authorize the Recreation and Park Department to waive or discount other admission fees at these facilities as well as at the San Francisco Botanical Garden (all three collectively, "the Gardens"); to require the Recreation and Park Department to begin waiving admission fees for Veterans at the Gardens; to fund these changes by reauthorizing the Recreation and Park Department to set admission fees for non-resident adults at the Gardens through flexible pricing, based on certain factors and to ensure consistency among all three Gardens; and affirming the Planning Department's determination under the California Environmental Quality Act.

**FINALLY PASSED by the following vote:**

Ayes: 10 - Chan, Haney, Mandelman, Mar, Melgar, Preston, Ronen, Safai, Stefani, Walton  
Noes: 1 - Peskin

#### **220001 [Accept and Expend Grant and Amend the Annual Salary Ordinance - Retroactive - Department of Cannabis Control - Local Jurisdiction Assistance Grant Program - \$3,075,769]**

Ordinance retroactively authorizing the Office of Cannabis to accept and expend a grant award in the amount of \$3,075,769 from the Department of Cannabis Control for the Local Jurisdiction Assistance Grant Program for a term of January 1, 2022, through June 30, 2025; and amending Ordinance No. 109-21 (Annual Salary Ordinance File No. 210644 for Fiscal Years 2021-2022 and 2022-2023) to provide for the addition of one grant funded Class 1824 Principal Administrative Analyst position (FTE 0.20), one grant funded Class 1823 Senior Administrative Analyst position (FTE 1.0), and three grant funded class 1822 Administrative Analyst positions (FTE 3.0) at the Office of Cannabis for the period of January 1, 2022, through June 30, 2025. (City Administrator)

**FINALLY PASSED by the following vote:**

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

## NEW BUSINESS

### Recommendations of the Budget and Finance Committee

*President Walton requested File Nos. 220127 and 220128 be called together.*

#### **220127 [Public Employment - Amendment to the Salary Ordinance for the Human Services Agency - FY2021-2022]**

**Sponsor: Mayor**

Ordinance amending Ordinance No. 109-21 (Salary Ordinance for Fiscal Years (FY) 2021-2022 and 2022-2023) to reflect the addition of eight class 2940 Protective Services Workers, two class 2944 Protective Services Supervisor, two class 2904 Human Services Technicians, one class 0923 Manager II, one class 1406 Senior Clerk, one class 2918 Human Services Agency Social Worker and one class 1823 Senior Administrative Analyst for a total of 16 positions (5.328 FTEs) in the Human Services Agency in FY2021-2022 for the period of April 1, 2022, to June 30, 2022. (Human Services Agency)  
(Fiscal Impact)

**PASSED ON FIRST READING by the following vote:**

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

#### **220128 [Appropriation - State and Federal Revenues - Human Services Agency - Various Programs - \$37,627,023 - FY2021-2022]**

**Sponsor: Mayor**

Ordinance appropriating \$37,627,023 of State and Federal Revenues to the Human Services Agency for various programs, including Shelter in Place housing and demobilization, Adult Protective Services, the Housing and Disability Advocacy Program, CalWORKS housing support, and the Transitional Housing Program and Housing Navigator Program support for former foster youth in Fiscal Year (FY) 2021-2022; this Ordinance requires a two-thirds vote of all members of the Board of Supervisors pursuant to Charter, Section 9.113(c).  
(Pursuant to Charter, Section 9.113(c), this matter shall require a vote of two-thirds (8 votes) of all members of the Board of Supervisors to approve such appropriation ordinance for passage.)

(Fiscal Impact)

**PASSED ON FIRST READING by the following vote:**

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

#### **220129 [Appropriation - General Reserve - Municipal Transportation Agency - Portsmouth Square Garage Parking and Transit Fares - \$554,000 - FY2021-2022]**

**Sponsors: Chan; Peskin, Safai, Mar, Haney, Preston and Walton**

Ordinance appropriating \$554,000 from the General Reserve to the Municipal Transportation Agency to support free parking in the Portsmouth Square Garage and transit fares in February of Fiscal Year (FY) 2021-2022.  
(Fiscal Impact)

*Supervisors Preston and Walton requested to be added as co-sponsors.*

**PASSED ON FIRST READING by the following vote:**

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

**220091 [Accept and Expend In-Kind Gift - Retroactive - Consulting Services - Various Providers - Valued at \$1,490,720]****Sponsor: Mayor**

Resolution retroactively authorizing the Department of Technology, through its Office of Civic Innovation's Civic Bridge program, to accept an in-kind gift of consulting services valued at \$1,490,720 from various providers from March 2021 to February 2022. (Department of Technology)

**ADOPTED by the following vote:**

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

**220121 [Grant Agreement Amendment - Meals on Wheels of San Francisco - Home-Delivered Meal (HDM) Nutrition Services to Older Adults - Not to Exceed \$31,480,409]**

Resolution approving an amendment to the grant agreement between the City and County of San Francisco and the non-profit Meals on Wheels of San Francisco, for the administration of the Home-Delivered Meal (HDM) Nutrition Services to Older Adults program; to extend the grant term by three years to commence July 1, 2022, for a total agreement term of July 1, 2021, through June 30, 2025, and to increase the grant amount by \$22,908,619 for a total not to exceed amount of \$31,480,409. (Human Services Agency)  
(Fiscal Impact)

**ADOPTED by the following vote:**

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

*President Walton requested File Nos. 220122 and 220123 be called together.*

**220122 [Grant Agreement Amendment - Children's Council of San Francisco - Early Care and Education Integrated Services - Not to Exceed \$393,732,732]**

Resolution approving a second modification of the grant between the City and County of San Francisco and Children's Council of San Francisco for the provision of Early Care and Education Integrated Services to support the City's implementation of the San Francisco Citywide Plan For Early Care and Education increasing the amount by \$17,680,287 for a revised total grant amount not to exceed \$393,732,732 to commence following Board approval, with no change to the term period of July 1, 2017, through June 30, 2022. (Human Services Agency)  
(Fiscal Impact)

**ADOPTED by the following vote:**

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

**220123 [Grant Agreement Amendment - Wu Yee Children's Services - Early Care and Education Integrated Services - \$81,044,162]**

Resolution approving a third modification of the grant between the City and County of San Francisco and Wu Yee Children's Services, for the provision of Early Care and Education Integrated Services to support the City's implementation of the San Francisco Citywide Plan For Early Care and Education to increase the grant amount by \$5,234,074 resulting in a revised total grant amount of \$81,044,162 to commence following Board approval, with no changes to the grant period of July 1, 2017, through June 30, 2022. (Human Services Agency)  
(Fiscal Impact)

**ADOPTED by the following vote:**

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

**220152 [Agreement - Complete Coach Works - Perform Mid-Life Overhaul Services for 219 Coaches - Not to Exceed \$101,659,122.25]****Sponsors: Mayor; Safai, Mar and Haney**

Resolution approving an agreement between the City and County of San Francisco, by and through the Municipal Transportation Agency (MTA) and Complete Coach Works, to perform mid-life overhaul services to replace and rehabilitate systems for up to 48 standard (40 feet) Hybrid Electric New Flyer Coaches, 111 articulated (60 feet) Hybrid Electric New Flyer Coaches, and 60 articulated (60 feet) Electric Trolley Coaches, in an amount not to exceed \$101,659,122.25 for a term not to exceed five years, to commence upon execution of the agreement by the Director of Transportation after Board approval; and to authorize the MTA to enter into amendments or modifications to the contract 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. (Municipal Transportation Agency)  
(Fiscal Impact)

**ADOPTED by the following vote:**

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

**220158 [Accept In-Kind Gift - Retroactive - Tipping Point Community - Strategic and Operational Consulting Services - Value Not to Exceed \$67,500]****Sponsor: Mayor**

Resolution retroactively authorizing the Department of Homelessness and Supportive Housing ("HSH") to accept an in-kind gift for continued strategic and operational consulting services related to the HSH's Shelter-in-Place Winddown and Rehousing Process ("SIP Rehousing Process") in a value not to exceed \$67,500 from Tipping Point Community for a term from January 1, 2022, through September 30, 2022. (Department of Homelessness and Supportive Housing)

**ADOPTED by the following vote:**

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

**Recommendations of the Land Use and Transportation Committee****211299 [Planning Code - Group Housing Definition]****Sponsors: Peskin; Walton, Mandelman, Ronen, Melgar and Preston**

Ordinance amending the Planning Code to revise the definition of Group Housing; 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.

*Supervisors Ronen, Melgar, and Preston requested to be added as co-sponsors.*

*Privilege of the floor was granted unanimously to Aaron Starr (Planning Department) who responded to questions raised throughout the discussion.*

**PASSED ON FIRST READING by the following vote:**

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton



**211301 [Administrative, Public Works Codes - Permit Review, and Limits on Fines for Shared Spaces Violations]****Sponsors: Peskin; Melgar, Chan, Mar and Safai**

Ordinance amending the Administrative and Public Works Codes to urge departments to review permits within 30 days, limit until April 1, 2023, the issuance of fines for violations of shared spaces requirements except to enforce access requirements for persons with disabilities or first responder personnel, pedestrian and vehicular safety, and removal of abandoned structures, and directing departments to wind down the temporary program no later than March 31, 2023, subject to earlier termination of the Local Emergency; affirming the Planning Department's determination under the California Environmental Quality Act.

*Supervisors Chan, Mar, and Safai requested to be added as co-sponsors.*

**Supervisor Peskin, seconded by Supervisor Safai, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, on Page 6, Lines 15-16, by striking 'Prior to the conversion of a pandemic Shared Space permit to a Curbside Shared Space Permit', Line 17, by adding 'prior to April 1, 2023', Line 18, by striking 'physical', Line 19, by changing 'physical' to ': enforcing' and striking 'necessary', Line 20, by adding 'emergency responder personnel, and', Lines 20-24, by adding 'including but not limited to unobstructed access to the sidewalk, maintenance of an accessible route with diverters, accessible tables, the provision of an appropriate platform threshold and, when provided, ramps that meet accessibility requirements; ensuring visibility (daylighting) at intersections identified in the Vision Zero High-Injury Network', and Lines 24-25, by changing 'emergency responder personnel' to 'requiring removal of abandoned structures'. The motion carried by the following vote:**

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

**PASSED ON FIRST READING AS AMENDED by the following vote:**

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

**Recommendations of the Rules Committee****211294 [Administrative Code - Office of Cyber Security - Chief Information Security Officer]**  
**Sponsor: Mayor**

Ordinance amending the Administrative Code to establish the Office of Cyber Security and the position of Chief Information Security Officer (CISO) who, in coordination with department technology professionals, is responsible for preventing, detecting, and remediating the damage to City infrastructure and information resources from cyber-related incidents; require departments to appoint a Department Information Security Officer; add the CISO as a permanent member of the Committee on Information Technology (COIT); name the City Administrator or designee as Chair of COIT; and provide that the City Administrator with the Mayor's concurrence appoints the Chief Information Officer (CIO).

**PASSED ON FIRST READING by the following vote:**

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

**220160 [Mayoral Appointment, Successor Agency Commission (Commonly Known as Commission on Community Investment and Infrastructure) - Alex Ludlum]**

Motion approving the Mayor's nomination for appointment of Alex Ludlum to the Successor Agency Commission (commonly known as the Commission on Community Investment and Infrastructure), term expiring November 3, 2022. (Clerk of the Board)  
(Ordinance No. 215-12, Section 6(b), provides that this member shall be appointed by the Mayor and subject to confirmation by the majority of the Board of Supervisors. There is no deadline for confirmation and the appointment is not effective until the Board takes action. Transmittal date: February 10, 2022)

**Motion No.** M22-038

**APPROVED** by the following vote:

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

**SPECIAL ORDER 2:30 P.M. - Recognition of Commendations**

*There were no commendations recognized.*

## SPECIAL ORDER 3:00 P.M.

President Walton requested File Nos. 211187, 211188, 211189, and 211190 be called together.

### **Supervisor Safai Excused from Voting**

Supervisor Safai requested to be excused from voting on File Nos. 211187, 211188, 211189, and 211190 (Conditional Use Appeal regarding 3838 - 18th Street), due to a possible conflict of interest.

Supervisor Stefani, seconded by Supervisor Mandelman, moved that Supervisor Safai be excused from voting on File Nos. 211187, 211188, 211189, and 211190 (Conditional Use Appeal regarding 3838 - 18th Street). The motion carried by the following vote:

Ayes: 10 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Stefani, Walton  
Excused: 1 - Safai

### **211187 [Hearing - Appeal of Conditional Use Authorization Approval - 3832-18th Street]**

Hearing of persons interested in or objecting to the approval of a Conditional Use Authorization pursuant to Sections 209.2, 253, 303, and 317, of the Planning Code, for a proposed project at 3832-18th Street, Assessor's Parcel Block No. 3580, Lot No. 018, identified in Planning Case No. 2020-001610CUA, issued by the Planning Commission by Motion No. 21016, dated October 14, 2021, to allow demolition of a single-family residence and approval of an individually requested state density bonus project pursuant to Planning Code, Section 206.6 (using the State Density Bonus Law (California Government Code, Sections 65915-65918)), for the project invoking waivers from the development standards for rear yard (Planning Code, Section 134), dwelling unit exposure (Planning Code, Section 140), and maximum height limit (Planning Code, Section 260) that would construct a new five-story, 50-foot tall, residential building (approximately 10,023 square feet) with 19 group housing units located within the RM-1 (Residential-Mixed, Low Density) Zoning District and a 40-X Height and Bulk District. (District 8) (Appellant: Athanassios Diacakis) (Filed November 12, 2021) (Clerk of the Board)

President Walton opened the public hearing and Supervisor Mandelman provided opening remarks regarding the project and appeal. The President then inquired as to whether any individual wished to address the Board. Athanassios (Thanos) Diacakis (Appellant) provided an overview of the appeal, responded to questions raised throughout the discussion, and further requested the Board to approve the appeal. Robin Lewis; Citizen 22; Gary Peddler; Kay Koehneke; Jacque Mondavi; Julie Wong; Lewis Porter; Elizabeth Batey; Chris Rudy; Speaker; spoke in support of the appeal and in opposition to the project. Richard Sucre and Jeffrey Horn (Planning Department) provided an overview of the decision of the Planning Department and responded to questions raised throughout the discussion. Ryan Patterson (Project Sponsor) provided an overview of the project, responded to questions raised throughout the discussion, and further requested the Board to uphold the decision of the Planning Department. Michael Trellis; Speaker; Amy Watts; Adam; Robert Fuqman; Jonathan Randolph; Mike Chen; Martin Mills; spoke in support of the project and in opposition to the appeal. Athanassios (Thanos) Diacakis (Appellant) provided a rebuttal and further requested the Board to approve the appeal. There were no other speakers. President Walton closed public comment and declared the public hearing heard and filed.

**HEARD AND FILED**

**211188 [Approving Conditional Use Authorization - 3832-18th Street]**

Motion approving the decision of the Planning Commission by its Motion No. 21016, approving a Conditional Use Authorization, identified as Planning Case No. 2020-001610CUA, for a proposed project located at 3832-18th Street; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Clerk of the Board)

**Motion No.** M22-039

**Supervisor Mandelman, seconded by Supervisor Ronen, moved that this Motion be APPROVED. The motion carried by the following vote:**

Ayes: 10 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Stefani, Walton  
Excused: 1 - Safai

**211189 [Conditionally Disapproving the Conditional Use Authorization - 3832-18th Street]**

Motion conditionally disapproving the decision of the Planning Commission by its Motion No. 21016, approving a Conditional Use Authorization, identified as Planning Case No. 2020-001610CUA, for a proposed project at 3832-18th Street, subject to the adoption of written findings by the Board in support of this determination. (Clerk of the Board)  
(Charter, Section 4.105, and Planning Code, Section 308.1(d), provides that the Board of Supervisors may disapprove the decision of the Planning Commission by a vote of not less than two-thirds (8 votes) of the members of the Board.)

**Supervisor Mandelman, seconded by Supervisor Ronen, moved that this Motion be TABLED. The motion carried by the following vote:**

Ayes: 10 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Stefani, Walton  
Excused: 1 - Safai

**211190 [Preparation of Findings Related to Conditional Use Authorization - 3832-18th Street]**

Motion directing the Clerk of the Board to prepare findings in support of the Board of Supervisors' disapproval of the proposed Conditional Use Authorization, identified as Planning Case No. 2020-001610CUA, for a proposed project at 3832-18th Street. (Clerk of the Board)

**Supervisor Mandelman, seconded by Supervisor Ronen, moved that this Motion be TABLED. The motion carried by the following vote:**

Ayes: 10 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Stefani, Walton  
Excused: 1 - Safai

## SPECIAL ORDER 3:00 P.M.

*President Walton requested File Nos. 211323 and 211324 be called together.*

## Board of Supervisors Sitting as a Committee of the Whole

*Due to technical issues, President Walton recessed the meeting at 5:40 p.m. and reconvened at 5:46 p.m.*

### **211323 [Hearing - Committee of the Whole - Proclamation of Local Emergency - Drug Overdoses in the Tenderloin - March 15, 2022, at 3:00 p.m.]**

Hearing of the Board of Supervisors convening as a Committee of the Whole on March 15, 2022, at 3:00 p.m., to hold a public hearing on Mayor London N. Breed's December 17, 2021, Proclamation of a Local Emergency Relating to Drug Overdoses in the Tenderloin; scheduled pursuant to Motion No. M22-002, approved on January 4, 2022. (Clerk of the Board)

*President Walton opened the public hearing and inquired as to whether any member of the public wished to address the Committee of the Whole relating the Proclamation of a Local Emergency relating to drug overdoses in the Tenderloin (File Nos. 211323 and 211324). Maryellen Carroll, Director, and Victor Lim (Department of Emergency Management); Chief Cristel Tullock (Adult Probation Department); Dr. Hillary Kunins (Department of Public Health); Emily Cohen (Department of Homelessness and Supportive Housing); Peg Stevenson (Office of the City Controller); Tom Paulino (Mayor's Office); and Captain Chris Canning, Commander Raj Vaswani, and Diana Oliva-Aroche (Police Department) provided an overview of Local Emergency in the Tenderloin and answered questions raised throughout the discussion. Joe Cutler; Kristy Schamela; expressed support of continuing concurrence in the Local Emergency in the Tenderloin. Jordan Davis; Gilbert Crisswell; Speaker; expressed support of withdrawing concurrence in the Local Emergency in the Tenderloin. Ace Washington; Ismael Terra; Curtis Bradford; Alia Inder; Mark Tindall; Tom Wolf; Lisa Strawn; Sara Shortt; Speaker; Citizen 22; spoke on various concerns relating to the Local Emergency in the Tenderloin. There were no other speakers. The President closed public comment, declared the public hearing heard and filed, adjourned as the Committee of the Whole, and reconvened as the Board of Supervisors.*

**HEARD AND FILED**

## Committee of the Whole Adjourn and Report

### **From the Board**

### **211324 [Proclamation of Local Emergency - Drug Overdoses in the Tenderloin]**

**Sponsor: Peskin**

Motion concurring/withdrawing concurrence in the December 17, 2021, Proclamation by the Mayor Declaring the Existence of a Local Emergency in connection with the sudden increase in drug overdoses in the Tenderloin.

**Supervisor Peskin, seconded by Supervisor Ronen, moved that this Motion be REFERRED to the Public Safety and Neighborhood Services Committee. The motion carried by the following vote:**

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

## ROLL CALL FOR INTRODUCTIONS

*See Legislation Introduced below.*

## PUBLIC COMMENT

*Ace Washington; expressed concerns regarding Juneteenth and the organizing body in San Francisco.*

*Todd David; expressed support of the Resolution opposing Assembly Bill No. 2063, expanding the State Density Bonus Law, unless amended (File No. 220246).*

*Karen Rose; expressed support of the recommendation to make John F. Kennedy Drive car-free permanently.*

*Jody Barry; expressed support of the recommendation to make John F. Kennedy Drive car-free permanently.*

*Amy Warren; expressed support of the recommendation to make John F. Kennedy Drive car-free permanently.*

*Tiffany Winter; expressed support of the recommendation to make John F. Kennedy Drive car-free permanently.*

*Anne Tang; expressed support of the recommendation to make John F. Kennedy Drive car-free permanently.*

*Susan George; expressed support of the recommendation to make John F. Kennedy Drive car-free permanently.*

*Zelia Mastercan; expressed support of the recommendation to make John F. Kennedy Drive car-free permanently.*

*Jordan Davis; expressed concerns regarding the lifting of the mask mandate and other COVID restrictions.*

*Valerie Hamm; expressed support of the recommendation to make John F. Kennedy Drive car-free permanently.*

*Robert Fuqman; expressed support of newly introduced legislation supporting an Assembly Bill on a housing tax.*

*Carol Braxton; expressed support of the recommendation to make John F. Kennedy Drive car-free permanently.*

*Joe Clinton; expressed support of newly introduced legislation.*

*Jen Nakama; expressed support of the recommendation to make John F. Kennedy Drive car-free permanently.*

*Dr. Joanne Makala; expressed support of the recommendation to make John F. Kennedy Drive car-free permanently.*

*Speaker; expressed support of the recommendation to make John F. Kennedy Drive car-free permanently.*

*Speaker; expressed support of the recommendation to make John F. Kennedy Drive car-free permanently, and newly introduced legislation supporting an Assembly Bill on a housing tax.*

*Speaker; expressed support of the recommendation to make John F. Kennedy Drive car-free permanently, and newly introduced legislation supporting an Assembly Bill on a housing tax.*

*Speaker; expressed support of the Resolution opposing Assembly Bill No. 2063, expanding the State Density Bonus Law, unless amended (File No. 220246).*

*Peter Papadopoulos; expressed support of the Resolution opposing Assembly Bill No. 2063, expanding the State Density Bonus Law, unless amended (File No. 220246).*

*Zachary Rothenberg; expressed support of the Resolution opposing Assembly Bill No. 2063, expanding the State Density Bonus Law, unless amended (File No. 220246).*

*Cheryl Thornton; expressed concerns regarding outreach done for the Redistricting Task Force.*

Speaker; requested the Board take action against the release of City employees who remain unvaccinated.

Andrea Davis; expressed support of the recommendation to make John F. Kennedy Drive car-free permanently.

Friday Atwinski; expressed support of the recommendation to make John F. Kennedy Drive car-free permanently.

Speaker; expressed support of the recommendation to make John F. Kennedy Drive car-free permanently.

Charlie Schwartz; expressed support of the Resolution opposing Assembly Bill No. 2063, expanding the State Density Bonus Law, unless amended (File No. 220246).

Hansel Bacto; expressed support of the recommendation to make John F. Kennedy Drive car-free permanently.

Elizabeth Schur; expressed support of the recommendation to make John F. Kennedy Drive car-free permanently.

Mary Zane; expressed support of the recommendation to make John F. Kennedy Drive car-free permanently.

Heather Bin; expressed support of the recommendation to make John F. Kennedy Drive car-free permanently.

Elliott Schwartz; expressed support of the recommendation to make John F. Kennedy Drive car-free permanently.

Paul Maldonado; expressed support of the recommendation to make John F. Kennedy Drive car-free permanently.

Ahmadie Just; expressed support of the recommendation to make John F. Kennedy Drive car-free permanently.

Speaker; expressed support of the recommendation to make John F. Kennedy Drive car-free permanently, and newly introduced legislation supporting an Assembly Bill on a housing tax.

Louis Groffheimer; expressed support of the recommendation to make John F. Kennedy Drive car-free permanently.

David Maude; expressed support of the recommendation to make John F. Kennedy Drive car-free permanently.

Fernando Marti; expressed support of newly introduced legislation supporting an Assembly Bill on a housing tax.

Ahmed Adisho; expressed support of the recommendation to make John F. Kennedy Drive car-free permanently.

Ira Kaplan; expressed support of the recommendation to make John F. Kennedy Drive car-free permanently.

Nick Bower; expressed support of newly introduced legislation supporting an Assembly Bill on a housing tax.

Speaker; expressed support of the recommendation to make John F. Kennedy Drive car-free permanently.

Speaker; requested the Board take action against the release of City employees who remain unvaccinated.

Leah Sam; expressed support of the recommendation to make John F. Kennedy Drive car-free permanently.

Lisa Church; expressed support of the recommendation to make John F. Kennedy Drive car-free permanently, and newly introduced legislation supporting an Assembly Bill on a housing tax.

Speaker; expressed support of the recommendation to make John F. Kennedy Drive car-free permanently.

Barry Taranto; expressed concerns regarding closing certain streets and Golden Gate Park.

Sabra Heather; expressed support of the Resolution opposing Assembly Bill No. 2063, expanding the State Density Bonus Law, unless amended (File No. 220246).

Julie; requested the Board take action against the release of City employees who remain unvaccinated.

## FOR ADOPTION WITHOUT COMMITTEE REFERENCE

### **220244 [Urging Authorization for the Installation of a Yellow Brick Road in the Tenderloin]**

**Sponsor: Haney**

Resolution urging the authorization of the installation of an enduring Yellow Brick Road on the sidewalks of 17 blocks within the Tenderloin District.

**ADOPTED**

### **220247 [Celebrating and Recognizing the Cultural and Historical Significance of Nowruz, the Persian New Year]**

**Sponsors: Safai; Haney, Walton, Stefani, Preston, Mandelman, Chan, Melgar, Ronen and Mar**

Resolution celebrating and recognizing the cultural contributions of Persian culture and history to modern society on the occasion of the celebration of Nowruz, the Persian New Year.

**ADOPTED**

### **220239 [Reappointment, Commission on the Aging Advisory Council - Juliet Rothman]**

Motion reappointing Juliet Rothman, term ending March 31, 2024, to the Commission on the Aging Advisory Council. (Clerk of the Board)

**Motion No. M22-040**

**APPROVED**

The foregoing items were acted upon by the following vote:

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

## **Severed from the For Adoption Without Committee Reference Agenda**

*Supervisor Peskin requested that File No. 220246 be severed so it they may be considered separately.*

### **220246 [Opposing California State Assembly Bill No. 2063 (Berman) - Expanded State Density Bonus Law - Unless Amended]**

**Sponsors: Peskin; Chan, Mar, Ronen, Preston, Walton, Melgar and Mandelman**

Resolution opposing California State Assembly Bill No. 2063, authored by Assembly Member Marc Berman, and urging the San Francisco Legislative Delegation to amend Assembly Bill No. 2063, in recognition of San Francisco's local planning and affordable tools.

*Supervisor Mandelman requested to be added as a co-sponsor.*

**ADOPTED by the following vote:**

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani, Walton

## IMPERATIVE AGENDA

*There were no imperative agenda items.*



## LEGISLATION INTRODUCED AT ROLL CALL

### **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.*

Legislation Introduced will appear on the Final Minutes for this meeting. Once the Legislation Introduced is approved, it will be available on [http://www.sfbos.org/legislation\\_introduced](http://www.sfbos.org/legislation_introduced).

### **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

### **220231 [Settlement of Lawsuit - Fong & Chan Architects, Inc. - \$6,600,000]**

Ordinance authorizing settlement of the lawsuit filed by the City and County of San Francisco ("City") against Fong & Chan Architects, Inc. for a net payment to San Francisco of \$6,600,000; the lawsuit was filed on April 11, 2019, in the Superior Court of the State of California, County of San Francisco, Case No. CGC-19-575186; entitled City and County of San Francisco v. Fong & Chan Architects, Inc.; the lawsuit involves allegations of professional negligence in the design of the San Francisco General Hospital Rebuild Project and breach of contract; other material terms of the settlement are the City shall receive payment of \$7,350,000 and shall pay Fong & Chan Architects, Inc. \$750,000 on the cross-complaint for unpaid architectural fees. (City Attorney)

03/07/22; RECEIVED FROM DEPARTMENT.

03/15/22; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

## PROPOSED RESOLUTIONS

### **220236 [Modification to the Airport Professional Services Agreement - Hallmark Aviation Services, L.P. - Airport Information and Guest Assistance Services - Two-Year Contract Extension - Not to Exceed \$53,062,378]**

Resolution approving Modification No. 4 to Contract No. 50052, between Hallmark Aviation Services, L.P., and the City and County of San Francisco, acting by and through its Airport Commission, for Airport Information and Guest Assistance Services, extending the term for two years, to commence on July 1, 2022, through June 30, 2024, to increase the labor rate for the new Quality Standards Program rate, and to increase the contract amount by \$11,950,408 for a new total contract not to exceed amount of \$53,062,378. (Airport Commission)

03/04/22; RECEIVED FROM DEPARTMENT.

03/15/22; RECEIVED AND ASSIGNED to Budget and Finance Committee.

### **220237 [Acceptance and Recording of Avigation Easement - Gabriel Gonzalez Jr. - 297 Alta Vista Drive, South San Francisco]**

Resolution authorizing the acceptance and recording of an avigation easement by the City and County of San Francisco from Gabriel Gonzalez Jr. for the development at 297 Alta Vista Drive in South San Francisco, California, at no cost to the City and County of San Francisco; and affirming the Planning Department's determination under the California Environmental Quality Act. (Airport Commission)

03/07/22; RECEIVED FROM DEPARTMENT.

03/15/22; RECEIVED AND ASSIGNED to Land Use and Transportation Committee.

### **220238 [Real Property Lease - Christ Church Lutheran - Behavioral Science Unit Programming - 1090 Quintara Street - \$42,000 Annual Base Rent]**

Resolution approving and authorizing the Director of Property, on behalf of the Police Department, to enter into a Lease for 2,242 square feet of meeting space at 1090 Quintara Street, with Christ Church Lutheran, for Behavioral Science Unit programming, for an initial three year term commencing on April 1, 2022, through March 31, 2025, at a base rent of \$42,000 with 2% annual adjustments and 20% of utilities upon Landlord invoice; approving and authorizing two three-year options upon the City's request; authorizing the Director of Property to execute documents, make certain modifications and take certain actions in furtherance of entering into the Lease and this Resolution, as defined herein; adopting California Environmental Quality Act findings; and making findings that the proposed transaction is in conformance with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Real Estate Department)

03/07/22; RECEIVED FROM DEPARTMENT.

03/15/22; RECEIVED AND ASSIGNED to Budget and Finance Committee.

## ADJOURNMENT

*There being no further business, the Board adjourned at the hour 10:33 p.m.*